

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DANIEL VANDERKODDE and
ANITA BECKLEY, on behalf of
themselves and all others similarly
situated,

Plaintiffs,

v.

MARY JANE M. ELLIOTT, P.C.,
MIDLAND FUNDING, LLC,
MIDLAND CREDIT
MANAGEMENT, INC., ENCORE
CAPITAL GROUP, INC., and
LVNV FUNDING, LLC

Defendants.

Case No. 1:17-cv-203

HON. PAUL L. MALONEY

PLAINTIFFS' FEE AND EXPENSE PETITION

The parties have entered into a proposed Class Action Settlement Agreement (“Agreement”) (ECF No. 276-1, PageID.4022), which the Court has preliminarily approved (ECF No. 283, PageID.4080). The Agreement provides the following relief for class members: (1) recalculating the balance of each class member’s judgment to reflect the legal interest rate under Mich. Comp. Laws Section 600.6013(8) and an additional reduction of \$500 for each class member, a total

benefit to the class of \$13,197,501.40 (Ex. 1, Decl. of T. Westbrook, ¶¶ 11-12¹); and (2) each class member whose judgment balance was reduced to zero is eligible for a monetary award of \$150 on a claims-made basis, a total benefit of \$37,500 for the 250 class members who have submitted valid claim forms to date. (Ex. 2, Decl. of S. Indra ¶¶ 5, 7.) The Agreement also provides, subject to the Court's approval, that Class Counsel shall be paid an attorney's fee of up to \$1.5 million, an amount which: (1) does not draw from any funds to be paid, or reduce the relief provided, to the class, and (2) represents less than 12% of the actual benefit to the class of the settlement. A total fee and cost recovery of \$1.5 million is reasonable and should be approved.

I. A MULTIPLIER OF 2.122 IS APPROPRIATE.

The Fair Debt Collection Practices Act ('FDCPA'), 15 U.S.C. § 1692 et seq., is a fee-shifting statute, entitling the successful consumer to an award of a reasonable attorney's fee as determined by the court. 15 U.S.C. § 1692k(a)(3). Attorney fees

¹ At the time the Settlement Agreement was reached, the adjustments to class members' balances to reflect the lower judgment interest rate rather than 13% were approximated at \$7 million. Further analysis has shown that, after adjustments and a further \$500 credit for each class member, the total of class members' balances is reduced from \$24,441,946.68 to \$11,244,445.28. This is a difference of \$13,197,501.40.

under fee-shifting statutes typically are calculated using the “lodestar” method (reasonable hourly rate times reasonable number of hours worked). In a class action, the district court has the option of calculating a reasonable attorney’s fee using a multiplier of the lodestar calculation. “Multipliers are not uncommon in class action settlement cases to enhance the lodestar figure in recognition of the ‘risk an attorney assumes in undertaking a case, the quality of the attorney’s work product, and the public benefit achieved.’” *Lonardo v. Travelers Indem. Co.*, 706 F. Supp. 2d 766, 794-95 (N.D. Ohio 2010) (quoting *Rawlings v. Prudential-Bache Props., Inc.*, 9 F.3d 513, 515-17 (6th Cir. 1993)). In determining an appropriate multiplier, courts in the Sixth Circuit evaluate six factors:

- 1) the value of the benefit rendered to the [class],
- 2) society’s stake in rewarding attorneys who produce such benefits in order to maintain an incentive to others,
- 3) whether the services were undertaken on a contingent fee basis,
- 4) the value of the services on an hourly basis,
- 5) the complexity of the litigation, and
- 6) the professional skill and standing of counsel involved on both sides.

Ramey v. Cincinnati Enquirer, Inc., 508 F.2d 1188, 1196 (6th Cir. 1974) (citing *Denney v. Phillips & Buttorff Corp.*, 331 F.2d 249 (6th Cir.), *cert denied*, 379 U.S. 831 (1964)).

The Sixth Circuit has approved a lodestar multiplier of 2.0 for class counsel, even where “the amount received in settlement was low relative to the losses suffered

by members of the class,” where class counsel’s work was of substantial benefit. *Rawlings v. Prudential-Bache Properties, Inc.*, 9 F.3d 513, 517 (6th Cir. 1993).

Here, the lodestar calculation for Class Counsel would be insufficient without a multiplier, and the factors considered by the Sixth Circuit support Class Counsel’s request for a multiplier of 2.122. The benefit of Class Counsel’s work to the class totals over \$13 million in direct debt reductions and elimination, cash payments for many class members, and the broad benefits to the class and the public of effectively ending Defendants’ practice of adding unlawful interest to judgment debts. Over nine years of litigation, no attorneys other than Class Counsel have sought to intervene on behalf of any person affected by the challenged practice or filed similar putative class actions, suggesting that a multiplier is necessary and appropriate to incentivize qualified attorneys to bring and maintain such claims. Class Counsel have undertaken the representation of Plaintiffs and the class on contingency and have been paid no fee to date for approximately 1,679.5 hours of labor. Class Counsel’s skill and experience were sufficient to obtain a favorable settlement for nearly 5,300 Michigan residents notwithstanding comprehensive defensive strategies by Defendants’ experienced and competent counsel, including numerous highly technical dispositive motions.

II. CLASS COUNSEL’S LODESTAR ANALYSIS.

The U.S. Supreme Court has explained the calculation for an award of attorney fees under a fee-shifting statute:

The most useful starting point for determining the amount of a reasonable fee is the number of hours reasonably expended on the litigation multiplied by a reasonable hourly rate. The calculation provides an objective basis on which to make an initial estimate of the value of a lawyer's services.

Hensley v. Eckerhart, 461 U.S. 424, 433 (1983). “The standards set forth in this opinion are generally applicable in all cases in which Congress has authorized an award of fees to a ‘prevailing party.’” *Id.* at 433, n.7.

A. Number of Hours Reasonably Expended.

A calculation of the number of hours reasonably expended can involve consideration of three issues, (1) whether the lawyer actually worked the number of hours claimed, (2) whether the work performed was sufficiently related to the points on which the plaintiff prevailed, and (3) whether the attorney used poor judgment in spending too many hours on some part of the case or by unnecessarily duplicating the work of co-counsel. *See Coulter v. State of Tennessee*, 805 F.2d 146, 150-51 (6th Cir. 1986).

The attached sworn Declarations of Phillip C. Rogers and Theodore J. Westbrook (Ex. 1; Ex. 3) provide detailed breakdowns of the time spent representing

the interests of the Plaintiffs and the class, including time records showing substantial efforts in initial investigation. Class Counsel visited numerous Michigan State District Courts and reviewed thousands of case files, oftentimes requiring retrieval of files or garnishments from long-term storage, and applied calculations to approximate the interest rates used to calculate debt amounts. (*Id.*) After the filing of the First Amended Complaint, Class Counsel pursued written and deposition discovery, responded to numerous dispositive motions, pursued a successful appeal after initial dismissal, negotiated a proposed settlement, and proceeded to implement the settlement and work for its approval. Without these efforts, valuable results for the class could not be assured. Class Counsels' hours, totaling 1,679.5 among two attorneys, reflect judicious and efficient use of time and no efforts that were excessive to the posture of the case or the tasks at hand.

B. Reasonable Hourly Rate.

To determine a reasonable hourly rate for attorney fees, the courts look to the prevailing market rate for similar services of local attorneys with comparable skill, experience, and reputation. *Missouri v. Jenkins*, 491 U.S. 274, 285-86 (1989).

According to the Sixth Circuit:

In determining what the level of compensation for each category of service should be, the court should look to the fair market value of the services provided. In most communities, the marketplace has set a value for the services of attorneys, and the hourly rate charged by an attorney

for his or her services will normally reflect the training, background, experience and skill of the individual attorney. For those attorneys who have no private practice, the rates customarily charged in the community for similar services can be looked to for guidance. Focusing on the fair market value of the attorney's services will best fulfill the purposes of the Fees Awards Act, by providing adequate compensation to attract qualified and competent attorneys without affording any windfall to those who undertake such representation. The entire purpose of the statutes was to ensure that the representation of important national concerns would not depend upon the charitable instincts of a few generous attorneys.

Northcross v. Bd. of Educ., 611 F.2d 624, 638 (6th Cir. 1979).

The Seventh Circuit has stated: "In order to encourage able counsel to undertake [Fair Debt Collection Practices Act] cases, as Congress intended, it is necessary that counsel be awarded fees commensurate with those which they could obtain by taking other types of cases Paying counsel in FDCPA cases at rates lower than those they can obtain in the marketplace is inconsistent with the congressional desire to enforce the FDCPA through private actions, and therefore misapplies the law." *Tolentino v. Friedman*, 46 F.3d 645 (7th Cir. 1995).

To attract attorneys to represent plaintiffs in contingent, fee-shifting cases enforcing laws which protect the public as Congress intended - civil rights, environmental and consumer - they must be adequately compensated. *See Herrera v. First Northern Sav. & Loan Assoc.*, 805 F.2d 896, 902 (10th Cir. 1986) (Congress's goal underlying the TILA is to "create a system of private attorneys general to aid the

effective enforcement of the Act”); *DeJesus v. Banco Popular de Puerto Rico*, 918 F.2d 232, 235 (1st Cir. 1990) (“The Court ... must award attorney's fees to the prevailing plaintiff sufficient to vindicate the Congressional goal of creating a system of private attorneys general to aid in effective enforcement of the [TILA]”); *McGowan v. King, Inc.*, 569 F.2d 845, 848 (5th Cir. 1978) (“scheme of [TILA] is to create a system of private attorneys general to aid its enforcement”). By allowing enforcement of the consumer protection laws through private attorneys general that are guaranteed reasonable fees for a successful action, Congress has devised a method that saves taxpayers money by eliminating the need for a large federal enforcement agency and instead shifting the cost of enforcement to the wrongdoers and the marketplace.

The value of the services of Class Counsel, Phillip C. Rogers and Theodore J. Westbrook, totals \$706,850.50, as reflected in the attached Declarations. (Ex. 1, Decl. of P. Rogers; Ex. 2, Decl. of T. Westbrook.) Mr. Roger’s hourly rate of \$450 is exactly the 75th percentile for Grand Rapids area attorneys and the 75th percentile for consumer protection attorneys, according to the State Bar of Michigan’s 2023 Economics of Law Survey. (Ex. 4.) Mr. Rogers’s extensive consumer law and class action experience and over 43 years in practice justify his hourly rate. Mr. Westbrook’s hourly rate of \$400 is between the mean and 75th percentiles for Grand Rapids area attorneys and for consumer protection attorneys. (*Id.*) Mr. Westbrook’s

rate is likewise reasonable given his 19 years practicing consumer law, including dozens of FDCPA cases in this Court, and class action experience.

CONCLUSION

Class Counsel's uncontested fee request of \$1.5 million is justified by the record in this case; the results achieved; Class Counsel's skills, qualifications, and efforts; and the reasonableness of Class Counsel's rates and hours. The fee request, reflecting 1,679.5 hours of labor, hourly rates of \$400 and \$450, and a multiplier of 2.122, should be granted.

Respectfully submitted,

Dated: March 30, 2026

/s/ Theodore J. Westbrook
Theodore J. Westbrook
Westbrook Law PLLC
Attorney for Plaintiffs
Centennial Plaza, Suite 205
2851 Charlevoix Dr. SE
Grand Rapids, MI 49546
(616) 288-9548
ted@westbrook.law

Phillip C. Rogers
Attorney for Plaintiffs
Centennial Plaza, Suite 205
2851 Charlevoix Dr. SE
Grand Rapids, MI 49546
(616) 776-1176
consumerlawyer@aol.com

EXHIBIT 1

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
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DECLARATION OF THEODORE J. WESTBROOK

I, Theodore J. Westbrook, hereby declare under penalty of perjury that the following statements are true and correct:

1. I am making this Declaration in support of an award of attorney fees and make the following statements based upon my personal knowledge.
2. I am a member in good standing of the bars of the following courts:
 - Michigan State Bar, admitted 2007

- United States Court of Appeals for the Federal Circuit, admitted 2007
- United States District Court for the Western District of Michigan, admitted 2008
- United States District Court for the Eastern District of Michigan, admitted 2009
- United States Court of Appeals for the Sixth Circuit, admitted 2011
- United States District Court for the District of Colorado, admitted 2013
- United States Court of Appeals for the Tenth Circuit, admitted 2013
- United States Supreme Court, admitted 2015

3. I graduated *summa cum laude* from Michigan State University College of Law in 2007. I was an associate with the Grand Rapids, Michigan law firm of Drew, Cooper & Anding from May of 2007 until June 30, 2013, and was a partner from July 1, 2013 to June 3, 2016.

4. From June 4, 2016 to present, I have been a member of Westbrook Law PLLC, a Grand Rapids-based specialized civil litigation practice with primary emphasis on consumer protection and class actions.

5. My experience includes 78 cases filed in the United States District Court for the Western District of Michigan, including two certified class actions in which I was appointed class counsel, 53 consumer-law cases, and 28 cases in which claims were asserted under the Fair Debt Collection Practices Act.

6. I have also represented approximately 20 consumer clients in cases filed in the United States District Court for the Eastern District of Michigan, Michigan State Courts, and the United States District Court for the District of Colorado, including substantive objections and appeals regarding class settlement on behalf of Michigan consumers.

7. My current hourly rate is \$400. This rate is between the median (\$368) and 75th-percentile (\$450) rates for attorneys practicing in Grand Rapids, Michigan, and between the median (\$330) and 75th-percentile (\$450) rates for consumer law specialists in Michigan, according to the 2023 State Bar of Michigan Economics of Law Survey Results. It is the same hourly rate typically billed for my firm's hourly engagements since September of 2025.

8. A detailed listing of the hours I devoted to this matter, attached hereto, accurately reflects the labor spent in investigating the claims, researching causes of action, drafting of the complaint and amended complaint, drafting and reviewing discovery information, preparing for and attending depositions, drafting motions and briefs, negotiating a settlement, and advocating for approval of the settlement. My hours total 972.4 for this matter, not including preparation for and attendance at the Final Fairness hearing.

9. Westbrook Law PLLC often operated at its maximum capacity during the pendency of this matter. Time I expended in this matter could not be devoted to other matters and caused the firm to decline representation of other prospective clients on several occasions.

10. The attached time records also accurately reflect the costs Westbrook Law PLLC incurred in this matter, including filing fees, transcription fees, mediation fees, research costs, and postage costs. These costs, totaling \$7,015.15, were forwarded by the firm on behalf of the Plaintiffs and Class.

11. I have reviewed spreadsheets produced by Mary Jane M. Elliott, P.C. that show each class member's account information, including the pre-settlement balance of their judgment and the adjusted balance.

12. This information indicates that, as a result of the relief provided in the proposed class action settlement in this case, class members' judgment balances are reduced from a total of \$24,441,946.68 to \$11,244,445.28. This is a benefit to the class in the amount of \$13,197,501.40, not including cash payments owed to class members whose judgment balances are reduced to zero by the adjustments and reductions.

Dated: March 30, 2026

/s/ Theodore J. Westbrook
Theodore J. Westbrook
Westbrook Law PLLC
Attorney for Plaintiffs
Centennial Plaza, Suite 205
2851 Charlevoix Dr. SE
Grand Rapids, MI 49546
(616) 288-9548
ted@westbrook.law

Westbrook Law PLLC
 Centennial Plaza, Suite 205
 2851 Charlevoix Dr. SE
 Grand Rapids, MI 49546



VanderKodde, Daniel
 _____ Wingate Dr. Apt ____
 Grand Rapids, MI 49512

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Date	Mar 30, 2026
Terms	Net 10
Service Thru	Mar 30, 2026

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In Reference To: Midland Funding LLC (Labor)

Date	By	Services	Hours	Rates	Amount
02/03/2017	TJW	Review: Review and analyze court files at 62-B District Court. Attorney analysis regarding same.	2.90	\$ 400.00/hr	\$ 1,160.00
02/08/2017	TJW	Documentation: Review and analyze court files at 62 -B district court. Attorney analysis regarding same. Draft letter to prospective clients.	3.70	\$ 400.00/hr	\$ 1,480.00
02/09/2017	TJW	Meeting: Attorney analysis regarding legal and strategic issues.	2.00	\$ 400.00/hr	\$ 800.00
02/10/2017	TJW	Meeting: Office conference with K. Rogers regarding strategy and factual research. Draft solicitation letter.	1.40	\$ 400.00/hr	\$ 560.00
02/13/2017	TJW	Review: Attorney analysis regarding class certification issues. Prepare investigative letters.	0.80	\$ 400.00/hr	\$ 320.00
02/15/2017	TJW	Phone Call: Telephone conference with S. Buck regarding claims against Mary Jane Elliot and Midland Funding. Attorney analysis regarding claims of S. Buck. Telephone conference with M. Hamilton regarding claims against Mary Jane Elliot and LVNV.	1.50	\$ 400.00/hr	\$ 600.00
02/16/2017	TJW	Review: Telephone conference with D. Vanderkodde regarding class claims. Draft retainer agreement. Telephone conference with D. Bryant regarding class claims. Attorney analysis regarding drafting of complaint.	3.50	\$ 400.00/hr	\$ 1,400.00
02/17/2017	TJW	Review: Attorney analysis regarding applicable case law.	0.90	\$ 400.00/hr	\$ 360.00
02/21/2017	TJW	Review: Review and revise draft complaint.	3.20	\$ 400.00/hr	\$ 1,280.00

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 Centennial Plaza, Suite 205
 2851 Charlevoix Dr. SE
 Grand Rapids, MI 49546



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Date	Attorney	Description	Hours	Rate	Total
02/22/2017	TJW	Review: Review and revise class action retainer agreement. Draft correspondence to S. Buck, D. VanderKodde and P. Harder regarding retainer agreements. Attorney analysis regarding legal issues applicable to federal and state class actions.	2.60	\$ 400.00/hr	\$ 1,040.00
02/23/2017	TJW	Review: Attorney analysis regarding claims against LVNV Funding LLC.	0.50	\$ 400.00/hr	\$ 200.00
02/28/2017	TJW	Review: Review court files. Prepare additional class member/representative letters. Telephone conference with S. Buck regarding class representation.	2.40	\$ 400.00/hr	\$ 960.00
03/02/2017	TJW	Meeting: Office conference with R. Swagerty regarding class claims. Review and analyze documents regarding same.	1.70	\$ 400.00/hr	\$ 680.00
03/03/2017	TJW	Review: Attorney analysis regarding complaint drafting and strategic considerations. Telephone conferences with D. VanderKodde regarding status. Review VanderKodde complaint. Finalize VanderKodde Complaint and prepare for filing. Prepare proposed summons.	2.40	\$ 400.00/hr	\$ 960.00
03/06/2017	TJW	Review: Telephone conference with N. Simpson regarding potential claims against MJE and LVNV. Draft retainer agreement and correspondence regarding same.	2.00	\$ 400.00/hr	\$ 800.00
03/07/2017	TJW	Review: Attorney analysis regarding damages, preservation, and spoliation issues. Telephone conference with D. VanderKodde regarding district court objection to garnishment. Attorney analysis regarding potential issues regarding same.	2.10	\$ 400.00/hr	\$ 840.00
03/08/2017	TJW	Correspondence: Telephone conference with A. Beckley regarding potential claims and retainer. Draft correspondence to A. Beckley regarding same.	1.90	\$ 400.00/hr	\$ 760.00

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Date	Attorney	Description	Hours	Rate	Total
03/13/2017	TJW	Review: Attorney analysis regarding class claims. Telephone conference with R. Robinson regarding class representation. Draft engagement letter.	1.20	\$ 400.00/hr	\$ 480.00
03/14/2017	TJW	Review: Attorney analysis regarding amendment to assert class claims.	1.00	\$ 400.00/hr	\$ 400.00
03/15/2017	TJW	Review: Attorney analysis regarding issues applicable to merits. Telephone conference with N. Simpson regarding retainer agreement.	1.20	\$ 400.00/hr	\$ 480.00
03/16/2017	TJW	Review: Review court file of A. Beckley.	0.50	\$ 400.00/hr	\$ 200.00
03/20/2017	TJW	Correspondence: Draft correspondence to additional potential class representatives.	0.50	\$ 400.00/hr	\$ 200.00
03/21/2017	TJW	Phone Call: Telephone calls to Phyllis Harder and Ruby Robinson.	0.50	\$ 400.00/hr	\$ 200.00
03/22/2017	TJW	Phone Call: Telephone calls to P. Harder and N. Simpson.	0.10	\$ 400.00/hr	\$ 40.00
03/24/2017	TJW	Review: Attorney analysis regarding class claims and definitions.	0.60	\$ 400.00/hr	\$ 240.00
03/30/2017	TJW	Review: Draft class definitions. Westlaw research regarding issues applicable to same.	2.80	\$ 400.00/hr	\$ 1,120.00
04/03/2017	TJW	Review: Review complaint and amendments. Attorney analysis regarding class definitions and common questions.	1.70	\$ 400.00/hr	\$ 680.00
04/04/2017	TJW	Research: Review briefs in similar cases. Attorney analysis regarding same. Review draft complaint.	1.40	\$ 400.00/hr	\$ 560.00
04/07/2017	TJW	Review: Attorney analysis regarding class definitions and Occupational Code claims. Edit and revise complaint. Prepare complaint and exhibits for filing.	2.20	\$ 400.00/hr	\$ 880.00

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Date	Attorney	Description	Hours	Rate	Total
04/10/2017	TJW	Review: Attorney analysis regarding issues related to drafting complaint. Office conference with K. Rogers regarding ascertainability criteria. Office conference with K. Rogers and P. Rogers regarding class definitions. Draft class definitions. Finalize first amended complaint and prepare for filing. Prepare summons and FAC for filing. Draft correspondence to named plaintiffs regarding status and strategy.	5.30	\$ 400.00/hr	\$ 2,120.00
04/11/2017	TJW	Review: Draft correspondence to named plaintiffs. Prepare complaint for service on defendants. Draft preservation letter. Online research regarding defendants.	3.50	\$ 400.00/hr	\$ 1,400.00
04/14/2017	TJW	Review: Attorney analysis regarding issues applicable to class certification. Attorney analysis regarding issues applicable to supplemental jurisdiction.	0.50	\$ 400.00/hr	\$ 200.00
04/17/2017	TJW	Documentation: Prepare executed summons for filing. Review and analyze draft motion for class certification.	2.60	\$ 400.00/hr	\$ 1,040.00
04/18/2017	TJW	Review: Review draft brief in support of motion for class certification. Revise and edit brief.	2.60	\$ 400.00/hr	\$ 1,040.00
04/19/2017	TJW	Review: Review and revise brief in support of motion for class certification and prepare for filing. Attorney analysis regarding issues applicable to discovery plan.	3.10	\$ 400.00/hr	\$ 1,240.00
04/24/2017	TJW	Review: Attorney analysis with P. Rogers and K. Rogers regarding case status and strategy.	1.00	\$ 400.00/hr	\$ 400.00
04/24/2017	TJW	Correspondence: Draft correspondence to T. Ludden regarding requested extension.	0.20	\$ 400.00/hr	\$ 80.00
04/25/2017	TJW	Research: Research regarding legal issues applicable to early motion for class certification.	2.10	\$ 400.00/hr	\$ 840.00

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04/28/2017	TJW	Review: Attorney analysis regarding status and strategy in connection with improperly filed stipulation by MJE.	0.50	\$ 400.00/hr	\$ 200.00
05/08/2017	TJW	Review: Attorney analysis with P. Rogers and K. Rogers regarding case status and strategy.	1.00	\$ 400.00/hr	\$ 400.00
05/09/2017	TJW	Draft: Draft supplement regarding class certification. Attorney analyss regarding issues applicable to same. Review and analyze supplemental records.	2.00	\$ 400.00/hr	\$ 800.00
05/11/2017	TJW	Review: Review certificate of motion compliance. Attorney analysis regarding motion for extension of time.	0.20	\$ 400.00/hr	\$ 80.00
05/15/2017	TJW	Research: Review recent case law applicable to FDCPA claims.	0.70	\$ 400.00/hr	\$ 280.00
05/24/2017	TJW	Review: Review filings.	0.10	\$ 400.00/hr	\$ 40.00
05/26/2017	TJW	Review: Review answer filed by MJE. Review answer filed by Midland entities. Attorney analysis regarding issues applicable to same.	1.10	\$ 400.00/hr	\$ 440.00
06/06/2017	TJW	Review: Review order setting Rule 16 scheduling conference.	0.30	\$ 400.00/hr	\$ 120.00
06/12/2017	TJW	Review: Attorney analysis regarding amended complaint filed by Berndt. Review and analyze recent Supreme Court authority. Attorney analysis regarding same.	1.00	\$ 400.00/hr	\$ 400.00
06/19/2017	TJW	Draft: Draft joint status report regarding Rule 16 Scheduling conference and circulate draft. Westlaw research regarding issues applicable to discovery. Draft correspondence to named plaintiffs.	3.20	\$ 400.00/hr	\$ 1,280.00
06/21/2017	TJW	Draft: Draft joint status report. Draft correspondence to Defendants' counsel regarding same.	1.00	\$ 400.00/hr	\$ 400.00

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06/28/2017	TJW	Review: Review and analyze client documents. Draft correspondence to S. Buck regarding same. Research regarding related class actions. Prepare for Rule 16 scheduling conference.	2.10	\$ 400.00/hr	\$ 840.00
06/29/2017	TJW	Correspondence: Draft correspondence to counsel regarding Rule 16 scheduling conference. Prepare for and attend scheduling conference. Review and revise discovery requests. Attorney analysis regarding same.	5.40	\$ 400.00/hr	\$ 2,160.00
07/05/2017	TJW	Draft: Draft discovery requests. Review and draft proposed protective order. Review file materials. Review case management order.	8.60	\$ 400.00/hr	\$ 3,440.00
07/06/2017	TJW	Draft: Draft proposed protective order. Draft discovery requests.	3.20	\$ 400.00/hr	\$ 1,280.00
07/11/2017	TJW	Correspondence: Draft correspondence to counsel regarding mediator selection and proposed protective order. Draft discovery requests.	3.50	\$ 400.00/hr	\$ 1,400.00
07/13/2017	TJW	Review: Review motion to withdraw filed by Midland defendants.	0.10	\$ 400.00/hr	\$ 40.00
07/18/2017	TJW	Correspondence: Draft correspondence to opposing counsel regarding mediator selection and protective order. Draft discovery requests.	1.00	\$ 400.00/hr	\$ 400.00
07/19/2017	TJW	Correspondence: Draft correspondence to counsel regarding mediator selection. Attorney analysis regarding same.	1.00	\$ 400.00/hr	\$ 400.00
07/19/2017	TJW	Documentation: Prepare notice of mediator selection and file.	0.60	\$ 400.00/hr	\$ 240.00
07/25/2017	TJW	Review: Review and analyze proposed protective order.	0.70	\$ 400.00/hr	\$ 280.00

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07/26/2017	TJW	Review: Review and analyze protective order proposals. Draft correspondence to counsel regarding same.	1.00	\$ 400.00/hr	\$ 400.00
08/01/2017	TJW	Draft: Draft Rule 26(a)(1) disclosures and prepare for service on defendants.	3.00	\$ 400.00/hr	\$ 1,200.00
08/02/2017	TJW	Review: Review file materials.	0.40	\$ 400.00/hr	\$ 160.00
08/02/2017	TJW	Correspondence: Draft correspondence regarding discovery requests. Review Rule 26(a)(1) disclosures of Mary Jane M. Elliott P.C.	0.20	\$ 400.00/hr	\$ 80.00
08/03/2017	TJW	Review: Review and analyze Defendants' Rule 26(a)(1) disclosures.	0.20	\$ 400.00/hr	\$ 80.00
08/29/2017	TJW	Review: Review and analyze motion to dismiss filed by Mary Jane M. Elliott P.C. Research regarding issues applicable to Michigan Court Rules and supplemental federal jurisdiction.	2.10	\$ 400.00/hr	\$ 840.00
08/30/2017	TJW	Review: Review and analyze motion to dismiss. Draft memorandum regarding same.	1.50	\$ 400.00/hr	\$ 600.00
09/06/2017	TJW	Draft: Draft response in opposition to motion for partial dismissal.	3.20	\$ 400.00/hr	\$ 1,280.00
09/07/2017	TJW	Draft: Draft brief in opposition to Mary Jane M. Elliott, P.C.'s motion to dismiss. Westlaw research regarding issues applicable to same.	5.20	\$ 400.00/hr	\$ 2,080.00
09/08/2017	TJW	Draft: Draft brief in opposition to Mary Jane M. Elliott, P.C.'s motion to dismiss.	6.00	\$ 400.00/hr	\$ 2,400.00
09/25/2017	TJW	Review: Review and analyze motions to dismiss filed by MJE and Berndt.	1.80	\$ 400.00/hr	\$ 720.00
09/26/2017	TJW	Review: Review and analyze motion to dismiss by Berndt.	1.20	\$ 400.00/hr	\$ 480.00
09/27/2017	TJW	Research: Review and analyze motions to dismiss and draft response briefs.	4.90	\$ 400.00/hr	\$ 1,960.00

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09/28/2017	TJW	Research: Review and analyze briefing and case law. Draft response to MJE second motion to dismiss.	3.40	\$ 400.00/hr	\$ 1,360.00
10/02/2017	TJW	Draft: Draft brief in opposition to MJE motion to dismiss.	2.10	\$ 400.00/hr	\$ 840.00
10/03/2017	TJW	Draft: Draft brief in opposition to motion to dismiss.	6.40	\$ 400.00/hr	\$ 2,560.00
10/04/2017	TJW	Draft: Westlaw research regarding issues applicable to motions to dismiss. Draft briefs in opposition to motions to dismiss.	6.40	\$ 400.00/hr	\$ 2,560.00
10/05/2017	TJW	Draft: Draft brief in opposition to Mary Jane M. Elliott, P.C.'s second motion to dismiss and prepare for filing.	6.00	\$ 400.00/hr	\$ 2,400.00
10/06/2017	TJW	Draft: Review and analyze Berndt motion to dismiss. Westlaw research regarding issues applicable to same. Draft brief in opposition. Prepare brief in opposition to MJE motion to dismiss for filing.	7.10	\$ 400.00/hr	\$ 2,840.00
10/09/2017	TJW	Draft: Draft response to Berndt Motion to Dismiss and prepare for filing.	6.30	\$ 400.00/hr	\$ 2,520.00
10/10/2017	TJW	Review: Review briefing. Outline discovery motions.	5.00	\$ 400.00/hr	\$ 2,000.00
10/12/2017	TJW	Review: Review and analyze discovery responses of defendants. Draft memorandum regarding discovery deficiencies. Draft correspondence to counsel regarding same.	1.50	\$ 400.00/hr	\$ 600.00
10/13/2017	TJW	Review: Review and analyze discovery responses of defendants and draft memorandum regarding deficiencies. Draft correspondence to counsel regarding meet and confer. Review proposed protective order drafts. Telephone conference with E. Kociba regarding ongoing discovery issues.	3.90	\$ 400.00/hr	\$ 1,560.00

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10/18/2017	TJW	Review: Review discovery. Telephone conference with E. Kociba regarding discovery deficiencies. Draft memorandum regarding discovery plan and outstanding discovery issues. Draft correspondence to T. Ludden and K. Smyth regarding discovery issues. Telephone conference with T. Seitz regarding same. Draft correspondence to T. Seitz regarding discovery and protective order issues.	4.00	\$ 400.00/hr	\$ 1,600.00
10/23/2017	TJW	Review: Review and analyze reply brief filed by MJE regarding motion to dismiss for lack of jurisdiction. Draft memorandum regarding same.	1.60	\$ 400.00/hr	\$ 640.00
10/27/2017	TJW	Review: Review and analyze documents produced by Mary Jane M. Elliott.	1.20	\$ 400.00/hr	\$ 480.00
11/03/2017	TJW	Draft: Draft motion for entry of protective order and brief in support. Prepare motion, brief, exhibits, and certificate for filing. Telephone conference with E. Kociba regarding same. Review and analyze discovery requests served by Mary Jane M. Elliott P.C. Draft memorandum regarding same.	4.30	\$ 400.00/hr	\$ 1,720.00
11/08/2017	TJW	Documentation: Draft correspondence to F. Webb regarding motion for protective order. Review file materials in connection with same. Review and analyze "concurrency" filed by Berndt. Draft memorandum regarding same.	1.50	\$ 400.00/hr	\$ 600.00
11/27/2017	TJW	Review: Review discovery requests. Draft correspondence to E. Kociba regarding extension.	0.40	\$ 400.00/hr	\$ 160.00

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Date	Attorney	Description	Hours	Rate	Total
11/29/2017	TJW	Correspondence: Draft correspondence to named plaintiffs regarding discovery requests. Telephone calls to named plaintiffs regarding same. Review file materials and collection lawsuit case files. Telephone conference with R. Swagerty regarding discovery. Telephone conference with D. VanderKodde regarding discovery. Telephone conference with A. Beckley regarding discovery.	4.30	\$ 400.00/hr	\$ 1,720.00
12/05/2017	TJW	Phone Call: Telephone conference with S. Buck regarding discovery responses. Draft discovery responses. Telephone conference with E. Kociba regarding discovery issues.	2.20	\$ 400.00/hr	\$ 880.00
12/06/2017	TJW	Review: Review documents produced by Mary Jane M. Elliott, P.C.	2.40	\$ 400.00/hr	\$ 960.00
12/07/2017	TJW	Review: Review and analyze documents produced by Mary Jane M. Elliott, P.C.	2.20	\$ 400.00/hr	\$ 880.00
12/11/2017	TJW	Phone Call: Phone calls to named plaintiffs regarding discovery responses. Review documents produced by Berndt. Draft correspondence to T. Ludden regarding discovery deficiencies. Draft discovery responses by plaintiffs.	1.80	\$ 400.00/hr	\$ 720.00
12/12/2017	TJW	Draft: Draft discovery responses and prepare productions of documents.	4.80	\$ 400.00/hr	\$ 1,920.00
12/13/2017	TJW	Review: Prepare discovery responses and serve on defendants.	1.70	\$ 400.00/hr	\$ 680.00
12/19/2017	TJW	Draft: Draft deposition notices. Draft correspondence to T. Ludden regarding ongoing discovery issues.	2.00	\$ 400.00/hr	\$ 800.00
12/20/2017	TJW	Documentation: Draft Rule 30(b)(6) deposition notice. Draft correspondence to N. Foster, E. Kociba, T. Ludden and T. Seitz. Attorney analysis regarding discovery issues.	2.30	\$ 400.00/hr	\$ 920.00

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12/21/2017	TJW	Review: Review file and discovery materials. Draft correspondence to T. Seitz and N. Foster regarding same.	1.50	\$ 400.00/hr	\$ 600.00
12/22/2017	TJW	Correspondence: Draft correspondence to E. Kociba regarding R. Robinson condition and depositions.	0.70	\$ 400.00/hr	\$ 280.00
12/28/2017	TJW	Draft: Draft discovery requests to Mary Jane M. Elliott, P.C. Review and analyze documents produced by Mary Jane M. Elliott. Research regarding disclosed expert witnesses. Telephone calls to Plaintiffs. Draft correspondence to R. Robinson.	5.10	\$ 400.00/hr	\$ 2,040.00
12/29/2017	TJW	Review: Telephone conference with A. Beckley. Telephone calls to R. Swagerty, D. VanderKodde, S. Buck and R. Robinson. Draft correspondence to Plaintiffs. Draft correspondence to E. Kociba regarding discovery and scheduling issues.	2.70	\$ 400.00/hr	\$ 1,080.00
01/03/2018	TJW	Review: Draft discovery requests and deposition notice to Berndt. Draft discovery responses to requests by Berndt.	1.20	\$ 400.00/hr	\$ 480.00
01/04/2018	TJW	Review: Attorney analysis regarding remaining discovery issues. Draft discovery requests and notices of deposition. Draft responses to discovery requests served by Berndt. Telephone conference with R. Swagerty regarding discovery responses. Telephone conference with D. VanderKodde regarding discovery responses. Draft correspondence to counsel for Defendants regarding discovery issues. Telephone conference with E. Kociba regarding same. Telephone conference with A. Beckley regarding discovery responses.	7.90	\$ 400.00/hr	\$ 3,160.00
01/05/2018	TJW	Review: Finalize discovery answers and additional discovery requests.	2.10	\$ 400.00/hr	\$ 840.00

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01/08/2018	TJW	Phone Call: Telephone conference with S. Buck regarding discovery responses. Finalize responses to First Discovery Requests by Berndt and prepare for service. Draft correspondence to counsel regarding same.	1.90	\$ 400.00/hr	\$ 760.00
01/10/2018	TJW	Phone Call: Telephone call to S. Buck regarding discovery. Draft correspondence to E. Kociba regarding discovery issues. Telephone conference with E. Kociba regarding same.	0.70	\$ 400.00/hr	\$ 280.00
01/11/2018	TJW	Draft: Review and analyze proposed stipulation to extend scheduling order dates. Draft memorandum regarding same.	0.40	\$ 400.00/hr	\$ 160.00
01/15/2018	TJW	Review: Review and analyze documents produced by Midland entities. Review and analyze discovery.	1.30	\$ 400.00/hr	\$ 520.00
01/16/2018	TJW	Correspondence: Draft correspondence to plaintiffs regarding status, strategy, and discovery issues.	3.10	\$ 400.00/hr	\$ 1,240.00
01/17/2018	TJW	Documentation: Prepare discovery requests and deposition notice for service on defendants. Telephone conference with E. Kociba regarding same.	3.60	\$ 400.00/hr	\$ 1,440.00
01/19/2018	TJW	Review: Review and analyze amended scheduling order. Review and analyze documents produced by Midland entities. Telephone conference with S. Buck regarding discovery.	2.00	\$ 400.00/hr	\$ 800.00
01/19/2018	TJW	Research: Research regarding issues applicable to class certification.	2.40	\$ 400.00/hr	\$ 960.00
01/22/2018	TJW	Phone Call: Telephone conference with S. Buck regarding deposition and deposition preparation.	1.00	\$ 400.00/hr	\$ 400.00
01/23/2018	TJW	Documentation: Attorney analysis regarding mediation issues.	0.90	\$ 400.00/hr	\$ 360.00
01/24/2018	TJW	Deposition: Prepare for and attend depositions of D. VanderKodde, A. Beckley, S. Buck and R. Swagerty	10.20	\$ 400.00/hr	\$ 4,080.00

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01/29/2018	TJW	Correspondence: Draft correspondence to named plaintiffs regarding status and strategy. Draft correspondence to E. Kociba regarding extension request. Review and analyze documents produced by defendants.	2.80	\$ 400.00/hr	\$ 1,120.00
02/01/2018	TJW	Draft: Draft responses to discovery requests served by Berndt & Associates.	2.40	\$ 400.00/hr	\$ 960.00
02/02/2018	TJW	Review: Review deposition transcripts and exhibits. Draft memorandum regarding same.	3.50	\$ 400.00/hr	\$ 1,400.00
02/05/2018	TJW	Correspondence: Draft correspondence to T. Ludden regarding discovery issues with Berndt & Associates. Review and analyze interrogatory responses by MJE.	1.00	\$ 400.00/hr	\$ 400.00
02/06/2018	TJW	Review: Review and analyze data produced by MJE regarding putative class member information. Draft memorandum regarding same. Draft discovery requests to MJE and Berndt. Draft correspondence to T. Seitz, E. Kociba, N. Foster and T. Ludden. Prepare certificate of service regarding discovery requests for filing.	5.50	\$ 400.00/hr	\$ 2,200.00
02/08/2018	TJW	Review: Review and analyze MJE discovery responses. Draft memorandum regarding same.	0.90	\$ 400.00/hr	\$ 360.00
02/12/2018	TJW	Correspondence: Draft correspondence to E. Kociba regarding discovery responses. Westlaw research regarding issues applicable to discovery deficiencies.	0.80	\$ 400.00/hr	\$ 320.00
02/13/2018	TJW	Correspondence: Draft correspondence to E. Kociba, T. Ludden, T. Asoklis, N. Foster, D. Schultz, T. Seitz, and K. Smith regarding scheduling and outstanding discovery issues.	1.40	\$ 400.00/hr	\$ 560.00

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02/14/2018	TJW	Review: Review and analyze outstanding discovery issues. Draft subpoena duces tecum to C. Olson. Prepare for deposition of C. Olson. Draft correspondence to E. Kociba, T. Seitz, T. Ludden, and N. Foster regarding same.	3.10	\$ 400.00/hr	\$ 1,240.00
02/22/2018	TJW	Correspondence: Draft correspondence to E. Kociba, T. Ludden, and N. Foster regarding deposition scheduling.	0.40	\$ 400.00/hr	\$ 160.00
02/26/2018	TJW	Correspondence: Draft correspondence to E. Kociba and K. Smyth regarding expert and discovery issues. Draft second re-notices of Rule 30(b)(6) depositions. Review and analyze discovery answers provided by MJE and Berndt.	1.60	\$ 400.00/hr	\$ 640.00
02/27/2018	TJW	Review: Review and analyze documents produced by Berndt. Prepare for Rule 30(b)(6) depositions. Draft correspondence to K. Smyth and T. Ludden regarding discovery deficiencies.	1.10	\$ 400.00/hr	\$ 440.00
03/01/2018	TJW	Review: Review discovery answers and documents produced by Berndt. Telephone conference with K. Smyth regarding discovery issues and confidential designations. Online research regarding Berndt "clients" or "referral sources" InvestiNet, LLC and Altman Weil, Inc. Westlaw research regarding issues applicable to same.	4.20	\$ 400.00/hr	\$ 1,680.00
03/09/2018	TJW	Draft: Draft re-notice of deposition of Berndt. Draft correspondence regarding same.	0.40	\$ 400.00/hr	\$ 160.00
03/12/2018	TJW	Review: Review and analyze discovery answers by Berndt and MJE. Draft correspondence to K. Smyth regarding same.	1.90	\$ 400.00/hr	\$ 760.00

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03/14/2018	TJW	Draft: Draft motion to compel and brief in support. Attorney analysis regarding legal issues applicable to damages and proofs. Telephone calls to K. Smyth and T. Ludden regarding discovery issues. Telephone conference with E. Kociba regarding outstanding discovery. Draft correspondence to L. Ludden and K. Smyth regarding discovery issues.	5.00	\$ 400.00/hr	\$ 2,000.00
03/15/2018	TJW	Draft: Review correspondence from T. Ludden regarding discovery issues. Telephone call and voicemail to T. Ludden regarding discovery issues. Draft motion to compel and brief in support and prepare for filing.	6.30	\$ 400.00/hr	\$ 2,520.00
03/16/2018	TJW	Draft: Draft discovery requests. Finalize motion to compel and brief in support and prepare for filing.	5.00	\$ 400.00/hr	\$ 2,000.00
03/19/2018	TJW	Review: Review and analyze documents regarding Berndt practices and procedures. Westlaw research regarding issues applicable to MJE motion to supplement. Attorney analysis regarding same.	6.40	\$ 400.00/hr	\$ 2,560.00
03/20/2018	TJW	Draft: Draft discovery requests to Berndt & Associates. Draft correspondence to counsel regarding same. Prepare certificate of service for filing. Outline response to supplemental authority filed by MJE.	2.00	\$ 400.00/hr	\$ 800.00
03/21/2018	TJW	Review: Review and analyze file materials. Westlaw research regarding issues applicable to response to supplemental authority.	1.90	\$ 400.00/hr	\$ 760.00
03/26/2018	TJW	Phone Call: Telephone conference with E. Kociba regarding rescheduling of deposition. Draft correspondence to E. Kociba regarding same.	0.50	\$ 400.00/hr	\$ 200.00

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03/27/2018	TJW	Correspondence: Draft correspondence to counsel regarding deposition scheduling. Prepare re-notice of Rule 30(b)(6) deposition of MJE. Draft correspondence to counsel regarding same. Prepare for depositions of Berndt and MJE.	1.60	\$ 400.00/hr	\$ 640.00
03/28/2018	TJW	Correspondence: Draft correspondence to T. Ludden regarding deposition scheduling. Attorney analysis regarding outstanding discovery issues.	0.50	\$ 400.00/hr	\$ 200.00
03/30/2018	TJW	Draft: Draft response to motion for leave to file supplemental authority. Review supplemental discovery responses. Draft correspondence to K. Smyth regarding outstanding discovery issues. Attorney analysis regarding status and strategy.	6.20	\$ 400.00/hr	\$ 2,480.00
04/02/2018	TJW	Review: Prepare for Rule 30(b)(6) deposition of Berndt & Associates.	8.10	\$ 400.00/hr	\$ 3,240.00
04/03/2018	TJW	Review: Prepare for Rule 30(b)(6) deposition of Berndt & Associates	8.00	\$ 400.00/hr	\$ 3,200.00
04/03/2018	TJW	Review: Additional preparation for deposition of Berndt & Associates.	2.50	\$ 400.00/hr	\$ 1,000.00
04/04/2018	TJW	Deposition: Travel to and attend deposition of Berndt & Associates	11.00	\$ 400.00/hr	\$ 4,400.00
04/11/2018	TJW	Review: Review and annotate deposition transcript of K. Berndt. Draft memorandum regarding same.	2.50	\$ 400.00/hr	\$ 1,000.00
04/12/2018	TJW	Draft: Draft proposed amended complaint.	0.60	\$ 400.00/hr	\$ 240.00
04/13/2018	TJW	Draft: Draft proposed second amended complaint. Attorney analysis regarding issues applicable to same. Telephone conference with E. Kociba regarding scheduling and other issues. Draft correspondence to all counsel regarding same.	4.80	\$ 400.00/hr	\$ 1,920.00

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04/16/2018	TJW	Review: Review and analyze subpoena directed to Citibank. Review discovery materials. Prepare for hearing on motion to compel.	3.50	\$ 400.00/hr	\$ 1,400.00
04/17/2018	TJW	Review: Prepare for hearing on motion to compel. Attend hearing.	4.20	\$ 400.00/hr	\$ 1,680.00
04/18/2018	TJW	Phone Call: Telephone conference with E. Kociba regarding outstanding discovery issues. Review proposed stipulations and orders. Draft motion for leave to file second amended complaint and brief in support thereof.	0.70	\$ 400.00/hr	\$ 280.00
04/19/2018	TJW	Correspondence: Review and analyze proposed stipulation. Draft changes to proposed stipulation. Draft correspondence to E. Kociba regarding same. Review and analyze proposed order on motion to compel. Draft changes to proposed order. Draft correspondence to K. Smyth regarding same. Review, analyze, and annotate deposition of K. Berndt.	1.00	\$ 400.00/hr	\$ 400.00
04/23/2018	TJW	Phone Call: Prepare for and participate in telephone conference regarding mediation.	0.70	\$ 400.00/hr	\$ 280.00
04/24/2018	TJW	Draft: Draft motion for leave to amend complaint.	1.60	\$ 400.00/hr	\$ 640.00
04/27/2018	TJW	Draft: Draft motion to amend and brief in support thereof.	3.00	\$ 400.00/hr	\$ 1,200.00
04/30/2018	TJW	Draft: Prepare certificate of motion concurrence. Attorney analysis regarding deposition of Mary Jane M. Elliott, P.C. Draft correspondence to E. Kociba regarding same.	0.80	\$ 400.00/hr	\$ 320.00
05/01/2018	TJW	Correspondence: Draft correspondence to opposing counsel regarding re-notice deposition. Draft correspondence to named plaintiffs regarding cancellation of mediation. Review file materials.	1.20	\$ 400.00/hr	\$ 480.00

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05/02/2018	TJW	Correspondence: Draft correspondence to named plaintiffs regarding status and strategy.	0.50	\$ 400.00/hr	\$ 200.00
05/03/2018	TJW	Review: Review and analyze discovery requests sent by MJE to other defendants and subpoenas to third parties.	0.40	\$ 400.00/hr	\$ 160.00
05/09/2018	TJW	Review: Review discovery answers produced by Berndt & Associates.	1.00	\$ 400.00/hr	\$ 400.00
05/15/2018	TJW	Correspondence: Attorney analysis regarding file materials in class member files. Review and analyze opinion and order granting motion to dismiss re Rooker-Feldman. Attorney analysis regarding same. Westlaw research regarding issues applicable to state court class action filing.	5.10	\$ 400.00/hr	\$ 2,040.00
05/16/2018	TJW	Research: Research and analysis regarding issues applicable to motion for reconsideration.	0.90	\$ 400.00/hr	\$ 360.00
05/17/2018	TJW	Review: Attorney analysis regarding legal issues applicable to motion for reconsideration.	0.80	\$ 400.00/hr	\$ 320.00
05/21/2018	TJW	Research: Attorney analysis regarding issues applicable to motion for reconsideration. Review file materials.	0.80	\$ 400.00/hr	\$ 320.00
05/22/2018	TJW	Draft: Draft motion for reconsideration. Westlaw research regarding issues applicable to same.	5.20	\$ 400.00/hr	\$ 2,080.00
05/23/2018	TJW	Draft: Draft motion for reconsideration and brief in support.	2.60	\$ 400.00/hr	\$ 1,040.00
05/24/2018	TJW	Draft: Draft brief in support of motion for reconsideration.	7.10	\$ 400.00/hr	\$ 2,840.00
05/25/2018	TJW	Draft: Draft brief in support of motion for reconsideration. Attorney analysis regarding issues applicable to same. Westlaw research regarding issues applicable to same.	7.20	\$ 400.00/hr	\$ 2,880.00

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05/29/2018	TJW	Review: Prepare motion for reconsideration, brief in support, certificate of compliance and exhibits for filing. Draft correspondence regrading motion concurrence to counsel. Attorney analysis regarding status and strategy.	3.10	\$ 400.00/hr	\$ 1,240.00
05/31/2018	TJW	Review: Review file materials. Westlaw research regarding issues applicable to motion for reconsideration.	1.30	\$ 400.00/hr	\$ 520.00
09/12/2018	TJW	Draft: Draft response in opposition to motion to dismiss filed by LVNV and Midland.	2.50	\$ 400.00/hr	\$ 1,000.00
01/24/2019	TJW	Correspondence: Draft correspondence to named plaintiffs with update regarding proceedings.	0.70	\$ 400.00/hr	\$ 280.00
01/24/2019	TJW	Review: Review and analyze orders and judgment. Review file materials. Draft notice of appeal and prepare for filing.	1.50	\$ 400.00/hr	\$ 600.00
01/28/2019	TJW	Review: Review file materials. Prepare preliminary appellate materials.	0.90	\$ 400.00/hr	\$ 360.00
02/06/2019	TJW	Documentation: Prepare appeal documents for filing.	1.00	\$ 400.00/hr	\$ 400.00
02/07/2019	TJW	Documentation: Prepare appeal documents for filing. Attorney analysis regarding appeal strategy.	1.20	\$ 400.00/hr	\$ 480.00
02/19/2019	TJW	Review: Review file materials.	0.20	\$ 400.00/hr	\$ 80.00
02/22/2019	TJW	Review: Review file materials regarding briefing schedule. Draft outline of brief on appeal.	0.20	\$ 400.00/hr	\$ 80.00
02/27/2019	TJW	Review: Review briefing letter and file materials. Westlaw research regarding Rooker-Feldman doctrine. Outline appeal brief.	2.50	\$ 400.00/hr	\$ 1,000.00
04/22/2019	TJW	Review: Review appeal materials regarding appeal issues. Draft brief on appeal.	5.10	\$ 400.00/hr	\$ 2,040.00
04/25/2019	TJW	Draft: Draft brief on appeal.	1.30	\$ 400.00/hr	\$ 520.00

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04/28/2019	TJW	Draft: Draft brief on appeal.	1.10	\$ 400.00/hr	\$ 440.00
04/29/2019	TJW	Draft: Draft brief on appeal.	2.00	\$ 400.00/hr	\$ 800.00
04/30/2019	TJW	Draft: Draft brief on appeal.	8.90	\$ 400.00/hr	\$ 3,560.00
05/01/2019	TJW	Draft: Draft brief on appeal and prepare for filing.	0.20	\$ 400.00/hr	\$ 80.00
05/02/2019	TJW	Review: Prepare corrections for filing.	0.40	\$ 400.00/hr	\$ 160.00
05/14/2019	TJW	Review: Review file materials. Research regarding Michigan constitutional law issues applicable to appeal.	1.70	\$ 400.00/hr	\$ 680.00
08/15/2019	TJW	Review: Review appellee briefs. Prepare outline of reply brief.	1.00	\$ 400.00/hr	\$ 400.00
08/18/2019	TJW	Review: Review briefs of Mary Jane M. Elliott P.C., Berndt & Associates, LNVN Funding, and Midland entities.	4.00	\$ 400.00/hr	\$ 1,600.00
08/22/2019	TJW	Review: Review and analyze appellee briefs. Outline reply brief.	3.30	\$ 400.00/hr	\$ 1,320.00
08/26/2019	TJW	Review: Review appellee briefs. Westlaw research regarding issues applicable to same.	4.90	\$ 400.00/hr	\$ 1,960.00
09/19/2019	TJW	Draft: Draft reply brief on appeal.	3.00	\$ 400.00/hr	\$ 1,200.00
09/20/2019	TJW	Draft: Draft reply brief on appeal.	3.40	\$ 400.00/hr	\$ 1,360.00
09/23/2019	TJW	Draft: Draft reply brief on appeal.	1.00	\$ 400.00/hr	\$ 400.00
09/24/2019	TJW	Draft: Draft reply brief on appeal.	2.30	\$ 400.00/hr	\$ 920.00
09/25/2019	TJW	Draft: Draft reply brief on appeal.	1.30	\$ 400.00/hr	\$ 520.00
09/26/2019	TJW	Draft: Draft reply brief on appeal.	11.40	\$ 400.00/hr	\$ 4,560.00
09/27/2019	TJW	Draft: Draft reply brief on appeal.	3.40	\$ 400.00/hr	\$ 1,360.00
09/30/2019	TJW	Draft: Draft reply brief on appeal.	8.10	\$ 400.00/hr	\$ 3,240.00
10/01/2019	TJW	Review: Review appeal filings. Westlaw research regarding issues applicable to appeal.	2.70	\$ 400.00/hr	\$ 1,080.00

Westbrook Law PLLC
Centennial Plaza, Suite 205
2851 Charlevoix Dr. SE
Grand Rapids, MI 49546



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10/03/2019	TJW	Draft: Draft motion to file corrected brief.	0.30	\$ 400.00/hr	\$ 120.00
10/17/2019	TJW	Correspondence: Draft correspondence to named plaintiffs regarding status of appeal.	0.30	\$ 400.00/hr	\$ 120.00
12/10/2019	TJW	Documentation: Prepare oral argument acknowledgement for filing.	0.30	\$ 400.00/hr	\$ 120.00
12/12/2019	TJW	Correspondence: Draft correspondence to named plaintiffs regarding status of appeal.	0.80	\$ 400.00/hr	\$ 320.00
01/17/2020	TJW	Review: Review Van Hoven opinion and prepare supplemental authority filing.	0.40	\$ 400.00/hr	\$ 160.00
01/20/2020	TJW	Documentation: Draft notice of supplemental authority re: Van Hoven case.	1.10	\$ 400.00/hr	\$ 440.00
01/20/2020	TJW	Review: Prepare for oral argument on appeal.	4.00	\$ 400.00/hr	\$ 1,600.00
01/21/2020	TJW	Documentation: Re-file notice of supplemental authority.	0.20	\$ 400.00/hr	\$ 80.00
01/24/2020	TJW	Review: Prepare for oral argument on appeal.	5.80	\$ 400.00/hr	\$ 2,320.00
01/25/2020	TJW	Review: Prepare for oral argument on appeal.	4.00	\$ 400.00/hr	\$ 1,600.00
01/26/2020	TJW	Review: Review case law in connection with preparation for oral argument on appeal.	3.40	\$ 400.00/hr	\$ 1,360.00
01/27/2020	TJW	Review: Review case law and prepare outline for oral argument on appeal.	2.80	\$ 400.00/hr	\$ 1,120.00
01/28/2020	TJW	Review: Review file materials and prepare for oral argument on appeal.	3.90	\$ 400.00/hr	\$ 1,560.00
01/28/2020	TJW	Travel: Travel to Cincinnati for oral argument on appeal.	5.90	\$ 400.00/hr	\$ 2,360.00
01/28/2020	TJW	Review: Prepare for oral argument on appeal.	4.30	\$ 400.00/hr	\$ 1,720.00
01/29/2020	TJW	Travel: Travel from Cincinnati for oral argument on appeal.	5.90	\$ 400.00/hr	\$ 2,360.00

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01/29/2020	TJW	Court Time: Prepare for and attend oral argument on appeal.	3.80	\$ 400.00/hr	\$ 1,520.00
01/30/2020	TJW	Research: Research regarding issues applicable to motion to amend.	0.40	\$ 400.00/hr	\$ 160.00
02/26/2020	TJW	Review: Review and analyze opinion of Court of Appeals.	1.00	\$ 400.00/hr	\$ 400.00
02/26/2020	TJW	Correspondence: Draft correspondence to clients regarding status update.	0.50	\$ 400.00/hr	\$ 200.00
03/10/2020	TJW	Review: Review petition for rehearing en banc filed by Mary Jane M. Elliott, P.C. Westlaw research regarding issues applicable to same.	1.40	\$ 400.00/hr	\$ 560.00
04/23/2020	TJW	Review: Review and analyze MJE motion for judgment on the pleadings.	1.00	\$ 400.00/hr	\$ 400.00
04/23/2020	TJW	Draft: Draft brief in opposition to motion for judgment on the pleadings filed by MJE.	4.70	\$ 400.00/hr	\$ 1,880.00
04/23/2020	TJW	Research: Westlaw research regarding collateral estoppel and statute of limitations.	0.70	\$ 400.00/hr	\$ 280.00
04/24/2020	TJW	Draft: Draft brief in opposition to motion to dismiss by MJE.	4.90	\$ 400.00/hr	\$ 1,960.00
04/27/2020	TJW	Draft: Finalize brief in opposition to MJE motion to dismiss and prepare for filing.	1.40	\$ 400.00/hr	\$ 560.00
05/06/2020	TJW	Draft: Draft renewed motion to certify class.	1.40	\$ 400.00/hr	\$ 560.00
05/08/2020	TJW	Documentation: Prepare brief in opposition to MJE motion to dismiss for filing.	0.80	\$ 400.00/hr	\$ 320.00
05/08/2020	TJW	Draft: Draft renewed motion for class certification.	2.30	\$ 400.00/hr	\$ 920.00
05/13/2020	TJW	Review: Review and analyze discover answers of defendants in connection with renewed motion for class certification.	3.00	\$ 400.00/hr	\$ 1,200.00

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05/15/2020	TJW	Research: Research regarding issues applicable to motion to dismiss.	1.00	\$ 400.00/hr	\$ 400.00
05/15/2020	TJW	Correspondence: Draft correspondence to clients regarding status of case and potential mediation.	1.60	\$ 400.00/hr	\$ 640.00
05/29/2020	TJW	Correspondence: Review correspondence from clients regarding mediation scheduling.	0.20	\$ 400.00/hr	\$ 80.00
05/29/2020	TJW	Review: Review and analyze pending motions.	0.50	\$ 400.00/hr	\$ 200.00
06/12/2020	TJW	Correspondence: Draft correspondence to S. Buck regarding mediation scheduling.	0.30	\$ 400.00/hr	\$ 120.00
08/05/2020	TJW	Correspondence: Analysis of class data in connection with mediation.	3.20	\$ 400.00/hr	\$ 1,280.00
08/06/2020	TJW	Correspondence: Draft correspondence to counsel for defendants regarding mediation.	0.20	\$ 400.00/hr	\$ 80.00
08/07/2020	TJW	Review: Review class data.	4.40	\$ 400.00/hr	\$ 1,760.00
08/10/2020	TJW	Review: Review and analyze file materials regarding motion to amend. Draft memorandum regarding analysis.	6.20	\$ 400.00/hr	\$ 2,480.00
08/11/2020	TJW	Research: Draft discovery requests.	1.90	\$ 400.00/hr	\$ 760.00
08/11/2020	TJW	Correspondence: Draft email correspondence to counsel for Defendants regarding entry of renewed case management order.	0.20	\$ 400.00/hr	\$ 80.00
08/11/2020	TJW	Review: Review and analyze written discovery requests, answers, and documents produced by defendants.	3.30	\$ 400.00/hr	\$ 1,320.00
08/13/2020	TJW	Draft: Review file materials in connection with motion for case management order. Draft motion for case management order, brief in support, and certificate of compliance.	3.40	\$ 400.00/hr	\$ 1,360.00

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08/13/2020	TJW	Draft: Draft subpoena to Investinet, LLC, enclosing correspondence. Attorney analysis regarding documents for production.	1.90	\$ 400.00/hr	\$ 760.00
08/13/2020	TJW	Correspondence: Draft discovery requests to Berndt & Associates.	0.90	\$ 400.00/hr	\$ 360.00
08/14/2020	TJW	Draft: Draft written discovery requests to Berndt & Associates.	3.50	\$ 400.00/hr	\$ 1,400.00
08/14/2020	TJW	Draft: Finalize motion for case management order and certificate of compliance and prepare for filing.	0.30	\$ 400.00/hr	\$ 120.00
08/14/2020	TJW	Correspondence: Draft correspondence to counsel for Mary Jane M. Elliott, P.C. regarding discovery deficiencies. Attorney analysis regarding dates of likely or confirmed violations of FDCPA to narrow requests.	2.10	\$ 400.00/hr	\$ 840.00
08/14/2020	TJW	Draft: Draft discovery requests to Mary Jane M. Elliott, P.C.	1.30	\$ 400.00/hr	\$ 520.00
08/17/2020	TJW	Review: Travel to 62B District Court to review putative class member files and update named plaintiff files. Conduct review. Return travel	3.90	\$ 400.00/hr	\$ 1,560.00
08/17/2020	TJW	Draft: Draft discovery requests to Mary Jane M. Elliott, P.C. and LVNV Funding, LLC.	2.30	\$ 400.00/hr	\$ 920.00
08/18/2020	TJW	Correspondence: Review and analyze violating court files. Draft renewed motion for class certification.	3.70	\$ 400.00/hr	\$ 1,480.00
08/18/2020	TJW	Draft: Draft renewed motion for class certification.	1.40	\$ 400.00/hr	\$ 560.00
08/26/2020	TJW	Review: Review and analyze public court files.	6.70	\$ 400.00/hr	\$ 2,680.00
09/01/2020	TJW	Draft: Draft motion for class certification.	0.60	\$ 400.00/hr	\$ 240.00
09/02/2020	TJW	Draft: Draft brief in support of motion for class certification.	0.80	\$ 400.00/hr	\$ 320.00

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09/11/2020	TJW	Draft: Draft brief in support of motion for class certification.	3.80	\$ 400.00/hr	\$ 1,520.00
09/14/2020	TJW	Draft: Draft brief in support of motion to certify class.	0.30	\$ 400.00/hr	\$ 120.00
09/15/2020	TJW	Correspondence: Draft correspondence to counsel for Defendants regarding motion to certify class.	0.20	\$ 400.00/hr	\$ 80.00
09/15/2020	TJW	Draft: Draft motion to certify class and prepare motion, brief, and exhibits for filing.	4.00	\$ 400.00/hr	\$ 1,600.00
09/15/2020	TJW	Correspondence: Review correspondence from J. Hicks regarding response timing to proposed motion for class certification. Review MJE motion to dismiss. Draft response correspondence to J. Hicks.	0.50	\$ 400.00/hr	\$ 200.00
09/16/2020	TJW	Correspondence: Draft correspondence regarding class certification to T. Ludden.	0.60	\$ 400.00/hr	\$ 240.00
09/17/2020	TJW	Draft: Finalize certificate of compliance, motion for class certification, brief in support, and exhibits and prepare for filing.	1.60	\$ 400.00/hr	\$ 640.00
09/18/2020	TJW	Review: Review potential class member data produced by Berndt and MJE. Attorney analysis regarding same.	0.80	\$ 400.00/hr	\$ 320.00
09/18/2020	TJW	Documentation: Prepare motion for class certification for filing.	1.00	\$ 400.00/hr	\$ 400.00
09/24/2020	TJW	Review: Review motion to adjourn filed by MJE and draft response.	3.20	\$ 400.00/hr	\$ 1,280.00
09/25/2020	TJW	Research: Westlaw research regarding issues applicable to motion to adjourn due date for response to certification motion.	1.10	\$ 400.00/hr	\$ 440.00
09/25/2020	TJW	Draft: Finalize brief in opposition to motion to adjourn and prepare for filing.	2.00	\$ 400.00/hr	\$ 800.00
09/29/2020	TJW	Correspondence: Draft status update letter to named plaintiffs.	0.70	\$ 400.00/hr	\$ 280.00

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10/15/2020	TJW	Review: Review and analyze case law regarding available damages. Attorney analysis regarding mediation damages formula.	3.20	\$ 400.00/hr	\$ 1,280.00
10/26/2020	TJW	Correspondence: Draft settlement correspondence to attorneys for Midland defendants, LVNV, Berndt & Associates and MJE.	1.60	\$ 400.00/hr	\$ 640.00
11/02/2020	TJW	Review: Review and analyze defendants' briefs opposing motion for class certification. Westlaw research regarding class certification issues presented in opposition brief filed by MJE.	7.30	\$ 400.00/hr	\$ 2,920.00
11/06/2020	TJW	Meeting: Prepare for and attend mediation session by Zoom. Attorney analysis regarding same.	1.00	\$ 400.00/hr	\$ 400.00
11/06/2020	TJW	Draft: Draft reply brief in opposition to motion	0.80	\$ 400.00/hr	\$ 320.00
11/09/2020	TJW	Review: Reivew Westlaw and other legal research regarding Rule 23 class certification and prepare outline of reply arguments supporting certification.	6.90	\$ 400.00/hr	\$ 2,760.00
11/10/2020	TJW	Draft: Draft reply brief in support of motion for class certification.	7.20	\$ 400.00/hr	\$ 2,880.00
11/11/2020	TJW	Draft: Continue drafting reply brief in support of class certification	7.80	\$ 400.00/hr	\$ 3,120.00
11/12/2020	TJW	Draft: Draft reply brief in support of motion to certfy class.	9.20	\$ 400.00/hr	\$ 3,680.00
11/13/2020	TJW	Draft: Finalize reply brief in support of motion for class certification and prepare brief and exhibits for filing. Draft correspondence to chambers enclosing courtesty copy.	5.60	\$ 400.00/hr	\$ 2,240.00
02/18/2021	TJW	Documentation: Review and revse notice of supplemental authority and prepare for filing.	0.50	\$ 400.00/hr	\$ 200.00

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07/13/2021	TJW	Draft: Draft memorandum regarding newly released opinion for supplemental authority on motion to dismiss.	0.50	\$ 400.00/hr	\$ 200.00
07/29/2021	TJW	Draft: Research regarding TranUnion v. Ramirez decision regarding Article III standing. Draft brief in response to MJE motion to file supplemental brief and prepare for filing.	3.10	\$ 400.00/hr	\$ 1,240.00
08/16/2021	TJW	Research: Review Bassett opinion. Attorney analysis regarding same. Outline supplemental authority.	0.40	\$ 400.00/hr	\$ 160.00
10/06/2021	TJW	Correspondence: Review motion to withdraw K. Rogers. Draft correspondence to counsel for defendants regarding same.	0.20	\$ 400.00/hr	\$ 80.00
11/23/2021	TJW	Review: Review Berndt & Associates motion to dismiss and brief in support.	0.90	\$ 400.00/hr	\$ 360.00
12/14/2021	TJW	Review: Review and analyze motion to dismiss and brief in support. Westlaw research regarding same.	7.10	\$ 400.00/hr	\$ 2,840.00
12/15/2021	TJW	Draft: Draft brief in opposition to Berndt Motion to Dismiss and prepare for filing.	4.30	\$ 400.00/hr	\$ 1,720.00
03/23/2022	TJW	Review: Review and analyze Order denying in part MJE motion for judgment on the pleadings. Attorney strategic analysis regarding same.	1.00	\$ 400.00/hr	\$ 400.00
04/14/2022	TJW	Meeting: Attorney analysis with P. Rogers regarding case status and strategy.	0.60	\$ 400.00/hr	\$ 240.00
04/21/2022	TJW	Correspondence: Attorney analysis regarding recent MCOA decision regarding analogous case. Draft memorandum regarding same.	1.00	\$ 400.00/hr	\$ 400.00
04/10/2023	TJW	Review: Review and analyze opinion granting motion to dismiss Berndt. Research regarding appeal/reconsideration/re-file strategies.	4.00	\$ 400.00/hr	\$ 1,600.00

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04/12/2023	TJW	Research: Westlaw research regarding Rule 54(b) motion	1.00	\$ 400.00/hr	\$ 400.00
06/05/2023	TJW	Correspondence: Draft correspondence to defendants' counsel regarding proposed motion for reconsideration.	0.40	\$ 400.00/hr	\$ 160.00
06/05/2023	TJW	Draft: Draft motion for reconsideration and brief in support.	2.00	\$ 400.00/hr	\$ 800.00
06/06/2023	TJW	Draft: Draft brief in support of motion for reconsideration.	3.90	\$ 400.00/hr	\$ 1,560.00
06/07/2023	TJW	Draft: Draft brief in support of motion for reconsideration and prepare for filing.	8.90	\$ 400.00/hr	\$ 3,560.00
03/01/2024	TJW	Meeting: Office conference with P. Rogers regarding class certification.	1.00	\$ 400.00/hr	\$ 400.00
03/01/2024	TJW	Review: Review and analyze opinion and order granting class certification.	1.90	\$ 400.00/hr	\$ 760.00
03/02/2024	TJW	Correspondence: Draft correspondence to class representatives regarding status and strategy.	2.40	\$ 400.00/hr	\$ 960.00
03/02/2024	TJW	Research: Research regarding class action procedure upon death of class representative (S. Buck). Draft correspondence to D. Ward regarding same.	0.90	\$ 400.00/hr	\$ 360.00
04/10/2024	TJW	Review: Review and analyze petition for interlocutory appeal. Westlaw research regarding issues applicable to same	2.80	\$ 400.00/hr	\$ 1,120.00
04/11/2024	TJW	Review: Review and analyze Rule 26(f) petition filed by Midland. Westlaw research regarding issues applicable to same. Outline and draft response brief	3.30	\$ 400.00/hr	\$ 1,320.00
04/12/2024	TJW	Review: Draft brief in opposition to petition for interlocutory appeal	4.20	\$ 400.00/hr	\$ 1,680.00

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04/13/2024	TJW	Draft: Draft opposition to petition for interlocutory appeal.	1.50	\$ 400.00/hr	\$ 600.00
04/18/2024	TJW	Draft: Draft response to petition for interlocutory appeal.	4.80	\$ 400.00/hr	\$ 1,920.00
05/29/2024	TJW	Draft: Draft suggestion of death for W.D. Mich. Draft suggestion of death for 6th Circuit. Draft correspondence to counsel for Defendants regarding motion for status conference.	2.00	\$ 400.00/hr	\$ 800.00
05/30/2024	TJW	Meeting: Office conference with P. Rogers regarding case status and strategy.	1.30	\$ 400.00/hr	\$ 520.00
06/18/2024	TJW	Draft: Review filings. Draft joint status report for scheduling conference.	1.70	\$ 400.00/hr	\$ 680.00
06/19/2024	TJW	Draft: Review file materials. Draft proposed joint status report for scheduling conference.	1.80	\$ 400.00/hr	\$ 720.00
06/27/2024	TJW	Draft: Prepare joint status report for filing.	0.20	\$ 400.00/hr	\$ 80.00
07/02/2024	TJW	Court Time: Prepare for and attend Rule 16 scheduling conference.	1.50	\$ 400.00/hr	\$ 600.00
07/02/2024	TJW	Review: Review discovery materials in connection with joinder of additional Berndt / LVNV plaintiff.	2.00	\$ 400.00/hr	\$ 800.00
07/02/2024	TJW	Draft: Draft written discovery requests to Mary Jane M. Elliott P.C.	2.10	\$ 400.00/hr	\$ 840.00
07/03/2024	TJW	Review: Review file materials. Prepare discovery requests. Draft correspondence to defendants' counsel regarding mediator selection.	0.80	\$ 400.00/hr	\$ 320.00
07/03/2024	TJW	Draft: Prepare discovery requests for service on Defendants.	0.50	\$ 400.00/hr	\$ 200.00
07/09/2024	TJW	Correspondence: Telephone conference with L. Russell regarding claims against Berndt & Associates and LVNV Funding.	0.60	\$ 400.00/hr	\$ 240.00

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07/16/2024	TJW	Draft: Draft subpoenas to Berndt & Associates and Investinet. Research regarding class notice.	3.00	\$ 400.00/hr	\$ 1,200.00
07/24/2024	TJW	Research: Research regarding joinder issues.	2.50	\$ 400.00/hr	\$ 1,000.00
07/24/2024	TJW	Phone Call: Telephone calls to D. VanderKodde and A. Beckley regarding status and mediation scheduling.	0.50	\$ 400.00/hr	\$ 200.00
07/24/2024	TJW	Correspondence: Draft correspondence to counsel regarding subpoena to Berndt & Associates.	0.20	\$ 400.00/hr	\$ 80.00
08/07/2024	TJW	Review: Review discovery responses of Mary Jane M. Elliott. Office conference with P. Rogers regarding same. Draft correspondence to J. Hicks regarding discovery compliance.	1.50	\$ 400.00/hr	\$ 600.00
08/08/2024	TJW	Review: Review discovery materials. Telephone conference with J. Hicks and P. Rogers regarding supplementation of discovery responses and document production.	2.90	\$ 400.00/hr	\$ 1,160.00
08/27/2024	TJW	Review: Draft Rule 30(b)(6) deposition notice. Office conference with P. Rogers regarding status and strategy. Draft correspondence to J. Hicks regarding discovery responses of Mary Jane M. Elliott. Telephone conference with T. Ludden regarding subpoena compliance by Berndt & Associates.	5.40	\$ 400.00/hr	\$ 2,160.00
09/13/2024	TJW	Phone Call: Telephone call to J. Hicks regarding overdue discovery supplementation and production. Draft notes regarding ongoing discovery issues.	0.60	\$ 400.00/hr	\$ 240.00
10/01/2024	TJW	Review: Review and analyze supplemental interrogatory answers and document production. Draft correspondence to J. Hicks regarding same.	2.00	\$ 400.00/hr	\$ 800.00
10/23/2024	TJW	Review: Review documents produced by Mary Jane M. Elliott PC	0.50	\$ 400.00/hr	\$ 200.00

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11/25/2024	TJW	Draft: Draft motion to enforce subpoena directed to Berndt & Associates.	5.40	\$ 400.00/hr	\$ 2,160.00
11/26/2024	TJW	Draft: Draft motion to enforce subpoena directed to Berndt & Associates.	2.60	\$ 400.00/hr	\$ 1,040.00
12/20/2024	TJW	Review: Prepare for hearing on motion to enforce subpoena to Berndt.	0.90	\$ 400.00/hr	\$ 360.00
12/23/2024	TJW	Court Time: Prepare for and attend hearing on motion to enforce subpoena	3.20	\$ 400.00/hr	\$ 1,280.00
01/29/2025	TJW	Draft: Draft motion for partial summary judgment and brief in support.	1.80	\$ 400.00/hr	\$ 720.00
01/30/2025	TJW	Correspondence: Draft brief in support of motion for partial summary judgment.	5.50	\$ 400.00/hr	\$ 2,200.00
01/31/2025	TJW	Draft: Draft brief in support of motion for partial summary judgment.	7.20	\$ 400.00/hr	\$ 2,880.00
02/01/2025	TJW	Draft: Draft brief in support of motion for partial summary judgment. Draft motion for partial summary judgment.	4.70	\$ 400.00/hr	\$ 1,880.00
02/03/2025	TJW	Draft: Draft brief in support of motion for partial summary judgment and prepare for filing. Draft motion for leave to file documents under seal and prepare for filing.	6.50	\$ 400.00/hr	\$ 2,600.00
02/11/2025	TJW	Review: Review motion to stay.	0.80	\$ 400.00/hr	\$ 320.00
02/12/2025	TJW	Draft: Draft brief in opposition to motion to stay.	1.00	\$ 400.00/hr	\$ 400.00
02/12/2025	TJW	Draft: Draft brief in opposition to motion to stay.	2.50	\$ 400.00/hr	\$ 1,000.00
02/13/2025	TJW	Draft: Draft brief in opposition to motion to stay.	2.10	\$ 400.00/hr	\$ 840.00
02/13/2025	TJW	Draft: Draft brief in opposition to motion to stay and prepare for filing.	1.40	\$ 400.00/hr	\$ 560.00
02/14/2025	TJW	Draft: Finalize brief in opposition to motion to stay and prepare for filing.	1.40	\$ 400.00/hr	\$ 560.00

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 Centennial Plaza, Suite 205
 2851 Charlevoix Dr. SE
 Grand Rapids, MI 49546



VanderKodde, Daniel
 _____ Wingate Dr. Apt ____
 Grand Rapids, MI 49512

Invoice 10596

Date	Mar 30, 2026
Terms	Net 10
Service Thru	Mar 30, 2026

PAY NOW

Date	Attorney	Description	Hours	Rate	Amount
03/19/2025	TJW	Review: Review and analyze briefs in opposition to motion for summary judgment.	3.60	\$ 400.00/hr	\$ 1,440.00
03/20/2025	TJW	Draft: Draft reply brief in support of motion for partial summary judgment.	7.70	\$ 400.00/hr	\$ 3,080.00
03/24/2025	TJW	Draft: Draft reply brief in support of partial summary judgment.	3.30	\$ 400.00/hr	\$ 1,320.00
04/18/2025	TJW	Phone Call: Telephone conference with D. VanderKodde. Telephone conference with A. Beckley. Draft correspondence to T. Seitz, N. Foster, J. Hicks, and L. Silver regarding same.	0.50	\$ 400.00/hr	\$ 200.00
05/06/2025	TJW	Correspondence: Draft correspondence to A. Beckley and D. VanderKodde regarding mediation. Review and revise motion for appointment of class counsel. Draft declaration in support of appointment as class counsel.	2.00	\$ 400.00/hr	\$ 800.00
05/06/2025	TJW	Draft: Draft mediation summary.	4.50	\$ 400.00/hr	\$ 1,800.00
05/13/2025	TJW	Meeting: Attend mediation.	9.90	\$ 400.00/hr	\$ 3,960.00
05/27/2025	TJW	Draft: Draft motion to compel.	5.90	\$ 400.00/hr	\$ 2,360.00
05/28/2025	TJW	Draft: Draft motion to compel.	2.70	\$ 400.00/hr	\$ 1,080.00
06/17/2025	TJW	Correspondence: Review stipulation to extend dates. Draft correspondence to J. Hicks regarding same.	0.40	\$ 400.00/hr	\$ 160.00
06/18/2025	TJW	Meeting: Prepare for and attend mediation.	7.10	\$ 400.00/hr	\$ 2,840.00
07/30/2025	TJW	Review: Review and analyze proposed class action settlement agreement.	2.00	\$ 400.00/hr	\$ 800.00
08/07/2025	TJW	Correspondence: Review correspondence from D. VanderKodde. Draft correspondence to D. VanderKodde regarding health issues, case status, and case strategy.	0.80	\$ 400.00/hr	\$ 320.00

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Date	Client	Description	Hours	Rate	Amount
08/13/2025	TJW	Draft: Review and revise settlement agreement.	1.80	\$ 400.00/hr	\$ 720.00
09/10/2025	TJW	Correspondence: Draft correspondence to T. Seitz regarding overdue draft of settlement agreement; preliminary approval motion.	0.80	\$ 400.00/hr	\$ 320.00
09/17/2025	TJW	Review: Review and revise settlement agreement draft. Draft, review, and revise joint motion for preliminary approval of settlement.	3.20	\$ 400.00/hr	\$ 1,280.00
09/24/2025	TJW	Correspondence: Draft correspondence to T. Seitz, J. Hicks, and N. Foster regarding draft joint motion for preliminary approval and settlement agreement.	0.30	\$ 400.00/hr	\$ 120.00
09/26/2025	TJW	Draft: Review, analyze, and edit proposed settlement agreement. Draft correspondence to J. Hicks, T. Seitz, and N. Foster regarding same.	2.10	\$ 400.00/hr	\$ 840.00
09/30/2025	TJW	Correspondence: Review and revise proposed settlement notice and brief in support of joint motion to approve settlement. Draft correspondence to counsel regarding same.	2.10	\$ 400.00/hr	\$ 840.00
10/01/2025	TJW	Draft: Review and revise joint motion for preliminary approval of settlement. Draft correspondence to J. Hicks, T. Seitz, and N. Foster regarding same.	2.00	\$ 365.00/hr	\$ 730.00
10/02/2025	TJW	Draft: Review and revise joint motion for preliminary approval of settlement and prepare for filing. Draft correspondence to J. Hicks, T. Seitz, and N. Foster regarding same.	3.90	\$ 365.00/hr	\$ 1,423.50
10/02/2025	TJW	Meeting: Telephone conferences with D. VanderKodde and A. Beckley regarding settlement. Signing meeting with D. VanderKodde. Signing meeting with A. Beckley.	3.00	\$ 400.00/hr	\$ 1,200.00
10/29/2025	TJW	Review: Review settlement and motion documents. Prepare for hearing on joint motion for preliminary approval of settlement.	2.80	\$ 365.00/hr	\$ 1,022.00

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Date	Attorney	Description	Hours	Rate	Amount
10/30/2025	TJW	Court Time: Prepare for and attend hearing on joint motion for preliminary approval.	5.60	\$ 400.00/hr	\$ 2,240.00
10/31/2025	TJW	Draft: Draft modified proposed order granting preliminary approval.	2.00	\$ 400.00/hr	\$ 800.00
11/03/2025	TJW	Correspondence: Draft proposed order granting preliminary approval. Draft correspondence to J. Hicks, T. Seitz, and N. Foster regarding same.	1.90	\$ 400.00/hr	\$ 760.00
12/04/2025	TJW	Correspondence: Draft correspondence to J. Hicks regarding overdue class information for settlement administration.	0.30	\$ 400.00/hr	\$ 120.00
12/05/2025	TJW	Review: Review and analyze class list and information. Draft memorandum regarding same.	1.20	\$ 400.00/hr	\$ 480.00
12/15/2025	TJW	Draft: Draft revised notice of class action settlement. Draft correspondence to J. Hicks regarding same.	1.90	\$ 400.00/hr	\$ 760.00
12/16/2025	TJW	Draft: Draft claim instructions and claim form. Review motion for relief from closing dates. Draft correspondence regarding same to J. Hicks, T. Seitz, and N. Foster.	3.10	\$ 400.00/hr	\$ 1,240.00
01/09/2026	TJW	Review: Review and analyze draft order granting motion for preliminary approval. Draft correspondence to J. Hicks regarding same.	0.70	\$ 400.00/hr	\$ 280.00
02/04/2026	TJW	Correspondence: Draft correspondence to J. Hicks regarding overdue data from MJE regarding account adjustments.	0.30	\$ 400.00/hr	\$ 120.00
02/27/2026	TJW	Phone Call: Telephone conference with (class member) E. Howard regarding class settlement.	0.50	\$ 400.00/hr	\$ 200.00
03/02/2026	TJW	Phone Call: Telephone conference with A. Beckley regarding settlement status.	0.90	\$ 400.00/hr	\$ 360.00
03/12/2026	TJW	Correspondence: Draft correspondence to J. Hicks regarding settlement agreement requirements.	0.80	\$ 400.00/hr	\$ 320.00

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Date	By	Description	Hours	Rate	Total
03/16/2026	TJW	Draft: Draft petition for fees and costs.	5.50	\$ 400.00/hr	\$ 2,200.00
03/17/2026	TJW	Draft: Draft petition for attorney fees.	2.50	\$ 400.00/hr	\$ 1,000.00
03/23/2026	TJW	Draft: Draft petition for fees and costs. Draft declaration in support of petition for fees and costs.	5.30	\$ 400.00/hr	\$ 2,120.00
03/23/2026	TJW	Review: Review and analyze final class list from Mary Jane M. Elliott, P.C. and compare against discovery records.	3.30	\$ 400.00/hr	\$ 1,320.00
03/23/2026	TJW	Draft: Draft motion for final approval.	1.10	\$ 400.00/hr	\$ 440.00
03/27/2026	TJW	Draft: Draft final approval papers.	3.10	\$ 400.00/hr	\$ 1,240.00
03/29/2026	TJW	Draft: Draft motion for final approval of settlement. Westlaw research regarding legal issues applicable to same.	3.50	\$ 400.00/hr	\$ 1,400.00
03/30/2026	TJW	Draft: Draft motion for final approval of class settlement and prepare for filing.	7.00	\$ 400.00/hr	\$ 2,800.00

In Reference To: Midland Funding LLC (Expenses)

Date	By	Expenses	Amount
02/13/2017	TJW	Mailing/Postage: Mail investigative letters.	\$ 30.36
02/13/2017	TJW	Printing/Copying: Print and prepare investigative letters.	\$ 13.20
03/01/2017	TJW	Mailing/Postage: Postage class representative letters	\$ 8.28
03/01/2017	TJW	Travel/Lodging: Parking Grand Rapids	\$ 17.50
03/03/2017	TJW	Miscellaneous: Filing fee, VanderKodde v. Mary Jane M. Elliott, P.C.	\$ 400.00
03/06/2017	TJW	Mailing/Postage: Mail retainer agreement to N. Simpson.	\$ 1.34
04/03/2017	TJW	Miscellaneous: PACER charges	\$ 10.80
04/11/2017	TJW	Mailing/Postage: Service of complaint and preservation letter on all defendants.	\$ 85.35

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04/11/2017	TJW	Mailing/Postage: Postage - status letters to clients	\$ 2.30
04/19/2017	TJW	Mailing/Postage: Service of class certification motion and brief on defendants; mailing of courtesy copy to Hon. Paul L. Maloney	\$ 22.88
06/28/2017	TJW	Mailing/Postage: Correspondence to S. Buck.	\$ 1.61
09/11/2017	TJW	Mailing/Postage: Mail courtesy copy of Brief in Opposition to chambers	\$ 7.20
11/08/2017	TJW	Mailing/Postage: Mail courtesy copy of Motion for Entry of Confidentiality to Hon. Ray Kent.	\$ 8.50
11/29/2017	TJW	Mailing/Postage: Discovery requests, responses, correspondence to named plaintiffs	\$ 35.55
01/16/2018	TJW	Mailing/Postage: Send correspondence, discovery, and file documents to named plaintiff	\$ 28.80
01/17/2018	TJW	Mailing/Postage: Serve discovery requests and deposition notices on defendants.	\$ 6.44
01/29/2018	TJW	Mailing/Postage: Mail status letters to clients.	\$ 1.88
02/01/2018	TJW	Mailing/Postage: Service of discovery responses on Defendants.	\$ 6.52
02/02/2018	TJW	Transcription Fee: Transcription fee for depositions of A. Beckley, D. VanderKodde, R. Swagerty, and S. Buck.	\$ 419.10
02/13/2018	TJW	Mailing/Postage: Serve Notices of Deposition.	\$ 2.72
02/14/2018	TJW	Miscellaneous: PACER access charges.	\$ 45.00
02/14/2018	TJW	Mailing/Postage: Service of subpoena copies on Defendants.	\$ 2.72
02/26/2018	TJW	Mailing/Postage: Service of Second Re-Notices.	\$ 2.72
03/27/2018	TJW	Mailing/Postage: Service of deposition notices on counsel.	\$ 2.72

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05/02/2018	TJW	Transcription Fee: Videography fee, 30(b)(6) of Berndt & Associates.	\$ 937.50
01/24/2019	TJW	Filing Fee: Appeal fee	\$ 505.00
01/29/2020	TJW	Travel/Lodging: Lodging, Cincinnati, Ohio	\$ 248.85
05/08/2020	TJW	Mailing/Postage: Mail courtesy copy of brief to chambers	\$ 8.70
11/13/2020	TJW	Mailing/Postage: Priority mail courtesy copy of reply brief re: class certification to chambers	\$ 15.05
03/02/2024	TJW	Mailing/Postage: Priority Mail of update letters to clients	\$ 26.56
07/24/2024	TJW	Miscellaneous: Service of process, Berndt & Associates subpoena	\$ 85.00
07/01/2025	TJW	Miscellaneous: Mediation fee paid to Butzel Long (L. Silver)	\$ 4,025.00

Total Hours	972.40 hrs
Total Labor	\$ 388,655.50
Total Expenses	\$ 7,015.15
Total Invoice Amount	\$ 395,670.65
Previous Balance	\$ 0.00
Balance (Amount Due)	\$ 395,670.65

EXHIBIT 2

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DANIEL VANDERKODDE, ANITA
BECKLEY, and RUBY ROBINSON, on behalf
of themselves and all others similarly situated,

Plaintiffs,

-vs.-

MARY JANE M. ELLIOTT, P.C., MIDLAND
FUNDING, LLC, MIDLAND CREDIT
MANAGEMENT, INC., ENCORE CAPITAL
GROUP, INC., and LVNV FUNDING, LLC

Defendants

Case No. 1:17-cv-203

**DECLARATION OF AMERICAN LEGAL CLAIM SERVICES, LLC
REGARDING DUE DILIGENCE IN NOTICING**

I, Snehal Indra, declare as follows:

1. I am a competent adult, over the age of eighteen, and this declaration is based on my personal knowledge.
2. I am a Case Manager for American Legal Claim Services, LLC (“ALCS”). ALCS was selected by the Court to serve as the Settlement Administrator and to otherwise comply with the provisions set forth in the Settlement Agreement and Release and the Order Granting Preliminary Approval. I was responsible for overseeing the dissemination of Notice of Settlement (“Notice”) to class members, claims processing, exclusion processing, and all other matters required as Settlement Administrator.
3. **Class Action Fairness Act (“CAFA”) Notice:** On October 10, 2025, ALCS mailed, via certified mail, a CAFA Notice pursuant to 28 U.S.C. § 1715 to the Attorneys General of the 50 states and the US territories. On February 27, 2026, ALCS mailed, via certified mail, a Supplemental CAFA Notice to the Attorneys General of the 50 states and the US territories. The Supplemental CAFA Notice package contained a cover letter on behalf of the Defendants Mary Jane M. Elliott, P.C., Midland Funding, LLC; Midland Credit Management Inc, Encore Capital Group, Inc, and LVNV Funding, LLC. The package also contained the following three exhibits: 1) Order Granting Preliminary Approval, 2) the Order Granting Joint Motion to Amend Order Granting Preliminary Approval, and 3) Notice of Class Action Settlement (attached hereto as Exhibit A).

4. **Class List Receipt and Processing:** On December 1, 2025, ALCS received the mailing list (“Class List”) from counsel containing 5,291 records with the names and street addresses. ALCS reviewed and processed the data. A total of 4 duplicates were identified and merged based on a combination of name and address. The final Class List contained 5,287 class members after the duplicates were merged. Throughout the noticing process, ALCS utilized several means of ensuring the most accurate mailing addresses for class members. These methods included National Change of Address through the USPS, skip-tracing, and manual updates from class members.
5. **Initial Class Notice:** On January 26, 2026, ALCS mailed the Notice, which included a detachable Claim Form, substantially in the form approved by the Court to 2,208 class members who were eligible to file a claim. Additionally on the same day, ALCS mailed the Notice without a Claim Form, to 3,079 class members who were not eligible to file a claim
6. **Returned Mail Handling:** ALCS processed all Notices returned by USPS. A minority of the mail included an updated address provided by the USPS (“FOE”). For these, the class member addresses were updated, and the Notice were re-mailed to the updated address provided. The remainder of the mail returned by the USPS did not contain an updated address (“UAA”). For these, ALCS conducted address searches using a nationally recognized location service to attempt to locate new addresses for these class members. Of the 5,287 Notices mailed, 1,293 were returned by USPS as of the date of this declaration. ALCS has remailed 896 Notices to updated addresses. Of the 896 remailed Notices, only 94 were returned by USPS as of the date of this declaration.
7. **Noticing Campaign Summary:** The following is a summary of the noticing, as of the date of this Declaration:
 - Notice initially mailed via USPS: 5,287
 - Notice returned by USPS: 1,293
 - Notice remailed via USPS: 896
 - Remailed Notice returned as UAA: 94
 - Total number of mailed Notice deemed undeliverable: 491
 - Percentage of Notice deemed delivered: 90.71%
8. **Website:** ALCS created a case website www.vanderkoddeclassaction.com that provided further information as stated in the Notice. The website contained sections for Important Court Documents, Key Dates and FAQs. Class members had an opportunity to update their address and/or submit their claim online.
9. **Toll-Free Telephone:** ALCS established a toll-free telephone line (800-843-3150) for Class members to contact with questions about the settlement or update their address.


10. **Claims:** The Notice instructed those who wish to receive a settlement check must upload on the website or mail (postmark) the claim form to the Settlement Administrator by no later than March 9, 2026. As of this date of the declaration, we have received 255 claims.

- Total claims received: 255
- Valid claims: 250
- Invalid & Deficient claims: 1
- Duplicate Claims: 1
- Late claims: 3

11. **Exclusions:** The Notice instructed those who wish to opt out of the settlement to write to the Settlement Administrator stating that the class member does not wish to participate. It further states that an opt-out request must be postmarked by March 9, 2026. As of the date of this declaration, we have received zero requests for exclusions for this case.

12. **Objections:** The Notice informed class members who wish to object to the settlement to file their written objection with the Court by March 9, 2026. I am not aware of any objections being filed with the Court as of the date of this declaration.

I declare under penalty of perjury pursuant to the laws of the State of Florida that the foregoing is true and correct to the best of my knowledge. Executed on March 12, 2026, in Jacksonville, Florida.



Snehal Indra

Exhibit A

State	Name	Building	Street	City	State	Zip
U.S. Attorney General	Pamela J. Bondi	U.S. Department of Justice	950 Pennsylvania Avenue NW	Washington	D.C.	20530
Alabama Attorney General	Steve Marshall		501 Washington Ave. P.O. Box 300152	Montgomery	AL	36130
Alaska Attorney General	Treg Taylor		1031 W. 4th Avenue, Suite 200	Anchorage	AK	99501
American Samoa Attorney General	Gwen Tauiliili- Langkilde	Executive Office Building, Utulei	Territory of American Samoa	Pago Pago	AS	96799
Arizona Attorney General	Kris Mayes		2005 N Central Ave	Phoenix	AZ	85004
Arkansas Attorney General	Tim Griffin		323 Center St. Suite 200	Little Rock	AR	72201
California Attorney General	Rob Bonta		1300 I St., Ste. 1740	Sacramento	CA	95814
Colorado Attorney General	Phil Weiser	Ralph L. Carr Colorado Judicial Center	1300 Broadway, 10th Floor	Denver	CO	80203
Connecticut Attorney General	William Tong		165 Capitol Avenue	Hartford	CT	0.6106
Delaware Attorney General	Kathy Jennings	Carvel State Office Building	820 N. French St.	Wilmington	DE	19801
District of Columbia Attorney General	Brian Schwalb		400 6th Street NW	Washington	DC	20001
Florida Attorney General	James Uthmeier	Office of the Attorney General	The Capitol, PL-01	Tallahassee	FL	32399
Georgia Attorney General	Chris Carr		40 Capitol Square, SW	Atlanta	GA	30334
Guam Attorney General	Douglas Moylan	Bank of Hawaii Building	134 W. Soledad Ave, 4 th Floor, Suite 412	Hagatna	GU	96910
Hawaii Attorney General	Anne E. Lopez		425 Queen St.	Honolulu	HI	96813
Idaho Attorney General	Raúl Labrador		700 W. Jefferson Street, Suite 210, P.O. Box 83720	Boise	ID	83720
Illinois Attorney General	Kwame Raoul	James R. Thompson Ctr.	100 W. Randolph St.	Chicago	IL	60601
Indiana Attorney General	Todd Rokita	Indiana Government Center South	302 West Washington St., 5th Fl.	Indianapolis	IN	46204
Iowa Attorney General	Brenna Bird	Hoover State Office Building	1305 E. Walnut Street	Des Moines	IA	50319
Kansas Attorney General	Kris Kobach		120 S.W. 10th Ave., 2nd Fl.	Topeka	KS	66612
Kentucky Attorney General	Russell Coleman	Capitol Building	700 Capital Avenue, Suite 118	Frankfort	KY	40601
Louisiana Attorney General	Liz Murrill		1885 North Third St	Baton Rouge	LA	70802
Maine Attorney General	Aaron Frey		6 State House Station	Augusta	ME	0.4333
Maryland Attorney General	Anthony G. Brown		200 St. Paul Place	Baltimore	MD	21202
Massachusetts Attorney General	Andrea Campbell		1 Ashburton Place, Floor 20	Boston	MA	0.2108
Michigan Attorney General	Dana Nessel		525 W. Ottawa St., P.O. Box 30212	Lansing	MI	48909
Minnesota Attorney General	Keith Ellison		445 Minnesota Street, Suite 600	St. Paul	MN	55101
Mississippi Attorney General	Lynn Fitch	Department of Justice	P.O. Box 220	Jackson	MS	39205
Missouri Attorney General	Andrew Bailey	Supreme Ct. Bldg	207 W. High St., PO Box 899	Jefferson City	MO	65101
Montana Attorney General	Austin Knudsen	Office of the Attorney General, Justice Bldg.	P.O. Box 201401	Helena	MT	59620
Nebraska Attorney General	Mike Hilgers		1445 K Street, Room 2115, P.O. Box 98920	Lincoln	NE	68508
Nevada Attorney General	Aaron D. Ford	via email: NVAGCAFAnotices@ag.nv.gov				
New Hampshire Attorney General	John Formella	NH Department of Justice	1 Granite Place South	Concord	NH	0.3301
New Jersey Attorney General	Matthew J. Platkin	Richard J. Hughes Justice Complex	25 Market Street, 8th Floor, P.O. Box 080	Trenton	NJ	0.8625
New Mexico Attorney General	Raul Torrez		P.O. Drawer 1508	Santa Fe	NM	87504
New York Attorney General	Letitia A. James	Department of Law	The Capitol, 2nd Floor	Albany	NY	12224
North Carolina Attorney General	Jeff Jackson	Department of Justice	PO Box 629	Raleigh	NC	27602
North Dakota Attorney General	Drew Wrigley	State Capitol	600 E. Boulevard Ave.	Bismarck	ND	58505
Northern Mariana Islands Attorney General	Edward E. Manibusan	Administration Building	P.O. Box 10007	Saipan	MP	96950
Ohio Attorney General	Dave Yost	State Office Tower	30 E. Broad St., 14th Floor	Columbus	OH	43266
Oklahoma Attorney General	Gentner Drummond		313 NE 21st Street	Oklahoma City	OK	73105
Oregon Attorney General	Dan Rayfield	Oregon Department of Justice	1162 Court St., NE	Salem	OR	97301
Pennsylvania Attorney General	Dave Sunday	Pennsylvania Office of Attorney General	16th Floor, Strawberry Square	Harrisburg	PA	97301
Puerto Rico Attorney General	Janet Parra-Mercado		P.O. Box 9020192	San Juan	PR	0.0902
Rhode Island Attorney General	Peter F. Neronha		150 S. Main St.	Providence	RI	0.2903
South Carolina Attorney General	Alan Wilson	Rembert C. Dennis Office Bldg.	P.O. Box 11549	Columbia	SC	29211
South Dakota Attorney General	Marty Jackley		1302 East Highway 14, Suite 1	Pierre	SD	57501

Tennessee Attorney General	Jonathan Skrmetti		PO Box 20207	Nashville	TN	37202
Texas Attorney General	Ken Paxton	Capitol Station	P.O. Box 12548	Austin	TX	78711
U.S. Virgin Islands Attorney General	Gordon C. Rhea		3438 Kronprindsens Gade, GERS Building, 2nd Floor	St. Thomas	Virgin Islands	0.0802
Utah Attorney General	Derek Brown		State Capitol, Rm. 236	Salt Lake City	UT	84114
Vermont Attorney General	Charity R. Clark		109 State St.	Montpelier	VT	0.5609
Virginia Attorney General	Jason Miyares		202 North Ninth Street	Richmond	VA	23219
Washington Attorney General	Nick Brown		1125 Washington St. SE, P.O. Box 40100	Olympia	WA	98504
West Virginia Attorney General	John B. McCuckey	State Capitol	1900 Kanawha Blvd. E	Charleson	WV	25305
Wisconsin Attorney General	Josh Kaul	Wisconsin Department of Justice State Capitol	Room 114 East, PO Box 7857	Madison	WI	53707
Wyoming Attorney General	Bridget Hill	State Capitol Bldg. 109 State Capitol	200 W. 24 th Street	Cheyenne	WY	82002

February 27, 2026

Re: Supplemental Notice Pursuant to the Class Action Fairness Act of 2005 in connection with *Vanderkodde v. Mary Jane M. Elliot, P.C., et al.*, United States District Court, Western District of Michigan, Southern Division. Case No: 1:17-cv-203.

Dear Federal or State Official:

We collectively represent Defendants Mary Jane M. Elliott, P.C. (“MJE”), Midland Funding, LLC (“Midland Funding”), Midland Credit Management, Inc. (“MCM”), Encore Capital Group, Inc. (“Encore”) (Midland Funding, MCM, and Encore and collectively referred to as “Midland”), and LVNV Funding, LLC (“LVNV”) (also collectively “Defendants”) in the above-referenced action (the “Action”), which is pending before the Honorable Paul L. Maloney in the United States District Court for the Western Division of Michigan.

On October 10, 2025, you were sent the CAFA Notice of Proposed Class Action Settlement Pursuant to 28 U.S.C. § 1715 *Vanderkodde v. Mary Jane M. Elliott, P.C., et al.* with the following exhibits: Original Complaint, First Amended Complaint, Joint Motion for Preliminary Approval, Settlement Agreement, and Proposed Notice to the Class.

Pursuant to the Class Action Fairness Act (“CAFA”), 28 U.S.C. § 1715, Defendants hereby notify you of the additional documents that were not previously available. In compliance with 28 U.S.C. § 1715(b), Defendants state as follows:

- 1. 28 U.S.C. § 1715(b)(2) — Notice of Any Scheduled Judicial Hearing:** Enclosed is the Order granting preliminary approval (Exhibit 1) entered on November 3, 2025. Additionally, on January 16, 2026, the Court entered the Order Granting Joint Motion to Amend Order Granting Preliminary Approval (Exhibit 2). The Final Approval hearing was adjourned to Monday April 13, 2026, at 9:30 am.
- 2. 28 U.S.C. § 1715(b)(3) — Notification to Class Members:** Enclosed is the Notice of Class Action Settlement (Exhibit 3) which was mailed to class members on January 26, 2026. Class members whose judgement balance may have been eliminated also received a claim form with their notice.

If for any reason you believe the enclosed information does not fully comply with 28 U.S.C. §1715, please contact the undersigned so the Defendants can address any concerns or questions you may have.

Sincerely,

/s/ Theodore W. Seitz

Theodore W. Seitz (P60320)
Andrew P. Hussey (P87192)
DYKEMA GOSSETT PLLC
201 Townsend Street, Suite 900
Lansing, MI 48933
(517) 374-9149
tsietz@dykema.com
ahussey@dykema.com

*Attorneys for Defendants Midland
Funding, LLC; Midland Credit Management,
Inc.; and Encore Capital Group, Inc.*

/s/ Nabil G. Foster

Nabil G. Foster
BARON & NEWBURGER P.C.
53 W. Jackson Blvd., Suite 1205
Chicago, IL 60604
(312) 767-5750
nfoster@bn-lawyers.com

Attorney for LVNV Funding, LLC

/s/ Jeffrey R. Hicks

Jeffrey R. Hicks (P74279)
COLLINS EINHORN FARRELL PC
400 Town Center, 9th Floor
Southfield, MI 48074
(248) 355-4141
jeffrey.hicks@ceflawyers.com

*Attorney for Defendant Mary Jane M.
Elliott, P.C.*

Exhibit 1

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DANIEL VANDERKODDE, et al.,

Case No. 1:17-cv-203

Plaintiffs,

HON. PAUL L. MALONEY

v.

MARY JANE M. ELLIOTT, P.C., et al.,

Defendants.

_____ /

ORDER

The parties to this action have reached a proposed class action settlement, subject to court approval. The parties move for preliminary approval of the settlement terms, for approval of the class notice, and for a final hearing. ([ECF No. 276](#)). The Court conducted a hearing on the matter on October 30, 2025. Based on the joint motion as well as all other matters of record, and the reasons summarized in open court and now detailed here, the Court finds and orders:

1. The Settlement Agreement expressly allows the Court to determine the deadline for class members to submit objections to the proposed settlement and for class members who wish to opt out of the settlement to submit their exclusion requests, called the “Objection/Exclusion Deadline.” (Settlement Agmt. ¶ 37, [ECF No. 276-1](#), [PageID.4027](#).)

2. The Court finds that the Objection/Exclusion Deadline suggested by the parties of 45 days after the date of the Preliminary Approval Order is insufficient and hereby exercises its discretion under Paragraph 37 to amend the Objection/Exclusion Deadline to 90 days after entry of this Order.

3. The Settlement Agreement and the settlement it embodies are preliminarily found to be fair, reasonable, and adequate. This Order incorporates by reference the definitions in the Class Action Settlement Agreement (“Agreement”) and all terms defined therein shall have the same meaning in this Order as set forth herein, except as amended by the preceding paragraphs.

4. The Settlement Agreement provides for classes whose definitions differ slightly from the classes certified by the Court in its March 1, 2024 Opinion and Order ([ECF No. 192](#)). The Court finds that the requirements of Rule 23(a) and (b)(3) are satisfied by the modified proposed class definitions, and the Court certifies the following two classes for settlement purposes:

(a) Elliott/Midland Class. A class comprising: (a) every natural person; (b) against whom a money judgment, in a civil action to collect a debt incurred for personal, family, or household purposes, was entered by a Michigan court in favor of Midland Funding, LLC; (c) where the judgment was not rendered on a written instrument or promissory note; and (d) from whom Mary Jane M. Elliott, P.C. collected a judgment balance by communicating to any person, during the period of time from April 11, 2011 to the date of class certification, that the judgment debtor owed an amount that included judgment interest calculated at a rate that exceeded the rate allowed by [MCL 600.6013\(8\)](#).

(b) Elliott/LVNV Class. A class comprising: (a) every natural person; (b) against whom a money judgment, in a civil action to collect a debt incurred for personal, family, or household purposes, was entered by a Michigan court in favor of LVNV Funding L.L.C.; (c) where the judgment was not rendered on a written instrument or promissory note; and (d) from whom Mary Jane M. Elliott, P.C. collected a judgment

balance by communicating to any person, during the period of time from April 11, 2011 to the date of class certification, that the judgment debtor owed an amount that included judgment interest calculated at a rate that exceeded the rate allowed by MCL 600.6013(8).

Certain people who appear to meet the class definitions have been excluded from the classes: (1) any person whose account has been discharged in bankruptcy as of the date of Preliminary Approval; (2) any person who is deceased as of the date of Preliminary Approval; (3) any person who elects to exclude themselves from the Settlement Class; and (4) the Court and staff to whom this case is assigned, and any member of the Court's or staff's immediate family.

5. For purposes of implementing the settlement, named Plaintiffs Daniel VanderKodde and Anita Beckley are appointed class representatives, and Phillip C. Rogers and Theodore J. Westbrook are appointed as Class Counsel for the Settlement Class. If the Settlement Agreement terminates by its terms, nothing in this Order shall prevent a return of the parties to the litigation status in effect immediately prior to the execution of the Settlement Agreement.

6. The Court approves the proposed "Notice of Class Action Settlement" (ECF No. 282) and incorporates it herein by reference. The Court finds that the distribution of the Notice as set forth in the Agreement meets the requirements of due process under the Constitution and Fed. R. Civ. P. 23(e) and that such Notice is the best practicable under the circumstances and shall constitute sufficient notice to all persons entitled thereto. The Court further finds that the proposed form of notice is adequate and will give all Class Members sufficient information to enable them to make informed decisions as to the Class, the right to object or opt out, and the proposed settlement and its terms.

7. As soon as practicable, but not later than December 22, 2025, the Settlement Administrator shall print, copy, and mail the Class Notice to the Class Members at the most current address reflected in Defendants' records, with a notation on the envelope requesting address correction. Where the notice contains blanks for dates to be added, the parties shall add the dates consistent with the Order before serving the Notice. If any Notice is returned with a new address, the Notice shall be re-mailed to the new address. As to any Class Member whose notice is returned without a forwarding address, the Settlement Administrator shall run such Class Member's through the National Change of Address database to seek a good address and then re-send the Notice to any Class Member for whom it is able to obtain a new address as a result of such search. The parties and the Settlement Administrator shall use their best efforts to provide prompt re-sending of any returned notices. However, the parties, their attorneys, and the Settlement Administrator, shall not be responsible for the failure of the Postal Service to timely deliver or return a Notice. The parties shall have no obligation to re-send a Notice that is not returned by the Postal Service less than seven (7) days prior to the Final Approval Hearing.

8. Not later than fourteen (14) days prior to the Final Approval Hearing, the parties shall file an affidavit with the Court detailing the steps taken to provide notice to the Class Members in this case.

9. Not later than February 2, 2026, any member of the Settlement Class who desires to be excluded from the Settlement Class must mail a written request for exclusion to the Settlement Administrator, American Legal Claims Services LLC, 8011 Phillips Hwy. #5, Jacksonville, FL 32256. The request for exclusion must include the Class Member's full name, address, telephone number, and signature, together with a statement to the effect that the Class Member wishes to be excluded from or opt out of the Settlement Class. All such persons who

timely mail proper requests for exclusion from the Settlement Class shall not be members of the Settlement Class and shall have no rights with respect to the Settlement and no interest in any settlement proceeds.

10. Not later than fourteen (14) days prior to the Final Approval Hearing, Class Counsel shall file with the Court and serve upon Defendants' Counsel, a list identifying all Class Members who have made timely and valid requests for exclusion along with the supporting documents.

11. All Class Members who do not timely and properly exclude themselves from the Settlement shall be bound by the Settlement.

12. Any Class Members who timely and properly exclude themselves from the Settlement may proceed with his or her own action. No portion of the Settlement Agreement may be entered into evidence in any action by any Class Member who excludes himself or herself from the Settlement.

13. If more than two percent of all Class Members timely and properly exclude themselves from the Settlement, each party shall independently have the right, but not the obligation, to withdraw from the Agreement. Any election to withdraw shall be made in writing and sent to all counsel of record no later than February 16, 2026.

14. The Final Approval Hearing shall be held on Monday, March 9, 2026, at 9:00 a.m. before the undersigned to determine whether the proposed Settlement is fair, reasonable and adequate and should be approved. The parties' briefs and supporting papers in support of the proposed Settlement shall be filed not later than fourteen (14) days prior to the Final Fairness Hearing. The Final Fairness Hearing may be postponed, adjourned, transferred, or continued by Court Order without further notice to the Settlement Class except those Class Members who file

timely objections to the Settlement. After the Final Approval Hearing, the Court may enter a Settlement Approval Order and Final Judgment in accordance with the Settlement Agreement that will adjudicate the rights of all Class Members.

15. Any member of the Settlement Class who is not excluded from the Settlement Class and who objects to the approval of the proposed Settlement may appear at the Final Approval Hearing in person or through counsel to show cause why the proposed Settlement should not be approved as fair, reasonable, and adequate.

16. Objections to the Settlement or any petition to intervene in this action may be heard only if filed with the Court and served on Class Counsel and Defendants' Counsel at the addresses below no later than February 2, 2026. Such objections and petitions to intervene must be submitted in writing and must state: (a) the name of this action; (b) the Class Member's full name, address, and telephone number; (c) the factual and legal grounds for the Class Member's objection; (d) whether the Class Member intends to appear at the Final Approval Hearing on his or her own behalf or through counsel; (e) the name, address, and telephone number of the Class Member's counsel, if any; and (f) the names, addresses, and telephone numbers of all witnesses whom the Class Member or the Class Member's counsel intends to call at the Final Approval Hearing. The written objection or petition to intervene must be accompanied by any evidence the Class Member wishes to introduce to support the objection or petition to intervene.

Clerk of the Court: 107 Federal Building
410 W. Michigan Ave
Kalamazoo, MI 49007

Class Counsel: Phillip C. Rogers
Phillip C. Rogers, Attorney at Law
2851 Charlevoix Dr. SE, Ste. 205
Grand Rapids, MI 49546

Theodore J. Westbrook
Westbrook Law PLLC
2851 Charlevoix Dr. SE, Ste. 205
Grand Rapids, MI 49546

Defendants' Counsel:

Theodore W. Seitz
Dykema Gossett PLLC
Attorneys for Defendants Midland Funding, LLC;
Midland Credit Management, Inc.; and Encore
Capital Group, Inc.
201 Townsend St. Ste. 900
Lansing, MI 48933

Jeffrey R. Hicks
Collins Einhorn Farrell PC
Attorneys for Defendant Mary Jane M. Elliott, P.C.
400 Town Center, 9th Floor
Southfield, MI 48074

Nabil G. Foster
Baron & Newburger P.C.
Attorneys for Defendant LVNV Funding L.L.C.
53 W. Jackson Blvd., Ste. 1205
Chicago, IL 60604

No Class Member shall be entitled to be heard and not objection shall be considered unless these requirements are satisfied.

17. Any Class Member who desires to enter an appearance through an attorney under Rule 23(c)(2)(B)(iv) must do so no later than February 2, 2026, by filing a written notice with the Court and serving a copy on Class Counsel and Defendants' Counsel at the addresses below.

Clerk of the Court: 107 Federal Building
410 W. Michigan Ave
Kalamazoo, MI 49007

Class Counsel: Phillip C. Rogers
Phillip C. Rogers, Attorney at Law
2851 Charlevoix Dr. SE, Ste. 205
Grand Rapids, MI 49546

Theodore J. Westbrook
Westbrook Law PLLC

2851 Charlevoix Dr. SE, Ste. 205
Grand Rapids, MI 49546

Defendants' Counsel:

Theodore W. Seitz
Dykema Gossett PLLC
Attorneys for Defendants Midland Funding, LLC;
Midland Credit Management, Inc.; and Encore
Capital Group, Inc.
201 Townsend St. Ste. 900
Lansing, MI 48933

Jeffrey R. Hicks
Collins Einhorn Farrell PC
Attorneys for Defendant Mary Jane M. Elliott, P.C.
400 Town Center, 9th Floor
Southfield, MI 48074

Nabil G. Foster
Baron & Newburger P.C.
Attorneys for Defendant LVNV Funding L.L.C.
53 W. Jackson Blvd., Ste. 1205
Chicago, IL 60604

18. No person shall be entitled to contest the approval of the terms and conditions of this Settlement or the judgment to be entered thereon except by filing and serving written objections in accordance with the provisions herein. Any member of the Settlement Class who fails to exclude themselves from the Settlement Class or who fails to object in the manner prescribed shall be deemed to have waived, and shall be foreclosed forever from raising objections or asserting any claims arising out of, related to, or based in whole or in part on any of the facts or matters alleged, or which could have been alleged, or which otherwise were at issue in this action.

19. The parties and their counsel are hereby authorized to use and disclose such

information as is contemplated and necessary to effectuate the terms and conditions of the Settlement, and to protect the confidentiality of the names and addresses of the Class Members or other confidential or proprietary information pursuant to the terms of the Settlement.

IT IS SO ORDERED.

Dated: November 3, 2025

/s/ Paul L. Maloney _____
HON. PAUL L. MALONEY
UNITED STATES DISTRICT JUDGE

Exhibit 2

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DANIEL VANDERKODDE, et al.,

Case No. 1:17-cv-203

Plaintiffs,

HON. PAUL L. MALONEY

v.

MARY JANE M. ELLIOTT, P.C., et al.,

Defendants.

_____ /

**ORDER GRANTING JOINT MOTION TO AMEND ORDER
GRANTING PRELIMINARY APPROVAL**

The parties to this action filed a Joint Motion [ECF No. 284] to amend the Order Granting Preliminary Approval to the proposed class action settlement [ECF No. 283].

Specifically, the parties seek to extend the class notice and other dates in the Order Granting Preliminary Approval, which also requires moving the final approval hearing previously set for March 9, 2026. Based on the joint motion as well as all other matters of record, the Court finds and orders:

1. The Order Granting Preliminary Approval [ECF No. 283] is amended as follows:
 - a. The deadline to disseminate notice to the class shall be Monday, January 26, 2026, amending paragraph 7.
 - b. The deadline for a class member to provide notice that he or she wishes to be excluded from the class shall be March 9, 2026, amending paragraph 9.
 - c. The deadline for a class member to object to the settlement shall be March 9, 2026, amending paragraph 16.

d. The deadline for a party to execute their option to withdraw from the settlement shall be March 23, 2026, amending paragraph 13.

2. The Final Approval Hearing shall be adjourned from Monday, March 9, 2026 at 9:00 a.m. to Monday, April 13, 2026, at 9:30 a.m.

3. All other dates, deadlines, and terms of the Order Granting Preliminary approval not amended herein remain the same.

IT IS SO ORDERED.

Dated: January 16, 2026

/s/ Paul L. Maloney
PAUL L. MALONEY
UNITED STATES DISTRICT JUDGE

Exhibit 3

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN

NOTICE OF CLASS ACTION SETTLEMENT

VanderKodde, et al. v. Mary Jane M. Elliott, P.C., et al.

No. 1:17-cv-203

A court authorized this Notice. It is not a solicitation from a lawyer. You are not being sued.

A class action lawsuit is pending in the United States District Court for the Western District of Michigan (“the Court”) against Mary Jane M. Elliott, P.C.; Midland Funding, LLC; Midland Credit Management, Inc.; Encore Capital Group, Inc.; and LVNV Funding, LLC (together, the “Defendants”). The lawsuit alleges the Defendants violated United States federal and Michigan state law by applying unlawfully high interest rates to debt collection judgments. The Defendants deny any wrongdoing.

The Court decided that this lawsuit should proceed as a class action on behalf of “Classes,” or groups of people, that could include you. Two classes have been certified by the Court:

1. **Elliott/Midland Class. A class comprising: (a) every natural person; (b) against whom a money judgment, in a civil action to collect a debt incurred for personal, family, or household purposes, was entered by a Michigan court in favor of Midland Funding, LLC; (c) where the judgment was not rendered on a written instrument or promissory note; and (d) from whom Mary Jane M. Elliott, P.C. collected a judgment balance by communicating to any person, during the period from April 11, 2011 to the date of class certification, that the judgment debtor owed an amount that included judgment interest calculated at a rate that exceeded the rate allowed by MCL 600.6013(8).**
2. **Elliott/LVNV Class. A class comprising: (a) every natural person; (b) against whom a money judgment, in a civil action to collect a debt incurred for personal, family, or household purposes, was entered by a Michigan court in favor of LVNV Funding, LLC; (c) where the judgment was not rendered on a written instrument or promissory note; and (d) from whom Mary Jane M. Elliott, P.C. collected a judgment balance by communicating to any person, during the period from April 11, 2011 to the date of class certification, that the judgment debtor owed an amount that included judgment interest calculated at a rate that exceeded the rate allowed by MCL 600.6013(8).**

The parties to the lawsuit have proposed that the lawsuit be settled. A hearing on the fairness of the proposed settlement is set for Monday, April 13, 2026, at 9:30 a.m., in Room 137 of the Federal Building, 410 W. Michigan Ave., Kalamazoo, Michigan 49007. At this hearing, presiding Judge Paul L. Maloney will rule upon whether the settlement agreement proposed by the parties is fair and reasonable.

YOUR RIGHTS AND OPTIONS IN THIS LAWSUIT	
<i>Do Nothing</i>	<p>Stay in the lawsuit, share in the benefits if the proposed settlement is approved by the Court. Give up certain rights.</p> <p>By doing nothing, you are choosing to stay in the Class and accept the benefits of the proposed settlement. You will give up your rights to sue the Defendants in a separate lawsuit for the claims made in this class action.</p>
<i>Ask to be Excluded</i>	<p>Get out of this lawsuit. Get no benefits, but keep your rights.</p> <p>If you opt out of the Class (meaning you say in writing that you do not want to be included in this lawsuit), you will <u>not</u> be entitled to any benefits of the proposed settlement, but you will <u>not</u> be bound by any past or future rulings against the Defendants. You will be free to pursue your own claims against the Defendants on your own or as part of a different lawsuit.</p>
<i>Object to the Proposed Settlement</i>	<p>Ask the Court not to approve the settlement.</p> <p>You may choose to stay in the class, but object to the proposed settlement. If the Court does not approve the settlement, the case may proceed in court or settle on different terms. If the Court approves the settlement despite your objection, you may share in the benefits of the settlement, or appeal the Court’s approval of the settlement.</p>

THESE RIGHTS AND OPTIONS AND THE DEADLINES TO EXERCISE THEM ARE EXPLAINED IN THIS NOTICE

BASIC INFORMATION ABOUT THE LAWSUIT

1. Why did I get this Notice?

Records indicate that a judgment was entered against you in favor of Midland Funding, LLC or LVNV Funding, LLC, that Mary Jane M. Elliott P.C. applied interest to the judgment at a rate exceeding the rate allowed under MCL 600.6013(8), and that some amount was collected against the judgment. This Notice explains that the Court has preliminarily approved a class action settlement that may affect you. You have

legal rights and options that you may exercise. Judge Paul L. Maloney of the United States District Court for the Western District of Michigan is overseeing this class action. The case is known as *VanderKodde v. Mary Jane M. Elliott, P.C.*, Civil Action No. 1:17-cv-203 (the “Action”).

2. What is the lawsuit about?

This lawsuit is about whether the Defendants violated federal and state laws regulating debt collection practices when they applied interest to judgment debts and then collected against the

judgments. Plaintiffs allege that Defendants violated the federal Fair Debt Collection Practices Act and Michigan debt collection laws. The Defendants deny any wrongdoing.

3. What is a class action and who is involved?

In a class action lawsuit, one or more people, called “Class Representatives” (in this case Daniel VanderKodde and Anita Beckley), sue on behalf of themselves and other people who have similar claims. These people and entities together are called a “Class” or “Class Members.” Daniel VanderKodde, Anita Beckley, and all the Class Members are called Plaintiffs. The companies the Plaintiffs sued, Mary Jane M. Elliott, P.C.; Midland Funding, LLC; Midland Credit Management, Inc.; Encore Capital Group, Inc.; and LVNV Funding, LLC, are called the Defendants. One court resolves the issues for all Class Members—except those who choose to exclude themselves.

4. What has happened in the lawsuit?

On April 10, 2017, Class Representatives Daniel VanderKodde and Anita Beckley filed, on behalf of a putative class, a complaint against Defendants alleging that Defendants had violated the Fair Debt Collection Practices Act and Michigan debt collection laws.

On March 1, 2024, the Court certified classes of persons against whom judgments were entered in favor of Midland Funding, LLC and LVNV Funding, LLC, Mary Jane M. Elliott, P.C. calculated interest at rates exceeding

those provided in MCL 600.6013(8), and Mary Jane M. Elliott, P.C. collected money against those judgments.

On June 18, 2025, the Class Representatives and Defendants reached an agreement to settle the case.

5. What is the current status of the lawsuit?

The parties have proposed a class action settlement, and the Court has preliminarily approved the terms of that settlement.

6. What would I get from the settlement?

To settle this case, the Defendants have agreed to: (1) reduce the balance of each Class Member’s judgment to reflect interest calculated at the rates specified in MCL 600.6013(8), (2) reduce the balance of each class Member’s judgment by an additional \$500.00, and (3) pay each Class Member whose judgment balance is eliminated through these reductions and who files a claim the amount of \$150.00. Defendants have also agreed to pay the administrative costs of the settlement, pay Daniel VanderKodde and Anita Beckley incentive awards of \$10,000.00 each, and pay up to \$1,500,000.00 in attorney fees. These amounts are subject to the approval of the Court at the hearing scheduled for April 13, 2026. Class counsel will present a petition for the approval of these amounts for consideration at that hearing, and which time the Court will decide whether the awards of these amounts are fair and reasonable.

IF THE SETTLEMENT IS APPROVED, YOU, AS A MEMBER OF THE CLASS, WILL RECEIVE REDUCTIONS IN YOUR JUDGMENT BALANCE AND, IF YOU ARE ELIGIBLE, A PAYMENT OF \$150.

This proposed settlement is subject to final approval by the Court. Payments would be mailed approximately six (6) weeks after the final fairness hearing.

DETERMINING IF YOU ARE A MEMBER OF THE CLASS

7. How do I know if I am a Class Member?

You are a member of a Class if a judgment was entered against you in favor of Midland Funding, LLC or LVNV Funding, LLC; Mary Jane M. Elliott added interest to the judgment at a rate exceeding the rate allowed under MCL 600.6013(8); and Mary Jane M. Elliott collected money from you against the judgment.

YOUR OPTIONS AS A CLASS MEMBER

8. What are my options as a Class Member?

You must decide whether to stay in the Class or opt out of it. In addition, if you do not choose to opt out of the class, you may choose whether or not to object to the settlement.

9. What happens if I choose to stay in the Class?

If you stay in the Class, and the settlement is approved, you will receive

the balance reductions explained in paragraph 6 above. If the balance reductions eliminate the judgment balance and you file a claim, you will receive a payment of \$150.00. But you give up any rights to sue Defendants separately about the same legal claims in this lawsuit.

10. How do I stay in the Class?

You do not have to do anything to stay in the Class.

11. What happens if I opt out of the Class?

If you opt out of the Class (by stating in writing that you do not want to be included in the Class in this Action), you will give up the right to receive the benefit of the settlement. But you will keep any rights you may currently have to sue Defendants regarding the legal claims at issue in this lawsuit.

12. How do I opt out of the Class?

If you do not want to remain a member of the Class, you must send a written "Request to Opt Out," which references the case name "VanderKodde v. Mary Jane M. Elliott, P.C.," to the following address:

VanderKodde v MJE (881)
c/o Settlement Administrator
PO Box 23309
Jacksonville, FL 32241

If you wish to opt out of the Class, your Request to Opt Out must be postmarked by March 9, 2026.

13. What happens if I do not do anything?

By doing nothing, you are choosing to stay in the Class. You don't have to do anything now if you want to stay in the Class. If you stay in the class, you will receive the benefit of the settlement in reductions to your judgment balance and, if your balance is eliminated, you will be entitled to submit a claim to be paid \$150.00. You will not be able to sue the Defendants as part of any other lawsuit about the same legal claims that are the subject of this lawsuit.

14. How do I object to the settlement?

If you believe the settlement is not fair or adequate for the Class, you can submit a written objection. This objection must be filed with the court, by mailing a copy of a written objection to the Clerk of the Court, United States District Court for the Western District of Michigan, Federal Building, 110 Michigan St. NW, Grand Rapids, Michigan 49503, on or before March 9, 2026. You must also serve your written objection upon the attorneys listed above, no later than March 9, 2026. You may, but are not required to, attend the fairness hearing to be held on April 13, 2026 in order to discuss your objection with the Court.

15. What is a Fairness Hearing?

The Court will hold a public hearing to decide whether the settlement is fair and adequate to the Class Members on Monday, April 13, 2026, at 9:30 a.m., in Room 137 of the Federal Building, 410 W. Michigan Ave., Kalamazoo, Michigan 49007. You do not have to attend this

hearing in order to obtain a recovery from the settlement or to discuss your objection to it, if any, but you are welcome to attend this hearing if you wish.

THE LAWYERS REPRESENTING YOU

16. As a Class Member, do I have a lawyer representing my interests in this Class Action?

Yes. The Court has appointed lawyers to represent you and other Class Members. These lawyers are called Class Counsel. The following lawyers are representing the Class:

<p>Theodore J. Westbrook, Esq. Westbrook Law PLLC Centennial Plaza, Suite 205 2851 Charlevoix Dr. SE Grand Rapids, MI 49546 (616) 288-9548</p>
<p>Phillip C. Rogers, Esq. Centennial Plaza, Suite 205 2851 Charlevoix Dr. SE Grand Rapids, MI 49546 (616) 776-1176</p>

17. How will the lawyers be compensated, and will the Class Representatives receive compensation?

The settlement agreement states that, subject to Court approval, Class Counsel will receive up to \$1,500,000.00, paid by Mary Jane M. Elliott, to compensate them for the costs of bringing this action and for attorneys' fees. The Class Representatives will each receive a \$10,000 incentive award for their role in

bringing and maintaining the lawsuit and negotiating the settlement.

18. Should I get my own lawyer?

You do not need to hire your own lawyer, because Class Counsel is working for you. However, you are welcome to hire your own lawyer at your own expense. If you hire a lawyer to speak for you or to appear in Court, your lawyer must file a Notice of Appearance.

GETTING MORE INFORMATION

19. Where do I get more information?

This Notice contains a summary of relevant court papers. Complete copies of public pleadings, Court rulings and other filings are available for review and copying at the Clerk's office. The address is 110 Michigan Street NW, Grand Rapids, MI 49503. You may also contact the settlement administrator via email, info@vanderkoddeclassaction.com, or call (800) 843-3150. More information available on the website www.vanderkoddeclassaction.com

Please do not contact the Court or presiding judge. They cannot answer any questions or discuss the Action.

DATED: January 26, 2026

**BY ORDER OF THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN**

VanderKodde v MJE (881)
 c/o Settlement Administrator
 PO Box 23309
 Jacksonville, FL 32241

**VanderKodde, et al. v.
 Mary Jane M. Elliott, P.C., et al.**

No. 1:17-cv-203

Postmaster: Do not mark barcode

«keyline»

«fname» «lname»

«addrline1»

«addrcity» «addrstate» «addrzip»

Complete and submit your claim **ONLINE** at:

www.vanderkoddeclassaction.com

Your Notice ID: «noticeid»

PIN: «pin»

DEADLINE: MARCH 09, 2026

SETTLEMENT CLAIM FORM

You are receiving this Claim Form because you have been identified as a class member whose judgment balance may be reduced to zero by the terms of the Settlement described in the accompanying Notice of Class Action Settlement. This means **you may be entitled to receive a payment of \$150 if you complete and return this Claim Form on or before March 9, 2026**, the Class Action Settlement is approved, and you are found to be eligible for a payment.

The Notice of Class Action Settlement describes your legal rights and options. A copy was sent with this Claim Form, and is also available on the official Settlement website at www.vanderkoddeclassaction.com

Your claim must be submitted online or postmarked by **March 9, 2026** to be considered for payment. You can submit your claim for a settlement award in either of two ways:

1. Online at www.vanderkoddeclassaction.com by following instructions on the “Online Claim Submission” page. You will need the Notice ID and PIN information at the top of this Claim Form to submit a claim online, or
2. By completing and mailing this Claim Form to the Claims Administrator at this address:
 VanderKodde v MJE, c/o Settlement Administrator, PO Box 23309, Jacksonville, FL 32241
 or emailing info@vanderkoddeclassaction.com

Only one Claim Form may be submitted per class member.

1. CLASS MEMBER CONTACT INFORMATION											
Complete Name (First, Middle, Last)											
Mailing Address											
City									State		Zip Code
Email Address											

Continue to back page for signature (required).

Administrator Use Only – Do not write below this line.

881

Docket Label

Received Date

Postmark Date

<<noticeidbar>>

2. PAYMENT ELIGIBILITY INFORMATION

I attest under penalty of perjury that I am the person to whom this Claim Form was mailed and I have not opted out of the Settlement as described in the Notice of Class Action Settlement.

3. CERTIFICATION (REQUIRED)

I declare under penalty of perjury under the laws of the United States and the state where this Claim Form is signed that the information I have supplied in this Claim Form is true and correct to the best of my recollection, and that this form was signed by me on the date set forth below.

Signature: _____

Print Name: _____ Date: _____

EXHIBIT 3

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DANIEL VANDERKODDE, et al.,

Case No. 1:17-cv-203

Plaintiffs,

HON. PAUL L. MALONEY

v.

MARY JANE M. ELLIOTT, P.C., et al.,

Defendants.

_____ /

DECLARATION OF PHILLIP C. ROGERS

Phillip C. Rogers declares under penalty of perjury, as provided for by the laws of the United States, 28 U.S.C. §1746, that the following statements are true and correct:

1. I am a member in good standing of the bars of the following courts:

U.S. Court of Appeals for the Sixth Circuit
Cincinnati, Ohio
November 18, 1996

U.S. District Court for the Western District of Michigan
Grand Rapids, Michigan
November 23, 1982

State of Michigan
Kent County Circuit Court
November 23, 1982

2. I am a 1982 graduate of the University of Toledo, College of Law. From June of 1982 until July 31, 1991, I was a member of the Grand Rapids, Michigan law firm of Mika, Meyers, Beckett & Jones. From August 1, 1991 to the present I have maintained a solo practice in Grand Rapids, Michigan, engaged almost entirely in the representation of plaintiffs-consumers

in consumer rights litigation.

3. I am a former Council Member of the Consumer Law Section of the State Bar of Michigan and a long-time member of the National Association of Consumer Advocates. From 1993 to the present I have participated in the numerous national seminars at the annual consumer rights litigation conferences held by the National Consumer Law Center of Boston, Massachusetts.

4. Since 1995, I have represented consumers/plaintiffs in more than one thousand lawsuits filed on their behalf in the United States District Court for the Western District of Michigan, and dozens of lawsuits in various Michigan state courts, pursuant to various consumer protection statutes, including the Fair Debt Collection Practice Act, Truth in Lending Act, Fair Credit Reporting Act, Equal Credit Opportunity Act, Federal Odometer Act, Telephone Consumer Protection Act, Electronic Funds Transfer Act, Drivers Privacy Protection Act, Michigan Consumer Protection Act, Michigan Retail Installment Sales Act, Michigan Motor Vehicle Sales Finance Act, Michigan Motor Vehicle Installment Sales Contracts Act, Michigan Regulation of Collection Practices Act, Michigan Occupational Code, and others.

5. I was appointed class counsel in the following consumer protection lawsuits filed in the United States District Court for the Western District of Michigan, including: *Burton, et al. v. Dale Baker Oldsmobile, Inc., et al.*, Case No. 1:97-cv-00010-RHB; *Van Vels, et al. v. Plainfield Premier, et al.*, Case No. 1:97-00665-RAE; *Peters, et al. v. Cars To Go, Inc., et al.*, Case No. 1:97-00920-GJQ; *Lozada, et al. v. Dale Baker Oldsmobile, Inc., et al.*, 1:99-cv-00620-DWH; *Copado v. Marshall Redder Home Mortgage Corporation, et al.*, Case No. 1:00-cv-00223-DWH; *Daenzer v. Wayland Ford, Inc.*, Case No. 1:01-cv-00133-RAE; *Stolicker v. Muller,*

Muller, Richmond, Harms, Myers and Sgroi, P.C., Case No. 1:04-cv-00733-RHB); *Roberts v. Shermeta, Adams & Von Allmen, P.C., et al.*, Case No. 1:13-cv-01241-PLM; *Verburg, et al., v. Weltman, Weinberg & Reis Co., LPA, et al.*, Case No. 1:13-cv-01328-RJJ; *Martin v. TenHouten Ringstrom, PLLC, et al.*, Case No. 1:13-cv-01329-RJJ; *Pryor v. Law Offices of Timothy E. Baxter & Associates, PC, et al.*, Case No. 1:13-cv-01330-RJJ; *Christian v. Law Offices of Michael R. Stillman, PC*, Case No. 1:13-cv-01331-RJJ; *Grant v. Shermeta, Adams & Von Allmen, PC*, Case No. 1:13-cv-01332-RJJ; *Hunter, et al. v. Mary Jane Elliott, PC, et al.*, Case No. 1:13-cv-01338; *Stevens v. Schisler Law, PLC, et al.*, Case No. 1:14-cv-00010-RJJ; *Walker v. Leikin, Ingber & Winters, PC, et al.*, Case No. 1:14-cv-00018; *Campbell v. Berndt & Associates, PC, et al.*, Case No. 1:14-cv-00034-RJJ; *Van Hoven v. Buckles & Buckles, PLC, et al.*, Case No. 1:14-cv-00060-RJJ; *Yarbrough v. Gray & Gray, PC, et al.*, Case No. 1:14-cv-00234-RJJ; and others.

6. I was appointed class counsel in the following consumer protection lawsuits filed in Kent County Circuit Court: *Krause et al. v. The Huntington National Bank, a National Banking Association et al.*, Case No. 98-00750-CP (J. Sullivan); *Cowles v. Bank West, a State Savings Bank, f/k/a Bank West, F.S.B.*, Case No. 98-06859-CP (J. Johnston); and *Paul Dressel et al. v. Ameribank, a State Savings Bank*, Case No. 98-13017-CP (J. Kolenda).

7. On January 1, 2009, my rate for consumer rights litigation was \$350.00 per hour.
8. On January 1, 2011, my rate for consumer rights litigation was \$375.00 per hour.
9. On January 1, 2013, my rate for consumer rights litigation was \$400.00 per hour.
10. On January 1, 2022, my rate for consumer rights litigation was \$425.00 per hour.
11. On January 1, 2024, my rate for consumer rights litigation was increased to

\$450.00 per hour, where it remains today.

12. The State Bar of Michigan 2023 Economics of Law Practice Survey, Attorney Hourly Billing Rates by Field of Practice (Table 7), for “Consumer Law,” lists a rate of \$450.00 as the 75th Percentile and \$600.00 per hour as the 95th Percentile.

13. My current rate of \$450.00 per hour is consistent with the prevailing rate in West Michigan for consumer rights attorneys with the same skills, experience and reputation as mine, and multiple judges in this district have determined my prior rate of \$425.00 per hour and current rate of \$450.00 per hour to be fair and reasonable.

14. On January 22, 2022, Judge Jonker in *Jack Hitsman v. Final Resolutions, L.L.C., et al.*, Case No. 1:21-cv-102, (ECF No. 21, PageID.124), approved my then-rate of \$425.00 per hour for work done in an action brought under the FDCPA.

15. On October 17, 2022, Judge Maloney in *Justin Meade v. Kenneth J. Boone, et al.*, Case No. 1:21-cv-6, (ECF No. 70, PageID.559), approved my then-rate of \$425.00 per hour for work done in an action brought under the FDCPA.

16. On February 3, 2023, Judge Beckering in *Matthew Penning v. Global Processing Services, LLC, et al.*, Case No. 1:22-cv-1006, (ECF No. 18, PageID.127-131), approved my then-rate of \$425.00 per hour for work done in an action brought under the FDCPA.

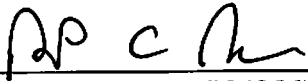
17. On September 12, 2025, Judge Beckering in *Daniel Smith v. Eclipse Legal Solutions, LLC, et al.*, Case No. 1:24-cv-1171, (ECF No. 44, PageID.195-197), approved my current rate of \$450.00 per hour for work done in an action brought under the FDCPA.

18. From December 28, 2016 to the present, I have incurred a minimum of 707.1 hours in attorney time in connection with this action. All of that time was actually and

necessarily spent by me in order to adequately represent Plaintiffs and the Class in this matter. Based upon my current rate of \$450.00 per hour, I have incurred to date a minimum of \$318,195.00 in actual attorney time representing Plaintiffs and the Class in this matter. A detailed and accurate accounting of my contemporaneously maintained time records is attached to this Declaration.

Executed in Cascade Township, Kent County, Michigan.

Dated: March 30, 2026


Phillip C. Rogers (P34356)
Attorney for Plaintiffs and the Class
2851 Charlevoix Dr. SE, Ste. 205
Grand Rapids, MI 49546
(616) 776-1176
ConsumerLawyer@aol.com

**Daniel VanderKodde, et al. v. Mary Jane M. Elliott, P.C., et al.,
U.S. District Court, Western District of Michigan
Case No. 1:17-cv-00203-PLM-RSK**

Actual hours for attorney Phillip C. Rogers, from the inception of this matter to the present, as transcribed from contemporaneously maintained time records:

2016

Dec

28	t/c with potential client re seemingly excess post-judgment interest being charged by Midland Credit Management	.4
	review garnishments and other documents received from potential client	.6
29	initial research re allowable post-judgment interest in Michigan	5.7
30	research re same, as well as in other states review of multiple files of class members in prior Cognate garnishment class actions for possible pattern and practice by debt collection attorneys representing Midland Funding and LVNV in state court collection actions re charging excessive post-judgment interest	2.7 3.8

2017

Jan

04	conf w/atty Kevin Rogers ("KR") re potential causes of action	.4
05	research re "account stated" cause of action in Michigan research re history of evolving SCAO Complaint forms in Michigan re designating account stated vs. suing on a written instrument	5.1 1.2
25	review computerized records of 62B District Court and compile list of sampling of 25 debtors and case files to request for review for potential violations of law re excessive post-judgment interest	3.2
27	review computerized records of 62B District Court and compile list of sampling of 50 additional debtors and case files to request for review for potential violations of law re excessive post-judgment interest	3.7
31	review computerized records of 63 rd District Court and compile list of sampling of debtors and case files to request for review for potential violations of law re excessive post-judgment interest review case files at 63 rd District Court to determine whether Midland and LVNV and which of their attorneys are charging excessive	2.1

	post-judgment interest	3.4
	conf w/TW re files of 63 rd District Court	.3
	review files from Cognate Garnishment cases to locate additional victims to act as class reps	1.0
	conf with TW re solicitation of additional class reps	.8
	created grid for sampling case files in 62B District Court to locate additional victims and create a more narrow-accurate class definition	1.4
	conf w/TW re additional theories of liability, including usury, unjust enrichment, fraud on the court	.7
Feb		
01	draft and fax letter to 62B District Court, requesting the court to pull 75 files for in-person review	2.3
	continue research on MCL 438.31 (legal interest rate) as it applies to postjudgment interest rates on account stated judgments	2.1
	research re MCL 438.32, 31 and 7 re usury and potential cause of action	1.1
	conf w/TW re research above	.6
02	review and analyze court files at 62B District Court	3.9
	draft memo to file re research findings from 02-01-2017	3.3
03	research re FDCPA bona fide error defense and potential application	.5
	conf w/TW re court files results at 62B District Court	1.9
	research Michigan law re “rendered on a written instrument” and application under MCL 438.31	3.0
07	research on account stated vs breach of contract causes of action	1.2
	update file memo re 6 th Circuit law account stated vs breach contract	.1
	research CAFA and venue issues or potential state court lawsuits if court should deny supp jurisdiction	.3
	research legislative history re purpose and policy of account stated statute as well as account stated cases in Michigan	.7
	revise file memo to incorporate above research	1.9
08	review and analyze court files at 62B District Court	2.7
	organize file matrix for new 62B files	.5
	research re additional cause of action	2.3
	compile list of Mary Jane Elliott (“MJE”) open cases where judgment satisfied April 2016 to present for Midland & LVNV in 62B court	.8
09	create mailing list of 62B cases for solicitation letters	3.1
	additional updated research re class action prerequisites in 6 th circuit	2.8
10	Office conf with Ted Westbrook (“TW”) and KR re strategy and factual research	1.4

	search 62B court terminal and Instant Checkmate online for updated addresses for solicitation letters	1.5
	begin searching 61 st District Court online for potential class members and class reps	1.7
	Sort 62B addresses to prepare for mailing	.2
13	Search for former clients on 61 st and 62B online databases for former clients to act as class reps	.4
	review former clients files at 62B to see if they have violations	.9
	prepare solicitation letters for mailing	2.9
	research re invited error doctrine	.9
14	organize and summarize client info and all docs	1.7
	conf with KR re case law re unjust enrichment and invited error theories	.6
	review MJE internal info obtained in discovery in prior class action litigation for MJE policy re post-judgment interest	.2
15	review and copy file at 62B District Court of Susan Buck	.10
	discuss Buck file with TW	.3
16	review engagement letter for Buck	.2
	reviewed files for VanderKodde, Niki Hamilton and Devery Bryant for possible violations	.8
	conf w/TW re VanderKodde violations	.3
	begin drafting initial draft of class action complaint	5.3
17	continue drafting initial draft of class action complaint	3.2
	research article III standing for named plaintiff with no out of pocket damages	.5
	sort and organize research and memos for access by all with labels and highlighting of key phrases	1.2
20	edit initial draft of class action complain	.2
	research re FDCPA violations - update 6 th Cir and WDMI opinions	2.4
	search files at 61 st District Court for additional class members and class reps	2.6
21	compile case file list to fax to 61 st District Court to enable court to request these old complete files from Kent County offsite archives	.7
	tc with potential new 62B client Phyllis Harder re her file	.6
	compile new case list to fax to 61 st District Court re Midland	1.1
	compile new case list to fax to 61 st District Court re LVNV	2.6
22	review edits made by TW to class action complaint	.6
	review file of Stephen Harder MJD Midland case at 62B District Court	.9
	revise class action complaint to add Phyllis as a plaintiff	.8

	research interplay of MRCPA and MCR 3.501(A)(5) as to damages	1.2
	tc from Deanne at 61 st District Court re getting 18 files from Tonya	.1
	review voter registration website and update address for solicitation letters to 61 st District Court defendants with claims against MJE	.9
23	tc with potential client Elinor Lauff	.3
	review file at 62B District Court of Elinor Lauff who responded to solicitation letter	.9
	develop theory re why Midland and LVNV changed practices (t-bill dropped below 4 around time practices changed) confirmed theory re LVNV. Likely that Midland realized it was cheating at time and decided to change future practices, but did not correct previous illegal excess interest and continue to collect on the overcharge	1.5
	edit mailing lists and file requests based on new information re scope and timing of violations	.6
	research computation of interest rates as it relates to compounding annually with a changing interest rate	.5
	review complaint filed against Asset Acceptance re similar claims	.2
	compile list and data of 62B cases re LVNV that are known violations	.5
24	review files at 63 rd District Court	2.7
	review files at 62B District re LVNV and substitute/contract attys	2.4
27	reviewed files for potential clients and used post-judgment calculators to calculate proper rates of postjudgment interest, proper amount of interest accrued to date, proper balances owed, and amounts of overcharge collected from potential clients	3.3
28	review files at 61 st District Court in Tonya's office	2.8
	review files at 62B District Court	1.6
	draft form letters for Midland MJE 61 st District Court potential clients	.4
	draft form letters for LVNV 62B District Court potential clients	.3
	draft letter to Marilyn Haley in Grand Rapids, explaining why she does not have a claim for excessive postjudgment interest	.3
Mar		
01	completed 63 rd District Court MJE mailings to potential clients	.4
02	review, scan and update MJE Midland files and add to database	1.7
	review and revise class action complaint	1.3
	view Vanderkodde file and obtain additional docs at 62B District Court	1.6
03	review filed Class Action Complaint and filed Summonses (ECF Nos. 1,2)	.1
	email from TW re complaint	.1

04	compile and fax list to 63 rd District Court requesting copies of certain case files	.4
	locate and prepare exhibits for class action complaint	1.1
	research and review MJE case file and motion for sj in Zirkle 1:16-cv-140	.7
	edit class action complaint	.2
07	tc 46 th District Court re Midland MJE Teasley file	.2
	draft letter to 46 th District Court requesting Teasley file	.2
	research re spoliation and records preservation	.4
08	review files at 63 rd District Court re potential client Norma Simpson	1.4
	update address matrix and entries re Norma Simpson	.2
	review files at 61 st District Court re Anita Beckley	.9
09	review Notice of case assignment and issued Summonses (ECF Nos. 3,4)	.1
	email from TW re complaint and case assignment	.1
13	review files at 61 st District Court re Ruby Robinson	.9
15	conf with TW and KR re status of case and assignment of tasks	.6
	tc with 63 rd District Court for appointment to review files on 3/24	.1
	research re class certification and Judge Maloney opinions re same	1.3
	research re judgment enforcement and suspension of licenses	.2
20	review returned solicitation letters and update addresses for second mailings	.5
	begin drafting first amended class action complaint	2.7
21	work on first amended class action complaint	.6
	meet Ruby Robinson to sign retainer agreement	1.4
22	work on first amended complaint postjudgment interest calculations	1.0
24	review case files at 63 rd District Court for potential clients who responded to solicitation letters	3.1
25	edit 63 rd District Court filings from 03/24/2017 and draft letter to fax to court re review of additional info and filings next week to establish numerosity	.7
Apr		
03	conf with TW re multiple case files that establish violations	.4
	review first amended class action complaint including class definitions	.7

	reorganize case info for 63 rd District Court request in connection with establishing numerosity	.7
06	research re account stated for multiple states	2.3
	review and edit first amended class action complaint	.3
07	conf with TW and KR re first amended class action complaint	.2
	edit and revise first amended class action complaint	1.7
10	conf with TW and KR re ascertainability, class definitions and final edits re first amended class action complaint and draft suggested language, review final version	2.9
	review filed First Amended Class Action Complaint and proposed Summonses (ECF Nos. 5,6)	.2
	email from TW re FAC	.1
11	review preservation letters	.2
	organize garnishment files and data bases	2.1
	research re multiple class certification issues re damages	2.4
	review issued Summonses (ECF Nos. 7,8)	.1
14	Enter Appearance of PCR	.2
	begin initial draft of class cert motion and brief	1.9
	Conf with TW and KR re class cert issues	.3
17	review Summons returned executed (ECF No. 9)	.1
	continue initial draft of class cert motion and brief	4.7
18	continue initial draft of class cert brief	2.7
19	revise class cert brief	3.9
	review file at 61 st District Court for potential client Eileen Wade	.8
	review filed Motion and Brief for Class Cert (ECF Nos. 10,11,12)	.1
20	review Notice to KR (ECF No. 13)	.1
	begin drafting discovery requests	2.9
	review case files at 63 rd District Court to establish numerosity	2.8
21	research possible claims for fraud on the court against MJE in connection with MJE renewing judgments with illegal interest	5.6
	email from atty T. Ludden requesting extension	.1
	email to Ludden re extension	.1
22	email from Ludden re extension	.1
	conf with TW re extension	.2

24	review email from TW to Ludden re extension	.1
	Conf with TW and KR re case status and strategy	1.0
	research re merger of judgments and effect on pleadings	3.6
	research re accounts stated independent of breach of contract	2.8
	review appearance of attorney Ludden	.1
	email from Ludden re extension	.1
25	review appearances of attorneys Smyth, Kociba and Asoklis	.2
	research re typicality in class actions	.5
26	review appearance of attorneys Seitz and Vorce and enter all opposing counsels' emails and other info into routing matrix	.2
	review Proposed Stip and Order for extension of time and calendar event (ECF No. 14)	.3
	tc with Kociba and Vorce re extensions	.3
	email to Ludden re extensions	.2
28	review Proposed Stip and Order for extension of time and calendar event (ECF No. 15)	.2
	review Proposed Stip and Order for extension of time and calendar event (ECF No. 16)	.2
	review Corrected Proposed Stip and Order for extension of time (ECF No. 17)	.2
	email to atty Kociba re improper filing	.2
	email from Kociba re improper filing	.1
	email from TW re Kociba filing	.1
	email to TW re Kociba	.2
	email from TW re Kociba	.1
	email to atty Mike Bahner, general counsel for LVNV, re filing	.2
	email from M. Bahner re filing	.1
May		
01	review Court's Orders re extensions of time (ECF Nos. 18,19,20)	.2
	email from atty N. Foster requesting extension	.1
	email to Foster re extension	.1
	email from Foster re extension	.1
02	review appearance of attorneys Foster and Schultz	.1
	review Proposed Stip and Order for extension of time and calendar event (ECF No. 21)	.2
	review Court's Order re extension of time (ECF No. 22)	.1
	update research of 6 th Circuit cases re superiority requirement	2.0
	email to Kociba and others re extension requests	.3
04	obtain from 63 rd District Court, case files totaling 404 pages,	

	organize cases, input info and scan into data base re numerosity	3.1
05	sort and compile case documents for exhibit to establish numerosity	.2
	email from Kociba re extensions and motion	.2
	email from TW re same	.1
	email to TW re same	.1
	email from TW re same	.1
08	conf with TW and KR re case status and strategy	1.0
09	conf with TW re numerosity	.3
	prepare info for 66 cases to supplement class cert motion re numerosity	2.1
	review Supplement re Motion for Class Cert (ECF No. 23)	.2
	review Motion to adjourn due date for defendants'	
	response to class cert motion (ECF No. 24)	.2
	research Rule 23 and law regarding extensions of time to delay	
	timely responding to motions for class cert	1.4
10	review Court's Order re motion to adjourn (ECF No. 25)	.1
11	review Cert re Compliance (ECF No. 26)	.1
	research 6 th Circuit case and briefs filed in 16-5468 Stratton v. PRA	
	and auth cited therein for applicability to current case	2.7
12	review Court's Order granting motion to adjourn (ECF No. 27)	.1
18	research re usury and account stated complaints	2.3
24	review defendants' corporate disclosure statements (ECF Nos. 31,32,33,35)	.3
26	review Answers filed by MJE, Midland and LVNV (ECF Nos. 36,37,38)	1.9
Jun		
02	review 11 files at 63 rd District Court and review judgments and new garnishments to ascertain whether MJE continues to add excessive and illegal postjudgment interest to garnishments to ascertain whether	1.4
06	review Court's Order setting Rule 16 Conference (ECF No. 39)	.3
19	review and revise Joint Status Report	.6
21	review and revise Joint Status Report	.9
	email from Kociba re JSR	.1

	email from TW to all re JSR	.1
	email from TW to all re JSR	.1
26	email from Ludden re JSR	.1
	email from Ludden re JSR with revisions	.4
	email to all re JSR	.3
	email from Smyth re JSR	.1
	email from Kociba re JSR	.1
	email from Seitz re JSR	.1
	review filed Joint Status Report (ECF No. 41)	.1
29	email from Seitz re Rule 16 Conference	.1
	email from TW to all re same	.1
	email from Foster re same	.1
	email from Smyth re same	.1
	prepare for and attend Rule 16 Conference (ECF No. 43)	3.1
	conf with TW re discovery	.3
	draft/revise doc prod requests (ECF No. 42)	3.5
30	research and read every Michigan Court of Appeals opinion from 1996 to present re postjudgment interest	4.7
Jul		
05	review Case Management Order and calendar events (ECF No. 44)	.8
06	review proposed protective order	.3
	continue research/review of Michigan state court opinions re postjudgment interest	1.6
	review Court's Order re time respond class cert motion (ECF No. 45)	.2
11	conf with TW re mediator selection	.4
	email from TW to all re same	.1
	email from TW to all re protective order	.1
13	review motion atty Vorce to withdraw (ECf No. 46)	.1
	review Court's Order re Vorce motion (ECF No. 47)	.1
18	email from Ludden re protective order	.1
	email from Kociba re mediator	.1
19	email from TW to all re mediator	.2
	email from Kociba re mediator	.1
	email from Kociba re mediator	.1
	email from TW to all re same	.1
	review notice of mediator selection (ECF No. 48)	.1

20	email from Ludden re protective order	.1
	email from Ludden re protective order	.4
	email from TW to all re same	.2
26	conf with TW re defendants proposed protective order	.3
	email from Kociba requesting extension re discovery	.1
	email from Kociba regarding discovery	.1
27	email from Ludden requesting discovery extension and other issues re timing of briefing from dispositive motions	.3
	email from Kociba re extensions of time for discovery responses	.1
28	email from Ludden re discovery extension of time	.1
Aug		
01	review plaintiffs' Rule 26(a)(1) disclosures (ECF No. 50)	.3
	email from ADR administrator	.1
	email from H. Wagener re MJE 26(a) disclosures	.1
02	review MJE Rule 26(a)(1) disclosures (ECF No. 49)	.3
03	review Midland, LVNV Rule 26(a)(1) disclosures (ECF Nos. 51-54)	.2
11	review Notice of appointment of mediator (ECF No. 55)	.1
	email from mediator J. March to all	.2
17	review appearance of atty Asher	.1
18	review ECF notices of payment of VFM fees by parties	.1
29	review MJE motion and brief to dismiss state law claims and research authority cited therein (ECF No. 56,57)	.8
30	conf with TW re MJE motion to dismiss and research supp jurisdiction	2.4
Sep		
07	review plaintiffs' brief opposing MJE motion to dismiss and conf with TW re same	.6
08	review final version of plaintiffs' brief (ECF No. 58)	.5
19	email from Smyth re intended motion to dismiss Rooker-Feldman	.2

25	review MJE reply brief re motion to dismiss state law claims (ECF No. 59)	.4
	email from Kociba re intended motion to dismiss Rooker-Feldman	.2
26	review defendants motions and briefs to dismiss for lack of jurisdiction and for judgment on the pleadings (ECF Nos. 60,61)	2.7
28	review plaintiffs' initial draft of brief re MJE second motion to dismiss and research re same	.8
Oct		
04	email from Kociba with suggested language for protective order	.4
	conf with TW re same	.2
	email from TW to all rejecting suggested language	.1
06	review plaintiffs' response to MJE second motion to dismiss	.7
	review plaintiffs' response to Berndt motion to dismiss	1.3
09	review final draft plaintiffs' response to MJE (ECF No. 62)	.3
	review final draft plaintiffs' response to Berndt (ECF No. 63)	.2
12	review defendants' discovery responses	1.7
	email from TW to Seitz re problems with MJE discovery responses	.1
	email from TW to Ludden and Smyth re discovery responses	.1
13	email from TW to Foster re discovery responses	.1
	email from TW to Kociba re discovery responses	.1
18	email from TW to Ludden and Smyth re discovery responses	.1
	email from Ludden re discovery responses	.1
	email from TW to Seitz re discovery and protective order	.1
	review defendants' discovery responses	2.1
23	review MJE reply brief re dismissal for lack of jurisdiction and research re same (ECF No. 64)	2.1
24	review Berndt reply brief re motion to dismiss (ECF No. 65)	.4
25	email from mediator March to all re timing of mediation	.2
27	review docs produced by MJE	.8
	email from atty Asoklis to all re mediation dates	.1
	email from mediator March to all re same	.1
	email from Asoklis to all re same	.1
	email from S. Lhamon to all re same	.1

30	review discovery files and memo to file for missing or addnl discovery obtain at 61 st District Court the renewed judgment against Ruby Robinson Case No. 07GC3904	2.9 .9
31	email from S. Lhamon to all re mediation dates email from S. Lhamon to all re same	.1 .1
Nov		
03	conf with TW re protective order review plaintiffs' motion/brief re protective order (ECF Nos. 66,67,68) review MJE discovery requests review ECF notice referring motion to Judge Kent	.3 .3 .6 .1
08	review and calendar notice of motion hearing (ECF No. 69) review cert of compliance (ECF No. 70)	.2 .1
13	email from C. Cavazos to all re local rules re dispositive motions email from atty Asoklis to all re dispositive motions	.2 .1
17	review MJE disclosures (ECF No. 71)	.2
20	review MJE response to motion for protective order (ECF No. 72) review Berndt response to same (ECF No. 73) review Midland response to same (ECF No. 74)	.2 .2 .2
21	prepare for and argue motion for protective order (ECF No. 75) review Order granting plaintiffs' motion for PO (ECF Nos. 76,77,78) conf with TW re hearing on motion for PO	3.4 .3 .2
27	email from TW to Kociba re discovery email from Kociba re discovery	.1 .1
Dec		
01	email from Kociba requesting deposition dates for plaintiffs email from Ludden re defendants' past due discovery responses	.1 .1
06	travel to 62B District Court to view and obtain new VanderKodde garn filing as well as new Buck garn and disclosure - update our files review addnl docs produced by MJE and add to matrix email from Kociba re discovery email from TW re MJE discovery	1.2 3.1 .1 .1
11	review Berndt discovery requests (ECF No. 79) review Berndt discovery responses conf with TW re same	.6 .5 .3

	email from TW to Ludden re discovery deficiencies	.2
	email from Ludden re same	.2
12	email from Ludden re same	.3
	review plaintiffs' discovery responses	.4
15	email from Kociba re plaintiffs' depositions and expert disclosures	.2
18	email from Kociba with notice of plaintiffs' depositions	
19	email from Kociba re plaintiffs' discovery responses	.1
21	email from TW to Seitz re Midland's past due discovery responses	.1
	email to Foster re LVNV and same	.1
	email from Foster re same	.1
	email from Seitz re same	.1
	email from TW re plaintiffs' depositions, timing and other considerations	.2
	email to TW re same	.1
22	email from TW to all re plaintiffs' depositions, timing	.2
	email to Kociba re Ruby Robinson	.1
28	email from Kociba re Ruby Robinson deposition etc.	.1
	review MJE discovery requests	.3
	review MJE discovery responses	.4
29	email from TW to all re plaintiffs' depositions	.1
	conf with TW re discovery and scheduling	.2
<u>2018</u>		
Jan		
02	review email from Ludden and attached subpoena	.4
04	conf with TW and KR re status, strategy and division of tasks	.7
	email to Kociba re discovery responses, experts and deps	.2
	email to Kociba re extensions of time for discovery	.1
05	work on LVNV discovery	2.9
	compile docs requested by defendants re solicitation letters	.4
	review docs and compile list of all debt collection attorneys who communicated with named plaintiffs in debt collection suits	.6
06	conf with TW to review defendant discovery responses	1.0
	review MJE LVNV discovery responses and compare with 62B District Court online filings	1.6

08	email from Kociba re dep dates	.1
	review discovery responses to Berndt	.2
10	email to Kociba re dep dates	.1
11	review email from S. Lhamon and notices of deps	.3
15	review Midland discovery response docs	.4
16	review motion to amended CMO (ECF No. 80)	.2
17	review plaintiffs' discovery requests	.3
	review cert of service (ECF No. 81)	.1
18	review proposed order re CMO (ECF No. 82)	.2
19	review Order approving stip to amend CMO (ECF No. 83)	.1
	review Order amending CMO and schedule events (ECF No. 84)	.3
	conf with TW re multiple class cert issues	.3
22	email from mediator March	.1
	email from S. Lhamon re mediator	.1
	email from mediator March with new available dates etc	.2
23	email from TW re dates for mediation	.1
	email from Ludden with Citibank docs received via subpoena	.4
24	email from S. Lhamon re mediation dates	.1
	email from Ludden re same	.1
	email from S. Lhamon re same	.1
	email from March re same	.1
26	email from S. Lhamon re same	.1
	email from Foster re same	.1
	email from Seitz re same	.1
	email from March re same	.1
	email from Foster re same	.1
	email from TW re same	.1
	email from Asoklis re same	.1
	email from Smyth re same	.1
27	email from March re mediation	.2
28	t/c with potential client re seemingly excess post-judgment interest being charged by Midland Credit Management	.4

29	email to Kociba re past due discovery responses	.1
	review docs produced by defendants	.3
Feb		
01	review plaintiffs' discovery responses to Berndt	.4
02	email from Ludden re defendants' past due discovery responses	.2
	review deposition transcripts and exhibits	.7
05	email to Ludden re same	.1
	review MJE discovery responses	.3
06	email from Ludden re same	.1
	email to Ludden re class cert	.1
	email from Ludden re same	.1
	review MJE data re class members	1.1
	review discovery requests to Berndt and MJE	.2
	review cert of service (ECF No. 85)	.1
13	email from TW to all re dep dates	.2
	email from Smyth re same	.1
14	email to Kociba with subpoena to "expert" atty Charity Olson	.2
	conf with TW re dep of Olson	.2
15	email from Kociba and review attached expert report of McKauliffe	.4
	email from Kociba re Olson	.1
	email from Kociba re Olson	.1
20	email from Smyth re dep dates	.1
	email to Smyth re dep dates	.1
22	email to all re dep dates	.1
23	email from Smyth re dep dates	.1
	email from Kociba re dep dates	.1
26	email to Kociba re dep of Olson	.1
	review cert of service (ECF No. 86)	.1
27	email to Kociba re same	.1
	email from Kociba re expert report McKauliffe	.1
	email to Kociba re expert report from Olson	.2
	email from Kociba that won't be using Olson as expert after all	.1
	email to Kociba re McKauliffe report and docs/bates numbers	.1

	review produced discovery docs with TW re Swagerty account and missing data and incorrect interest amounts prejudgment compared to postjudgment for MJE	.4
	email to Ludden and Smyth re discovery response redactions	.1
28	email from Kociba to confirm dep dates	.1
	email to Kociba re same	.1
Mar		
01	email to Smyth re confidentiality waiver as to some docs	.1
	email from Smyth re resetting dep dates	.1
	email from TW re same	.1
	review Berndt produced docs	.4
08	email to Smyth re same	.1
12	email and letter to Smyth re discovery response defects	.2
14	email to Kociba re missing MJE missing interrogatory exhibits	.1
	email to Ludden and Smyth re discovery defects and motion to compel	.1
	email from Smyth re same	.2
	email to Smyth re same	.1
	email from Ludden re same	.1
	email to Ludden re same	.1
	emails from Kociba and review attached docs re exhibits 1 and 2 to third interrogatories	.8
16	review motion to compel and brief re Berndt (ECF Nos. 87,88,89,90)	.8
19	review MJE motion to file additional auth (ECF No. 91)	.4
	review court's order referring motion	.1
20	review cert of service (ECF No. 92)	.1
	review notice of motion hearing (ECF No. 93)	.1
22	email from Kociba requesting rescheduling of MJE dep	.2
	email to Kociba re same	.1
23	email from Kociba re same	.2
	email to Kociba re same	.1
26	email to Kociba re MJE dep date	.1
27	email to all re new MJE dep date	.1
	email from Ludden re same	.1

	review cert of service (ECF No. 94)	.1
28	email to Ludden re same	.1
	email from Ludden re same	.1
30	email from Smyth and review attached discovery responses	4.1
	email to Smyth re incomplete discovery responses	.1
	email from Smyth re same	.2
	review response to motion to file supp authority (ECF No. 95)	.2
	review Berndt response to motion to compel (ECF No. 96)	.3
Apr		
03	prepare for dep of Berndt	3.1
04	email from Kociba and review attached discovery response exhibits	.3
	email to Kociba re dep dates	.1
	travel to and attend Berndt dep	11.0
05	email to all re rescheduling MJE dep date	.1
	email from mediator March re upcoming mediation	.3
11	research availability of bona fide error defense for debt collectors' reliance on creditors' mistakes of fact	3.4
	research compulsory joinder and written instrument pleading requirements along with potential for fraud on the court and potential state court superintending control complaint	3.8
	email to all re proposed second amended complaint	.1
	email from Ludden re same	.1
	email from Asoklis re same	.1
13	email from mediator March re upcoming mediation	.2
	email to all re proposed Second Amended Complaint	.3
	email from Ludden re mediation, amended complaint, discovery, class cert, and other issues	.3
	email from TW re Ludden additional issues	.1
	review and revise proposed second amended complaint	.4
16	email to Ludden re his email of 04-13-2018	.1
	email from Ludden re discovery issues	.1
17	prep and attend hearing motion to compel (ECF No. 97)	3.7
18	research re multiple summary judgment issues	6.1
	email from Smyth and review attached proposed discovery order	.5

	email from Kociba and review attached proposed stip and order re numerous deadlines	.5
	email from TW re same	.1
19	email to Kociba re same	.1
	email to Smyth re proposed discovery order	.1
	email from Mediator March re scheduling	.1
	email from Asoklis re proposed order	.1
	email from Ludden re same	.1
	email from TW to March re mediation	.1
	review proposed order re motion to compel (ECF No. 98)	.2
	review Nabil change of address and revise mailing (ECF No. 99)	.2
23	prepare and participate in tc re mediation	.6
	email from mediator March re tc mediation	.3
24	email to Seitz and Foster re proposed second amended complaint	.1
	email from Seitz re same	.1
	email from Foster re same	.1
	review stip and motion to amend CMO (ECF No. 100)	.2
	review Order re motion to compel (ECF No. 101)	.1
25	email to Kociba requesting new MJE dep dates	.1
	review Schultz change of address and revise mailing (ECF N. 102)	.1
27	review and edit motion and brief for leave to file second amended complaint (ECF Nos. 103,104)	.4
30	email to Kociba again requesting new MJE dep dates	.1
	email from Kociba re same	.1
	review court's order re ECF No. 103 (ECF No. 105)	.1
	review cert compliance (ECF No. 106)	.1
May		
01	email from Asoklis to all re mediation	.1
	email from Smyth re same	.1
	email from mediator March re same	.1
	email from Ludden re same	.1
	review Court's Order amending CMO (ECF No. 107)	.2
	email from Kociba re notice of MJE dep	.1
	email to Kociba re same	.1
	review cert service re deps (ECF No. 108)	.1
09	review discovery responses received from Berndt	.5

15	review court files at 62B District Court to cross check accuracy and comprehensiveness of Berndt discovery responses	1.2
	review Court's Opinion and Order granting motions to dismiss for lack of jurisdiction (ECF No. 109)	.4
	research re Court's Opinion and Rooker-Feldman	4.9
16	research prejudgment vs. postjudgment issues for motion for reconsideration	3.1
	research Michigan Court Rules re clerks entering garnishment orders but courts entering judgments and Rooker-Feldman application	1.7
17	draft memos re prejudgment vs. postjudgment issues and Michigan Court Rules for use in motion for reconsideration	5.8
	conf with TW and KR re Rooker-Feldman	.2
	additional research re Rooker-Feldman, Judge Jonker opinions in Cognate Garnishment cases, and Todd v. Weltman Weinberg case	1.7
21	draft memo re fraud on the court and Michigan law re setting aside state court judgments	2.2
	additional research re Rooker-Feldman, draft memo re same, and Wood v. Midland Funding	3.9
	email from Kociba re MJE deps	.1
	review court's order denying motion for leave to appeal (ECF No. 110)	.3
25	review and edit plaintiffs' motion and brief for reconsideration re court's order to dismiss for lack of jurisdiction	2.1
27	email from Foster re request to dismiss	.1
	email to Foster denying request	.1
29	email from TW to all re motion for reconsideration	.1
	email from Kociba re same	.1
	email from Foster re same	.1
	review final draft of plaintiffs' motion and brief for reconsideration re order denying motion for leave to appeal (ECF Nos. 111,112,113)	.4
Jun		
04	email from Foster requesting dismissal of remaining defendants	.1
	review Asher motion to withdraw (ECF Nos. 114,115)	.1
	review/research re court's order and cited auth denying plaintiffs' motion for reconsideration (ECF No. 116)	1.8
05	review order granting withdraw Asher (ECF No. 117)	.1

Jul

00

Aug

08 review Kociba notice (ECF No. 118) .1

14 email from Foster re LVNV motion for SJ .1

16 review Midland/LVNV motion and brief to dismiss (ECF No. 119) .4

Sep

12 review and edit plaintiffs' response opposing same (ECF No. 120) .5

27 review Midland/LVNV reply brief to dismiss (ECF No. 121) .3

Oct

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Nov

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Dec

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2019

Jan

14 email from Seitz re settlement conference .2

email from TW to all re same .1

email from Seitz re same .1

email from Seitz re same and review proposed stip and order .4

email from TW to all re same .1

email from Seitz re same .1

email from Foster re same .1

review motion and brief to extend deadlines (ECF Nos. 122,123) .2

15 review court's order re extending deadlines (ECF No. 124) .1

review letter from CCA (ECF No. 129) .3

24	review court's orders granting SJ, dismissing remaining motions and related judgment (ECF Nos. 125,126,127)	.4
	review notice of appeal (ECF No. 128)	.2
25	review notice filed CCA 19-1091 Doc 1	.2
	review appearance Foster filed CCA 19-1091 Doc 3	.1
29	tc from 6 th CCA re Mediation, re likelihood of settlement in VanderKodde case	.2
	confer with TW re same	.2
28	review appearance KR filed CCA 19-1091 Doc 4	.1
29	review appearance Cook filed CCA 19-1091 Doc 5	.1
30	review appearance Seitz filed CCA 19-1091 Doc 6	.1
	review corp disclosures Midland filed CCA 19-1091 Doc 7	.2
31	review appearance Ludden filed CCA 19-1091 Doc 8	.1
	review notice filed CCA 19-1091 Doc 10	.1
	review appearance Smyth filed CCA 19-1091 Doc 12	.1
Feb		
04	review notice of cross appeal by MJE CCA 19-1127 (ECF No. 130)	.1
	review notice of cross appeal by Berndt CCA 19-1128 (ECF No. 131)	.1
	review corp disclosure MJE filed CCA 19-1091 Doc 14	.1
	review corp disclosure Berndt filed CCA 19-1091 Doc 15	.1
06	review letter from CCA (ECF No. 132)	.1
	review letter from CCA (ECF No. 133)	.1
	review CCA docketing letter 19-1127	.2
	review letter from CCA 19-1091 Doc 16	.2
07	conf with TW re appeal issues and strategy	1.2
	review appearance TW CCA 19-1091 Doc 17	.1
	review civil appeal statement filed CCA 19-1091 Doc 18	.2
	review corp disclosure appellants filed CCA 19-1091 Doc 19	.1
	review appearance TW CCA 19-1127 Doc 3	.1
13	tc from 6 th CCA re transcripts	.2
	tc to 6 th CCA re court's transcript inquiry	.2
	filed notice 6 th CCA re transcripts	.3
	review notice re transcripts from CCA 19-1091 Doc 20	.1
	review transcript orders filed CCA 19-1091 Docs 21, 22	.1
	review joint motion extend time CCA 19-1091 Doc 23	.2
	review corp disclosure LVNV filed CCA 19-1091 Doc 24	.1

14	review appearance Cook CCA 19-1127 Doc 8	.1
	review transcript order CCA 19-1127 Doc 9	.1
	review civil appeal statement MJE CCA 19-1127 Doc 10	.2
20	review transcript order CCA 19-1128 Doc 8	.1
	review appearance Smyth CCA 19-1128 Doc 8	.1
21	review briefing letter from CCA 19-1091 Doc 25	.4
	review corp disclosures MJE CCA 19-1127 Doc 11	.1
	review appearance KR CCA 19-1127 Doc 12	.1
	review appearance Ludden CCA 19-1128 Doc 11	.1
	review corp disclosures Berndt CCA 19-1128 Doc 12	.1
	review appearance KR CCA 19-1128 Doc 13	.1
27	research preclusion, estoppel and Rooker-Feldman	5.1
Mar		
27	review motion to extend time filed CCA 19-1091 Doc 26	.3
28	review ruling letter from CCA 19-1091 Doc 27	.1
Apr		
29	research re Rooker-Feldman	1.3
	review and edit brief CCA	5.3
30	review and edit brief CCA	2.4
May		
01	review and edit brief CCA	1.9
	file appearance CCA Case No. 19-1091 Doc 28	.3
02	review and edit brief CCA	.4
	review correction letter from CCA 19-1091 Doc 29	.1
	review briefing letter from CCA 19-1091 Doc 30	.2
	review corrected first brief CCA 19-1091 Doc 31	.2
14	research Michigan law re constitutionality of clerk of the court entering state court orders and judgments	4.8
22	review Ludden motion CCA 19-1091 Doc 32	.1
	review ruling letter from CCA 19-1091 Doc 33	.2

Jun

25 review motion by LVNV CCA 19-1091 Doc 34 .2

Jul

02 review ruling from CCA 19-1091 Doc 35 .3

30 review second brief by MJE CCA 19-1091 Doc 36 1.8

31 review correction letter from CCA 19-1091 Doc 37 .1

review correction letter from CCA 19-1091 Doc 38 .1

review correction letter from CCA 19-1091 Doc 39 .1

Aug

01 review briefing letter from CCA 19-1091 Doc 40 .1

review briefing letter from CCA 19-1091 Doc 41 .1

review corrected Midland brief CCA 19-1091 Doc 42 2.7

review briefing letter from CCA 19-1091 Doc 43 .1

review corrected LVNV brief CCA 19-1091 Doc 44 2.1

05 review corrected second brief Berndt CCA 19-1091 Doc 45 .2

26 review motion to extend time CCA 19-1091 Doc 46 .1

review ruling letter from CCA 19-1091 Doc 47 .3

Sep

25 review, research and edit appellants reply brief 3.8

26 same 1.7

27 same .4

30 review filed reply brief appellants CCA 19-1091 Doc 48 .2

Oct

02 review corrected third brief appellants CCA 19-1091 Doc 49 .1

03 review motion appellants to correct brief CCA 19-1091 Doc 50 .1

review ruling letter from CCA 19-1091 Doc 51 .1

21 review fourth brief MJE CCA 19-1091 Doc 52 .4

review motion Berndt to extend time CCA 19-1091 Doc 53 .1

	review ruling letter from CCA 19-1091 Doc 54	.1
28	review fourth brief Berndt CCA 19-1091 Doc 55	.3
Nov		
00		
Dec		
10	review oral argument scheduled from CCA 19-1091 Doc 56	.2
18	review MJE oral argument acknowledgment CCA 19-1091 Doc 57	.1
	review Midland oral argument acknowledgment CCA 19-1091 Doc 58	.1
	review Appellants oral argument acknowledgment CCA 19-1091 Doc 59	.1
	review Berndt oral argument acknowledgment CCA 19-1091 Doc 60	.1
19	review LVNV oral argument acknowledgment CCA 19-1091 Doc 61	.1
<u>2020</u>		
Jan		
16	review ramifications of Rooker-Feldman ruling in Buckles case to present case	.4
	research rules for filing supplemental authority in CCA	.2
20	review letter to CCA re filings CCA 19-1091 Doc 62	.2
21	review additional citation by Appellants CCA 19-1091 Doc 63	.1
23	review additional citation by MJE CCA 19-1091 Doc 64	.2
24	review additional citation by Midland CCA 19-1091 Doc 65	.2
	review notice to LVNV re improper filing CCA 19-1091 Doc 66	.1
	review additional citation by LVNV CCA 19-1091 Doc 67	.2
27	draft letter to respond to Midland's 28j letter providing CCA with additional authority	.5
28	review notice to Berndt re improper filing CCA 19-1091 Doc 68	.2
	review additional citation by Berndt CCA 19-1091 Doc 69	.1
27	draft letter to respond to Midland's 28j letter providing 6 th CCA with additional authority	.5

29	review CCA notice of case argued CCA 19-1091 Doc 70	.1
Feb		
26	review opinion CCA 19-1091 Doc 71 and research issues re preclusion review filed CCA letter, opinion and judgment (ECF No. 134)	3.2 .2
Mar		
10	review MJE petition for en banc rehearing and research authority and issues raised CCA 19-1091 Docs 72,73 review CCA notice of docketing error CCA 19-1091 Doc 74	1.1 .1
11	review Berndt petition for en banc rehearing CCA 19-1091 Doc 75	.8
16	review Smyth request to withdraw appearance CCA 19-1091 Doc 76	.1
19	review filed CCA mandate (ECF No. 135)	.1
Apr		
01	review order denying en banc rehearing CCA 19-1091 Doc 77	.1
09	review CCA mandate CCA 19-1091 Doc 78 review filed CCA mandate (ECF No. 136)	.1 .1
13	review and MJE motion and brief for judgment on the pleadings (ECF Nos. 137,138) research sol, discrete violations, and supp authority review appearance atty Asher for Midland	1.7 3.1 .1
24	review and edit response opposing MJE motion	1.1
May		
08	review filed response opposing MJE motion for judgment on the pleadings (ECF No. 139)	.1
22	review MJE reply brief (ECF Nos. 140,141,142)	.4
Jun		
04	email from Hicks re mediation	.2
29	email from S. Lhamon re mediation dates	.2

30	email from TW to all re mediation dates	.1
Jul		
01	email from S. Lhamon re same	.1
	email from Foster re same	.1
	email from S. Lhamon re same	.1
02	email from S. Lhamon re same	.1
	email from Seitz re same	.1
23	email from TW to all re same	.1
	email from Hicks re same	.1
Aug		
03	email from mediator March re mediation	.2
	email from Hicks re same	.1
	email from TW to all re same	.1
	email from Asoklis re same	.1
	email from Foster re same	.1
	email from Ludden re same	.1
	email from TW to all re same	.1
06	email from TW to all re same	.1
	email from Hicks re same	.1
07	email from Hicks re same	.1
	email from Ludden re same	.1
10	review files and online court records to determine how defendants have calculated postjudgment interest for plaintiffs' and sampling of class members since filing of this action	2.6
11	email from TW to all re motion to amend CMO	.1
	email from Ludden re same	.1
	email from TW to all re same	.1
	email from Ludden re same	.1
	email from TW to all re same	.1
	email from Ludden re same	.1
	email from TW to all re same	.1
13	email from TW to all re CMO and discovery	.1
	review motion and brief re amended CMO	.3
14	email from Hicks re same	.1
	email from Seitz re same	.1

	review filed motion and brief re CMO (ECF Nos. 143,144,145)	.1
19	review appearance of atty Hicks	.1
	review order denying motion to amend CMO (ECF No. 146)	.1
Sep		
11	review and edit renewed motion and brief for class cert and addnl research re class damages and typicality	4.3
	email to opposing counsel re intent to file motion re same	.2
15	email to opposing counsel re same	.1
	review motion by Schultz to withdraw (ECF No. 149)	.1
	email from Hicks re class cert and timing to respond	.2
	email from TW to all re same	.1
16	review order granting same (ECF No. 150)	.1
	email from Ludden re class cert and intended motion for judgment on the pleadings	.2
	conf with TW re class definitions	.3
	email from TW to all re same	.1
17	email from Ludden re class cert motion	.1
18	review filed renewed motion & brief class cert (ECF Nos. 149,150,151)	.2
24	review MJE motion to adjourn response to class cert motion (ECF No. 152)	.4
	conf with TW re same	.3
25	review response to MJE motion to adjourn (ECF No. 153)	.1
	review court's order denying same (ECF No. 154)	.1
30	email from Ludden re mediation	.1
	email from mediator March re same	.1
Oct		
05	email from mediator March re same	.2
	email from Ludden re same	.1
	email from TW re same	.1
	email from Foster re same	.1
	email from Seitz re same	.1
	email from mediator March re same	.2
09	prepare and participate in pre-mediation zoom meeting with mediator March and opposing counsel	1.3

	email from March summarizing what was discussed at same	.2
13	review stip & proposed order re briefing class cert (ECF No. 155)	.2
14	review order re briefing class cert (ECF No. 156)	.1
15	research re measure of class damages conf with TW re same	.7 .4
26	review calculation of damages for mediation purposes	.3
28	email to defense counsel re same	.2
Nov		
02	review MJE response opposing class cert (ECF No. 157)	1.3
	review appearance Foster	.1
	review Midland and LVNV joinder (ECF No. 158)	.1
	review Berndt response opposing class cert (ECF No. 159)	1.1
	review Midland and LVNV joinder (ECF No. 160)	.1
04	review Foster change of address (ECF No. 161)	.1
06	prepare and attend Zoom mediation	.8
	review email from mediator summarizing same	.3
10	conf with TW re class cert reply brief issues	.9
	update research for authority re defendants' pending motions to dismiss	3.0
	review KR email to defendants re supp authority	.1
11	review, edit, and research multiple issues for class cert reply brief	4.1
12	review and revise class cert reply brief	.7
	review email from KR to all re supp auth	.1
	review email from Ludden re same	.1
	review email from Hicks re same	.1
	review motion to file supp authority (ECF Nos. 162,163)	.3
13	review final draft class cert reply brief (ECF No. 164)	.3
30	review MJE response to motion to file supp authority (ECF No. 165)	.3
Dec		
01	review clerk's notice to Hicks-MJE re filing (ECF No. 166)	.1

04	email from Ludden re mediation	.2
	email from TW to all re mediation dates	.1
	email from March re same	.1
	email from Ludden re same	.1
	email from Foster re same	.1
07	email from Hicks re same	.1
	email from TW re same	.1
09	email from March resetting mediation dates	.2
	email from Ludden re same	.1
	email from Seitz re same	.1
 <u>2021</u>		
Jan		
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Feb		
15	update research re garnishments in Michigan - found Jode opinion	3.6
Mar		
01	review motion for leave to file supp authority (ECF Nos. 167,168)	.2
05	review MJE response to same (ECF No. 169)	.4
Apr		
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May		
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Jun		
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Jul		
13	review and research re Ramirez opinion re Art III standing, and all related briefs filed with SCOTUS	4.3

15	review MJE motion for leave to file supp brief (ECF No. 170)	.4
29	review and edit Plaintiff's response to same (ECF No. 171)	.6
Aug		
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Sep		
00		
Oct		
06	email to all re KR motion to withdraw	.1
	email from Hicks re same	.1
	email from Ludden re same	.1
	email from Foster re same	.1
21	review KR motion to withdraw (ECF Nos. 172,173)	.1
18	order granting same (ECF No. 174)	.1
Nov		
22	review Berndt motion & brief to dismiss for lack of standing (ECF Nos. 175,176)	1.4
	review change of address for TW and plaintiffs (ECF No. 177)	.1
Dec		
14	research authority cited by Berndt motion to dismiss	1.7
	review and edit response opposing Berndt motion to dismiss	.5
15	review response to Berndt motion to dismiss (ECF No. 178)	.2
<u>2022</u>		
Jan		
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Feb		
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Mar		

11	review court's order granting motions to file supp authority (ECF Nos. 179, 180, 181)	.2
	review MJE supplement to response to motion (ECF No. 182)	.2
23	review court's order re MJE motion judgment on the pleadings (ECF No. 183)	1.1
Apr		
14	conf with TW re case status and strategy	.6
May		
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Jun		
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Jul		
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Oct		
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Nov		
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Dec		
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2023

Jan

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Feb

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Mar

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Apr

03 review court's order re Berndt motion to dismiss (ECF No. 184) .8

10 conf with TW re order and strategy .4

27 review court's amended order re Berndt motion to dismiss (ECF No. 185) .3

May

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Jun

05 email to all re plaintiffs' intended motion for reconsideration .1
email from Ludden re same .1

07 review, edit and research re motion and brief for reconsideration
(ECF Nos. 186,187,188) 3.2

22 review court's order requiring Berndt to respond to same (ECF No. 189) .2

Jul

11 email to Ludden re Berndt response to motion for reconsideration .1

12 email from Ludden re same .1
review Berndt response (ECF No. 190) .4

Aug

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Sep

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Oct

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Nov

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Dec

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2024

Jan

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Mar

01	review court's opinion and order denying plaintiff's motion for reconsideration (ECF No. 191)	.5
	review court's opinion and order granting class cert (ECF No. 192)	.8
	conf with TW re class cert, case status and strategy	1.0
14	email from Seitz re intended motion for reconsideration	.1
15	email from TW to all re non-concurrence	.1
18	review defendants' motion and brief for reconsideration of order granting class cert and research cites (ECF Nos. 193,194,195,196)	1.1
26	review order denying same (ECF No. 197)	.3
	email from Detroit Courts Reporter re class cert	.1

Apr

10 review defendants' rule 26(f) petition for interlocutory

	appeal to CCA and research re same CCA 24-0103 Doc. 1	5.6
	review CCA caption letter re same	.1
	review appearance atty Cook re same	.1
11	TW appearance CCA 24-0103 Doc 5	.1
	PCR file appearance CCA 24-0103 Doc 6	.2
18	review and edit response to defendants' petition for interlocutory appeal CA 24-0103 Doc 7	1.4
May		
22	review petitioners' suggestion of death CCA 24-0103 Doc 11	.1
	review appearance of atty A. Hussey for Midland	.1
	review suggestion of death (ECF No. 198)	.1
23	review court's notice re same (ECF No. 199)	.1
	review corrected suggestion of death (ECF No. 200)	.1
29	review respondents' suggestion of death CCA 24-0103 Doc 12	.1
	review suggestion of death (ECF No. 201)	.1
	email from TW to all re requesting a status conf with court	.1
30	review order setting Rule 16 conf (ECF No. 202)	.3
	conf with TW re case status, strategy, and assignment of tasks	1.3
Jun		
18	conf with TW re joint status report	.4
21	email from TW to all requesting input for attached initial draft of joint status report	.1
26	email from Seitz with Midland input for JSR	.2
27	review JSR (ECF No. 203)	.1
Jul		
02	email from Hicks re scheduling conf	.1
	prepare and participate in scheduling conf (ECF No. 204)	.4
	revise CMO (ECF No. 205)	.3
03	review MJE discovery requests (ECF No. 206)	.4
	email from TW to all re mediator	.1

11	email from Hicks re mediation	.1
15	email to March re mediation	.1
	email from March re mediation	.1
	email to March re mediation	.2
17	email from Hicks suggesting Lee Silver as mediator	.1
	email to all re choices for mediation	.1
18	email from Hicks re wanting Silver a mediator	.1
24	email from TW to all agreeing to Silver as mediator	.1
	email to Silver requesting mediation	.1
	email from Silver re mediation and dates available	.2
	email to Silver re same	.1
29	email from Silver re conflict check and dates	.1
	email from Foster re mediation dates	.1
	email from Silver re same	.1
	email from Hicks re same	.1
	email from Hicks re plaintiffs' discovery requests and timing	.2
	email form Silver re mediation dates	.1
30	email from ADR administrator	.1
31	review selection of Silver as mediator (ECF No. 207)	.1
	review notice of appointment of mediator (ECF 208)	.1
	email from Silver re mediation timing	.1
	email from Hicks re MJE discovery responses	.1
Aug		
01	email to Hicks re MJE discovery responses	.1
	email from Hicks re same	.1
02	email from Hicks and review attached MJE discovery responses	.3
07	review MJE discovery responses and conf with TW re same	.8
	email to Hicks re same	.1
	email from Hicks re same	.1
	email to Hicks re same	.1
08	telephone conf with TW and Hicks re MJE discovery responses	.5
	email from Hicks re timing of same	.2
12	review ECF notice re VFM fees	.1

14	email from Ludden and review attached Berndt subpoena response	.3
27	email to Ludden re subpoena response	.1
	conf with TW re case status, strategy and tasks	.4
	email from Ludden re subpoena response	.1
	email to Ludden re same	.1
	email from Ludden re same	.1
	email to Hicks re MJE discovery spreadsheets	.2
	email to Ludden re subpoena response	.1
Sep		
04	email to Ludden re same	.1
	email from Ludden re same	.1
05	email to Ludden re same	.1
	email from Ludden same	.1
06	email to Hicks re MJE past due discovery responses	.1
09	email from Ludden re Berndt subpoena response	.1
26	email from Hicks re class member spreadsheet	.2
28	review Hicks email and analyze attached class member spreadsheet	1.3
Oct		
01	email to Hicks re supplementing discovery responses and MJE dep	.1
14	email to Hicks re same	.1
	email to Ludden re subpoena responses	.1
15	email from Hicks re update for receiving supp discovery responses	.1
17	email from March re mediation	.1
18	email from S. Lhamon re MJE supp discovery responses	.1
23	email to S. Lhamon re same	.1
	email from S. Lhamon re same	.1
	review MJE supp discovery docs	.4
Nov		
25	review motion and brief to enforce subpoena to Berndt	

	(ECF Nos. 209,210,211, 212)	.3
26	review order referring same to Judge Kent	.1
Dec		
02	review notice of motion hearing (ECF No. 213)	.1
	email from Ludden re hearing date	.1
03	email to Ludden re same	.1
04	email from Ludden re same	.1
	review notice of rescheduled motion hearing (ECF No. 214)	.1
11	review Berndt response to motion to enforce subpoena (ECF No. 215)	.5
23	prepare and attend hearing re same (ECF No. 216,217)	1.2
<u>2025</u>		
Jan		
02	email from Seitz re mediation	.2
23	email from Silver re mediation	.2
30	review, edit and research plaintiffs' brief for SJ	4.8
31	same	1.3
Feb		
01	review defendants' motion and brief to stay proceedings (ECF Nos. 218,219,220,221)	.5
03	email to Hicks re plaintiffs' motions for SJ and to file docs under seal	.1
	email from Hicks re same	.1
	email to Hicks re same	.1
	review and edit plaintiffs' motion and brief for SJ (ECF Nos. 222,223)	.4
	review plaintiffs' motion to file docs under seal (ECF Nos. 224,225,226,227)	.2
04	review order referring same to Judge Kent	.1
	review email from Silver re mediation	.3
05	review order granting same (ECF No. 228)	.1

13	review and edit plaintiffs' response to defendants' motion to stay	.4
24	email from Hicks for extension of time to respond to SJ motion	.2
26	review court's order denying defendants' motion to stay and extending deadline for completing mediation (ECF No. 230)	.3
	email from Hicks re extension of time to respond to SJ motion	.1
	email to Hicks re same	.1
	email from Hicks re same	.1
28	email from Hicks re same	.2
	review MJE motion for extension of time to respond to SJ (ECF Nos. 231,232,233)	.2
Mar		
03	review order granting same (ECF No. 234)	.1
	review amended order granting same (ECF No. 235)	.1
13	email from Seitz seeking concurrence re Midland's intended cross motion for SJ	.2
	conf with TW re out-of-time filing of Midland's intended motion and research re same	1.1
	email to Seitz re same	.1
	email from Seitz re same	.1
14	review MJE response to Plaintiffs' motion for SJ (ECF No. 236)	.8
	research re authority cited and arguments made in same	2.7
	review Midland motion and brief cross motion for SJ and response to Plaintiffs' motion for SJ (ECF Nos. 237,238,239,240)	
	review LVNV response to Plaintiffs' motion for SJ (ECF No. 241)	.4
24	review and edit Plaintiffs' reply brief for SJ	1.3
27	review same (ECF No. 242)	.2
	review Plaintiffs' response to Midland cross motion for SJ (ECF No. 243)	.2
Apr		
01	review order and judgment denying defendants' interlocutory appeal CCA 24-0103 Docs 13,14 (ECF Nos. 244,245)	.3
10	review Midland reply brief re cross motion SJ (ECF No. 246)	.4
11	review court's notice to Seitz (ECF No. 47)	.1

18	email from TW to all re plaintiffs' attendance at mediation	.1
	email from Silver re same	.1
	email from Hicks re same	.1
	email from Seitz re same	.1
	email from Foster re same	.1
 May		
05	email to all requesting concurrence re motion for appt class counsel	.2
	email from Seitz re same	.1
06	draft motion and brief for appointment of class counsel (ECF Nos. 248,249,250,251)	1.2
	review plaintiffs' mediation summary	.4
	email from Hicks re MJE mediation summary	.1
08	email to all with attached Plaintiffs' mediation summary	.1
	email from K. Zale and review attached Midland mediation summary	.4
09	email from Hicks and review attached MJE mediation summary	.3
12	review email from K. Zale re directions etc. to mediation in Lansing	.2
13	prepare for and attend mediation	9.9
14	review email from Silver with mediator's proposal	.3
	conf with TW re same	.4
19	review email from Silver with attached invoice	.2
	review email from Silver to all, including ADR administrator, with attached VFM report	.2
20	review stip and proposed order extension of time for defendants' to respond to plaintiffs' motion to appoint class counsel	.2
	review email from ADR admin	.1
	review email from Seitz re stip and order	.1
	review email from Foster re same	.1
	review email from Hicks re same	.1
	review email from Seitz re same	.1
	email to Seitz re same	.1
	review filed same (ECF No. 252)	.1
21	review filed VFM report (ECF No. 253)	.1
	review order approving stip for defendants to respond to plaintiffs' motion for appt of class counsel (ECF No. 254)	.1

27	review and supplement motion to compel MJE to answer discovery	.4
28	review same (ECF Nos. 255,256,257)	.2
	review order referring same to Judge Kent	.1
	review notice of motion hearing (ECF No. 258)	.1
Jun		
02	email from Silver to all that one of the parties needs additional time to respond to the mediator's proposal	.2
09	review stip and proposed order to extend time for defendants to respond to plaintiffs' motion to compel MJE (ECF No. 259)	.2
	review order referring same to Judge Kent	.1
	review order granting same (ECF No. 260)	.1
10	email from Silver to everyone, stating that not everyone accepted the mediator's proposal and requesting permission to discuss with all parties each party's response	.2
12	review email from Silver stating that only Midland did not accept mediator's proposal and attaching detailed email from Seitz re Midland's settlement position and related terms	.4
	conf with TW re same	.4
13	email from Seitz re proposed mediation dates	.1
	email from Seitz re same	.1
	email from Hicks re same	.1
	email from TW re same	.1
	email from Foster re same	.1
	email from Silver re same	.1
	email from Silver re same	.1
14	email from Silver setting mediation for 06/18/2025	.1
16	email from Silver re mediation	.1
17	email to Silver re mediation	.1
	email from Seitz and review attached stip and proposed order to extend time to respond to plaintiffs' motion to appt class counsel	.2
	email from Foster re same	.1
	email from Seitz re same	.1
	email from TW re same	.1
	email from Hicks re same	.1
	review filed stip and order (ECF No. 261)	.1
	email from Hicks re extending time re motion to compel MJE responses	.1

	email to Hicks re same	.1
	email from Hicks suggesting a request to court to amend CMO	.1
18	review order granting ECF No. 261 (ECF No. 262)	.1
	prepare and attend mediation	6.3
	review email from Silver re various issues and with attached summary of settlement terms	.4
	review Foster email and revise settlement terms sheet	.3
	email to all re same	.1
	review Seitz email re same	.3
	email to all re same	.1
	email from Seitz approving same	.1
	review Hicks email and MJE revisions	.3
	email to all re Hicks revisions	.1
	review Foster email with revised draft	.2
	email from Silver re same	.1
	email to all re plaintiffs agree to same	.1
	email from Seitz re same	.1
	email from Hicks with revised version	.1
	email to all re correction re atty fees	.1
	email from Hicks re same	.1
	email from Silver re same	.1
	email to all with term sheet signed by plaintiffs' counsel	.1
	email from Silver re same	.1
	email from Foster re same	.1
	email from Silver re same	.1
	email from Seitz re same	.1
	email from Hicks re same	.1
	email from Foster with same and all signatures compiled	.1
19	review withdrawal of motion to compel (ECF No. 263)	.1
20	review court's notice cancelling hearing (ECF No. 264)	.1
23	review email from Silver to all plus ADR admin re VFM	.1
	review mediator's report re VFM (ECF No. 265)	.1
	review court's order re filing closing docs (ECF No. 266)	.1
	email from ADR admin to all	.1
Jul		
01	review notice cancelling settlement conference (ECF No. 267)	.1
15	email to all re drafting of closing docs	.2
	email to all re same	.1
	email from Seitz re same	.1

	email to Seitz re same	.1
	email from Hicks re same	.1
16	review email from Zale and attached stip and order to extend time to file joint motion for prelim approval of class sett (ECF No. 268)	.2
	email from Hicks re same	.1
	email from Foster re same	.1
	email from TW re same	.1
	email from Zale re same	.1
	email from Seitz with initial draft of sett agmt	.3
	email from Seitz re same	.2
17	email from Hicks re same	.3
	email from Foster re same	.3
	review court's order granting same (ECF No. 269)	.1
21	email from Hicks and review attached MJE edits to sett agmt	.7
24	email from Seitz re class admin	.2
	email from Foster re same	.2
30	review and begin revisions to initial draft of proposed sett agmt	1.7
31	begin revisions to sett agmt	5.8
Aug		
13	revise sett agmt	3.8
	email from TW to all with revised settlement agreement	.1
15	email from Seitz re same and other settlement documents and attached stip and order requesting extension of time for joint filing	.5
	email from Foster re same	.1
16	email from PCR to all re same	.2
	email from Hicks re same	.1
18	review stip and order re same (ECF No. 270)	.2
19	review order granting same (ECF No. 271)	.1
26	review order adjourning final pretrial conf and jury trial (ECF No. 272)	.1
Sep		
09	email from PCR to all re status of revised sett agmt	.2

	email from Seitz re sett agmt, motion and brief prelim approval	
	class administrator and extension of time	.3
	conf with TW re same and assignment of tasks	.5
10	email from TW to all re sett agmt, prelim motion and timing	.2
	email to Hicks re sett agmt, class list and notice	.2
	email from Hicks re class list and interest rate adjustments data	.2
	email to C. Flitter re recommended class administrator	.3
15	review email from Seitz and revised sett agmt	2.6
	email from C. Flitter re class administrator	.2
16	email to Hicks re need for accurate data for class size, interest	
	rate adjustments, class member balances, and other data for	
	inclusion in sett agmt and motion	.3
	conf with TW re problems with class definitions and relief for class	.7
	review and revise class definitions for clarity and comprehensiveness	2.4
	revise sett agmt for new class definitions	1.2
	email new proposed class definitions to all	.3
	email from Hicks re class definitions	.2
	begin drafting motion and brief preliminary approval of sett agmt	2.1
	email to Bailey Hughes at First Class re class admin	.4
	email from Hicks re same	.2
	email to all re class admin	.2
	email to American Legal re class admin	.4
	email from AL re same	.3
	email to AL re same	.2
	email from AL re same	.2
	email to AL re same	.1
	email from AL re same	.2
	email from AL re same	.2
17	draft motion and brief for preliminary approval of	
	sett agmt	3.0
	review revisions to sett agmt	.4
	email to Hicks re need for class info	.2
	email from Hicks re same	.2
	email from Seitz re class definitions, time for giving credits, and	
	need for addnl time to file docs	.2
	email from Hicks with info re class size, credits and	
	interest adjustments	.3
	compare same with previous MJE docs and representations	.8
	email to Hicks re need to have telephone conf	.2
	email from Hicks re same	.1
	analysis of Hicks data and email to Hicks requesting clarification	.6
	email from Hicks clarifying interest adjustments and credits	.2

	conf with TW re same	.2
	email to Hicks to clarify same	.2
	email from Hicks re same	.1
	email Hicks proposed language for prelim motion detailing class relief	.5
	email from Hicks agreeing language is accurate	.1
	finish revising initial draft of joint motion and brief for prelim approval	.7
	email same to all	.2
	email to Seitz re class admin	.2
18	email from Seitz re revised sett agmt	.2
	review email from Seitz re sett agmt, motion, brief and other docs and suggesting we need more time to get sett agmt signed	.4
	email to Seitz re need for more time	.2
	email from Seitz he will contact case admin and prep stip and order	.2
	email to Seitz re same	.1
	email from Seitz with attached proposed stip and order	.2
	email to Seitz re proposed language for stip	.3
	email from Seitz re same	.2
	email from Seitz with attached revised stip and order	.2
	email from Hicks re same	.1
	email from Foster re same	.1
	review filed stip and proposed order for time (ECF No. 273)	.2
19	review court's order re same (ECF No. 274)	.1
22	review court's order dismissing motions SJ and to compel (ECF No. 275)	.2
	email from AL re class admin	.4
	email from Hicks re class admin	.2
24	email to all defendants re status of approval of sett agmt and joint motion	.2
	email from Seitz re same	.2
26	email from Hicks with MJE revisions to sett agmt and review same	.5
	revise sett agmt to address MJE revisions and make addnl revisions	.5
	email same to all	.1
	review and revise motion, class notice and proposed order	5.1
30	review and revise sett agmt and joint motion	.5
	email to all re same	.1
	review proposed class notice	1.4
	email to all re same	.1
	revise class notice re definitions and email to all	.4
	draft proposed order granting motion for prelim approval of sett	5.3
	email to all re same	.2
	email from Seitz re same	.1

Oct

01	email from Seitz re sett agmt	.2
	email from Hicks re same	.2
	revise sett agmt	.9
	email from Hicks re class notice	.2
	revise same	.3
	email from Hicks re proposed prelim approval order	.1
	conf with TW re paragraph 105 of sett agmt	.3
	email to all with revised sett agmt	.2
02	email to all re sett agmt, class notice, motion and order	.2
	email from Seitz re same	.3
	email from Hicks re same	.2
	email from Foster re same	.1
	email to Hicks re sett agmt paragraph 57	.2
	email from Foster with signed sett agmt	.2
	email to Seitz re class definitions and sett agmt	.2
	email from Seitz re same	.1
	review filed motion, class notice and proposed order (ECF No. 276)	.2
03	email from Jeffery Light re class admin	.2
	email from Law360 re sett	.2
06	email from Seitz with sett agmt signed by Midland	.2
	email from Hicks re class admin and CAFA notices	.3
08	email from Hicks re same	.2
	email to Hicks re same	.1
	email from Hicks re same	.2
	email from Hicks to AL re same	.2
	email from AL re same	.2
09	email from Hicks re same	.2
	email from AL re same	.1
	email from Hicks re same	.1
	email from AL re same adding S. Indra as contact person	.2
	email from Hicks re class list, CAFA and new balance info	.2
	email from AL re same	.1
	email from Hicks re same	.1
	email from AL re shared files, CAFA, exhibits etc.	1.1
	email from Foster to AL	.2
	email from AL to Foster	.2
	email from Foster to AL	.2
	email from AL to Foster	.1
	email from Foster to AL	.1

10	email from Seitz to all re CAFA notice	.2
	email from AL to Seitz	.1
	email from Seitz to AL	.2
	email from Hicks re CAFA deadline	.2
	email from Foster re same	.3
	email from AL re same	.2
	email from AL re mailing of CAFA today	.2
13	email from Seitz re CAFA and mailing list	.2
	email from AL re CAFA and attached mailing list	.4
	email from Seitz re exhibits to dec re mailing of CAFA	.2
	email from Foster re same	.1
	email from Hicks re same	.1
16	review notice of motion hearing (ECF No. 277)	.2
	review order re motion hearing (ECF No. 278)	.3
	review sett agmt, class notice and proposed order re issue flagged by court in order	.4
17	email from AL with attached dec of CAFA mailing	.3
21	email from Hicks re draft notice of CAFA	.2
	email from Foster re conflict in schedule for hearing	.2
	email from Hicks re same	.2
29	review and analyze sett agmt, class notice and order, and draft detailed chronology of all dates and events with cross references to effectuate sett and resolution of case and conf with TW re same	3.8
	email to all re same	.2
	email from Hicks re same and CAFA notice	.2
	email from Seitz re same	.1
	review motion, class notice, order, damages calculations, class relief and timing of events in prep for hearing on joint motion for preliminary approval of class action sett	1.9
30	prepare for and attend hearing on joint motion for preliminary approval of class action sett (ECF No. 279)	3.1
	review order re filing of revised order of preliminary approval of class action sett (ECF No. 280)	.3
31	revise order and class notice	.9
	email from TW to all re same	.1
Nov		
03	email to all re same	.1

	email from Hicks re same	.1
	email from Seitz re same	.1
	email from Foster re same	.1
	review filed revised proposed order (ECF No. 281)	.1
	review filed revised class notice (ECF No. 282)	.1
	review court's order approving proposed order and calendar all dates and events (ECF No. 283)	.4
	email from AL re status of case and prelim approval hearing	.2
06	email from Hicks to AL re same	.2
11	email from AL re noticing timeline for case and checklist of events, compare to sett agmt and order	1.1
24	email from AL re class notice and potential website addresses	.4
Dec		
01	email from AL re class notice, website and class liste	.3
	email from Hicks re same	.2
02	email from AL re website, class notice, claim form, and data re interest reductions	.3
04	email from AL to Hicks re same	.2
	review timing of events and conf with TW re deadlines for MJE to provide class list and for class admin to create website etc.	.5
	email from TW to all re same	.2
	review email from Hicks with class list and review same	2.7
08	email from AL to Hicks re deadline for parties to approve final version of class notice to mail by 12/22/2025, and claim form	.3
09	email from Hicks re class data and review same	1.7
15	email from AL to Hicks re copying class counsel on all emails	.2
	email from Hicks to AL re claim form, adjustment of balances, claims procedures, fairness hearing, judgment amounts and payment deadlines	.5
	email from AL re timing for mailing of class notice and request for claim form and updated data for class members with zero adjusted balance	.3
	email to Hicks re procedure for who gets claims form	.3
	email from Hicks re same	.1
	email to Hicks re claim form language	.3
	email to Hicks re claim form deadline	.2
	email from Hicks re same	.1

	email from Hicks re AL not able to mail class notices by 12/22/2025, revisions of class notice, adjusted balances need to update, and need to ask court for more time	.4
	conf with TW re same	.3
	email from TW to all re same	.2
	email from Hicks re same	.3
	email from Nabil re same	.2
	email from Hicks re same	.2
	conf with TW re same	.2
	email from TW to all re same	.2
16	review Hicks email and attached proposed joint motion for extension of time	.5
	email to Hicks re same	.1
	email from Hicks to Seitz and Foster re same	.1
	email to Hicks re website	.2
	email from Hicks re claims portal on website	.2
	email to Hicks re paper claims	.2
	review and edit claim form and instructions	1.2
	email claim for to all	.2
	email from Hicks re providing claim form to AL	.1
	email from Hicks and review claim form as revised by AL	.3
	email from Foster re same	.1
	email from Seitz re same	.1
	email from Hicks to Seitz re joint motion	.1
17	email from Hicks to Seitz re same	.1
	email from Seitz re same	.1
	review joint motion (ECF No. 284,285)	.2
 <u>2026</u>		
Jan		
05	review email from A. Redmond requesting proposed order in connection with joint motion ECF No. 284	.3
	email from TW to A. Redmond re hearing dates	.1
	email from A. Redmond re same	.1
06	email from TW to A. Redmond re same	.1
	email from A. Redmond to TW re same	.1
12	review email from Hicks with proposed order	.4
	email to Hicks re same	.2
	review filed proposed order (ECF No. 286)	.2
	email from Hicks to A. Redmond clarifying and correcting dates in same	.2
	email from A. Redmond to all re same	.1

16	review order to amend dates and calendar events (ECF No. 287)	.3
23	email to Hicks re status of mailing of class notice	.2
	email from Hicks re same	.1
	email from TW to all re same	.1
	email from Hicks re same with final version of class notice	.4
27	email from AL re mailing of class notice and claim form	.3
Feb		
04	email to Hicks re past due class data	.2
05	email to Hicks re same	.2
11	email to Hicks re same	.3
	email from Hicks re same, as well as opt outs, exclusions, timing for getting data, and procedure for looking up in interim	.4
	email to Hicks re same	.2
	email from AL re status reports	.1
13	email to Hicks requesting account info for Tawanda Outlaw	.2
	email to Hicks requesting account info for Kim Alexander	.2
16	email from Hicks with Outlaw account info	.3
	email from Hicks with Alexander account info	.3
18	review AL status report and info re four potential class members and review file and discovery docs re same	.5
	email from Hicks re same	.2
	email from Hicks re same	.2
19	email from AL re same	.1
	email from TW to Hicks re Ronald Woodard	.1
	email from Hicks re same	.2
	email from Hicks re same	.1
20	email from AL re two potential class members and review files and discovery docs re same	.4
23	email from Hicks re same	.2
	email from Hicks re same	.2
	email from AL re same	.1
27	email from TW to Hicks re Edric Howard	.2

Mar

03	email to Hicks re past due account info for all class members	.3
	email from Hicks re Edric Howard and AL status report	.2
	email from AL and review attached status report	.3
09	email from AL re two potential class members, review attached emails, and review file docs	.4
10	email from AL and review attached status report and emails from Parker and Gutierrez and review file and discovery docs re same	.4
	email from Seitz re same	.1
	email from AL re same	.2
12	email to Hicks re past due class info database	.2
	review email from AL and attached declaration re CAFA and class notices and results re same	.4
17	review email from AL and attached email of potential class member Rayshawn Harris, and review class files and docs re same	.4
19	email from Hicks re past due class database	.2
	review email from Hicks to AL re MJE determining the five potential class members are not part of the class	.3
	email from AL re same	.1
23	email from Hicks and review and analyze class database re account balances, adjustments, etc.	3.1
	conf with TW re failure to send claim form to some class members	.3
	email from TW to all re same	.1
	email from Hicks re drafting of stip and order re same	.2
	email from TW to all re drafting of motion for final approval	.2
24	email from Hicks and review proposed stip and order	.3
26	review, edit and supplement petition for fees and costs	3.3
	email from Seitz re same	.2
	email from Hicks re same	.1
	email from Foster re same	.1
	email to Hicks re same	.2
	email from Hicks re same	.1
	email to Hicks re same	.1
	email for AL with updated report re additional claims received	.3
	email from Hicks re same	.1
	email from Hicks re stip and order	.1
	email from AL re details of additional claims received	.2

	review of settlement docs and email to all re same	.2
	email from Hicks re same	.1
	email from AL re same	.1
	review filed stip and proposed stip and order (ECF No. 288)	.2
27	review court's order re additional claim forms (ECF No. 289)	.2
30	review and edit motion and brief for final approval of class action settlement	<u>.4</u>
		707.1

Total attorney fees incurred by Plaintiffs' attorney as of March 30, 2026:

707.1 hours x \$450.00 per hour = \$318,195.00

EXHIBIT 4

SBM STATE BAR OF MICHIGAN

2023 ECONOMICS OF LAW SURVEY RESULTS


A decorative graphic consisting of a diagonal line that splits the bottom right corner of the page. The area above the line is white, and the area below is a solid blue color. A thick green line runs parallel to the diagonal line, creating a narrow green border between the white and blue sections.

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2023 ECONOMICS OF LAW PRACTICE IN MICHIGAN

2023 ATTORNEY INCOME AND BILLING RATE SUMMARY REPORT

The State Bar of Michigan Economics of Law Practice Survey provides Michigan attorneys with a resource that allows access to the most current law practice economic information available. This survey was conducted in 2023 and requested 2022 income and 2022 billing rate information. The survey results are provided as a service to members of the State Bar of Michigan.

The survey has two primary objectives:

- To provide timely, relevant and accurate information to inform and guide the practical management decisions of Michigan Attorneys
- To track and illustrate changes and trends within the legal profession

The survey monitors and reports on several points of information useful to attorneys:

- Attorney income
- Prevailing average hourly billing rates by several indicators including fields of practice, judicial circuit, and geographic location
- Time allocated to billable and non-billable professional activities
- Management practices
- Perceptions regarding current and future economic circumstances related to the practice of law

The key finding report contains information pertaining to attorney income and billing rates. It is produced as an early and separate report to provide attorneys with this target information as quickly as possible, as it is the most requested information from all attorneys. All other information will be contained in the full 2023 Economics of Law Practice Desktop Reference Report that will follow.

METHODS AND MEASURES

The 2023 Economics of Law Practice Survey was conducted in 2023. In 2023 45.0% of active members identified as private practitioners and 55.0% identified as non-private practitioners. Surveys were emailed to 41,065 active members. Based on the proportions of both groups of active members an electronic survey was emailed to approximately 18,479 private practitioners and 22,586 non-private practice members of the State Bar of Michigan, inviting their participation.

18,292 members opened the survey. A total of 3,819 individuals completed the survey for an overall response rate of 20.9% of members who viewed the survey request. However, the response rate for private practitioners is significantly higher than for non-private practitioners.

Questionnaires were tabulated by Dr. James McComb, an independent consultant statistician. The economic data provides measures of central tendency and spread.

To help interpret the information presented in the surveys the following is a brief description of statistical terms of measures of central tendency (median and mean) and measures of dispersion (spread).

MEAN—The mean (also called the average) is calculated by adding the values of all responses then dividing by the number of responses. Example: Three responses (30, 1, 2) are reported. The average or mean is calculated by adding $30+1+2=33$ and then by dividing by 3 = 11.

MEDIAN—The median is the middle value in a series or distribution of values (50th percentile, which is initially rank-ordered (from low to high or vice versa). By definition half of the numbers are greater and half are less than the median. Example: Three responses (30, 1, 2) are reported. The median is the middle number of the order of distribution (1, 2, 30), or 2. By comparison, the average of this distribution as shown above is 11. Use of the median as a statistical metric of central tendency reduces the effects of 'outliers' (extremely high or low values, such as the data point of 30 in the previous example) while the average does not. Median values are utilized throughout the survey results to denote the measure of central tendency.

PERCENTILES—In addition to the median, four other percentile values are used in the survey results to reveal the spread of a particular data distribution. The percentiles include:

- 25th percentile—Also referred to as the “lower quartile.” One-fourth of the values are less and three-fourths are more than this value.
- Median or 50th percentile—Half of the values are less and half are more than the “median” value.
- 75th percentile—Also referred to as the “upper quartile.” Three-fourths of the values are less and one-fourth are more than this value.
- 95th percentile—Ninety-five percent of the values are less and five percent of the values are more than this value.

NOTE OF CLARIFICATION: Extreme values were excluded due to their unrepresentative qualities. Thirty-five cases where private practitioners reported gross income over \$2,000,000 and two cases where non-private practitioners reported over \$2,000,000 were not included in the financial distributions because they were not typical of the population and skewed the distributions. Two cases in the private practitioner group were excluded for reporting hourly billing rates over \$5,000 (\$32,500 and \$48,333 respectively). All cases were included in the remainder of the analysis.

I. 2022 ATTORNEY INCOME

Table 1 -2022 Reported Attorney Gross Income - Private Practice						
	Number	25th Percentile	Median	Mean	75th Percentile	95th Percentile
Sole Practitioner, office outside of home	384	97,350	165,000	232,312	279,500	750,000
Sole Practitioner, working out of home office	281	13,500	45,000	79,425	103,000	275,000
Sole Practitioner, sharing space	72	72,500	172,126	198,243	245,000	500,000
Managing Partner	157	190,000	300,000	432,291	510,000	1,300,000
Equity Partner/Shareholder	425	200,000	350,000	449,440	600,000	1,200,000
Non-Equity Partner	172	160,000	225,000	282,591	317,500	750,000
Of Counsel	69	35,000	150,000	184,897	260,000	700,000
Senior Associate	111	118,000	145,000	182,585	200,000	589,733
Associate	269	75,000	100,000	130,346	150,000	305,000
Arbitrator/Mediator	12	27,500	65,000	92,360	116,059	360,000
Assigned Counsel	6	87,000	93,000	133,833	130,000	350,000
Other	81	7,000	78,000	148,734	180,000	520,000
Total	2039	85,000	165,000	252,738	300,000	780,000

Excludes 35 cases reporting over 2,000,000 in income and 628 cases where either or both occupation and income were not reported

Table 2 -2022 Reported Attorney Gross Income - Non-Private Practice

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Other (please specify)	119	80,000	100,006	126,148	132,500	329,000
Academia	41	77,000	110,000	128,029	150,000	275,000
Federal Government	66	121,000	148,982	168,577	175,000	195,000
Governmental Relations	5	87,000	124,000	118,400	150,000	160,000
In-House Counsel	244	120,500	165,000	200,279	230,000	400,000
Judge	67	155,000	160,000	153,246	168,000	187,400
Law School	5	62,000	70,000	84,300	108,000	120,000
Legal Service Agency	80	64,474	75,000	79,363	86,685	153,000
Local Government	140	75,000	94,799	96,850	119,500	153,000
Military	4	147,500	159,000	161,750	176,000	184,000
Non-Law Related	24	79,000	112,500	178,208	198,000	500,000
Non-Profit Org	56	62,500	78,500	101,031	115,500	275,000
Other Judiciary	61	79,000	95,000	99,356	116,000	143,000
State Government	165	90,000	115,000	113,268	138,000	167,426
Total	1077	82,500	115,000	136,282	160,000	290,000

Excludes one case with income over 2 million, 64 cases without income data and cases without occupational area specified. Excludes retirees

II. ATTORNEY HOURLY BILLING RATES

Table 3 - 2023 Attorney Hourly Billing Rates by Practice Classification

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Sole Practitioner, office outside of home	403	300	250	311	350	475
Sole Practitioner, working out of home office	292	250	200	267	315	425
Sole Practitioner, sharing space	72	300	250	292	350	450
Managing Partner	161	325	275	348	408	585
Equity Partner/Shareholder	460	395	297	413	500	730
Non-Equity Partner	192	406	308	425	525	700
Of Counsel	74	350	300	368	485	605
Senior Associate	113	317	250	316	367	485
Associate	277	280	230	291	335	500
Arbitrator/Mediator	13	300	275	312	400	450
Assigned Counsel	4	163	103	197	290	405
Other	57	270	185	294	350	575
Total	2118	301	250	339	400	625

Excludes cases where either or both hourly rates and/or classification are missing and two cases with hourly rates over 5 thousand

Table 4 – 2023 Attorney Hourly Billing Rates by Years in Practice

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
1 to 2	73	200	250	251	300	350
3 to 5	129	228	275	300	340	530
6 to 10	237	250	300	322	385	585
11 to 15	253	250	305	330	395	575
16 to 25	424	250	315	337	425	600
26 to 30	228	275	350	375	450	635
31 to 35	195	260	342	369	450	645
>35	652	250	300	339	400	650
Total	2191	250	300	337	400	620

Excludes missing values and cases reporting over 67 years in the bar and hourly rates over 5000

Table 5 – 2023 Attorney Hourly Billing Rates by Number of FTE Attorneys in Local Office

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
1	625	230	283	289	342	450
2	213	250	300	311	375	475
3	163	250	310	333	375	525
4 to 6	240	250	300	327	371	550
7 to 10	175	267	320	347	405	600
11 to 20	188	268	350	359	450	640
21 to 50	233	258	385	381	475	680
Over 50	240	332	448	460	588	748
Total	2077	250	308	340	400	625

Excludes missing values, hourly rates over 5000 and 0 FTE

Table 6 – 2023 Attorney Hourly Billing by Primary Office Location

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Ann Arbor area	114	275	325	358	438	640
Battle Creek area	13	53	220	191	275	300
Bay City/Saginaw/Midland area	30	175	250	244	300	405
Detroit, not Downtown	34	208	263	306	400	575
Downtown Detroit and New Center area	132	293	448	454	593	760
Flint area	61	228	260	286	300	450
Grand Rapids area	274	275	350	368	450	625
Jackson area	24	204	250	252	300	400
Kalamazoo area	69	250	317	332	415	600
Kent County (outside of Grand Rapids area)	6	200	250	268	395	400
Lansing area	120	250	300	333	375	667
Livingston County	34	200	259	249	300	345
Macomb County (outside of Mt. Clemens area)	73	250	300	320	350	510
Mid-Michigan area (outside of Lansing area)	23	247	275	269	315	350
Mount Clemens area	32	250	300	307	338	550
Muskegon area	32	195	250	235	300	380
Northern Michigan, Lower Peninsula	55	200	250	274	300	450
Oakland County, north of M-59	56	250	300	318	379	500
Oakland County, south of M-59	545	267	325	354	425	600
Other metro areas	9	175	250	217	250	300
Out state, Lower Peninsula	11	200	225	242	300	400
Southeast Michigan	45	215	262	277	337	450
Southfield	78	250	317	339	400	600
Traverse City area	42	225	279	284	350	450
Upper Peninsula	29	200	250	242	275	350
Wayne County (outside of Detroit)	101	240	283	295	350	425
Western Michigan	45	275	300	323	370	565
Out of State	126	275	366	395	492	700
Total	2213	250	300	338	400	620

Exclude missing data and hourly rates over 5000.

Table 7 Attorney Hourly Billing Rates by Field of Practice

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Administrative Law	52	250	348	359	468	700
Appellate Law	107	250	350	356	435	625
Arbitration/Mediation	84	283	350	357	400	600

Table 7 Attorney Hourly Billing Rates by Field of Practice

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Auto (not lemon) Law	30	235	363	381	495	850
Auto no fault	94	175	225	307	450	650
Bankruptcy, Creditor	47	250	320	336	390	610
Bankruptcy, Debtor	53	250	300	311	400	540
Business/Commercial Litigation	312	300	373	392	450	660
Civil Litigation	408	250	325	351	425	625
Civil Rights	54	250	350	381	450	710
Collections, creditor	48	250	295	288	333	450
Collections, debtor	8	60	200	208	350	400
Condemnation law	8	173	400	333	460	550
Construction law	59	250	325	323	405	540
Consumer law (including lemon law)	27	235	330	330	450	600
Contracts	141	250	325	348	450	600
Corporate and business	318	300	350	380	440	675
Criminal (misdemeanor)	127	200	250	259	300	400
Criminal (felony)	144	250	300	316	400	500
Drivers License Revocation Restoration	20	250	250	275	325	400
Elder Law	73	250	300	304	350	425
Election Law	8	275	375	355	450	585
Employment law (plaintiff)	59	300	400	412	475	650
Employment law (defense)	65	250	325	354	435	580
Entertainment Law	7	200	300	256	350	400
Environmental law	18	300	413	409	490	650
Family law	386	250	300	299	350	450
Foreclosure, debtor	3	40	285	208	300	300
Foreclosure, lender	10	225	275	304	350	550
General Civil	75	225	275	295	350	595
Health & Hospital law	38	350	415	429	525	665
Immigration law	43	200	295	300	350	600
Indian Law	11	75	250	271	400	630
Insurance law (plaintiff)	45	350	450	447	550	700
Insurance law (defense)	99	160	185	201	210	310
Intellectual property	78	335	400	419	480	700
Labor and Employment	80	250	350	364	475	645
Landlord/tenant (commercial)	20	223	250	265	330	388
Landlord/tenant (residential)	59	175	250	228	275	350
Libel, slander and defamation	1	450	450	450	450	450
Marijuana Law	13	275	350	365	420	630
Medical malpractice (plaintiff)	15	350	600	635	900	1200
Medical malpractice (defendant)	18	185	203	249	250	650
Municipal Law	93	165	200	217	250	380

Table 7 Attorney Hourly Billing Rates by Field of Practice

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Veterans and Military Law	3	50	240	180	250	250
Other Civil law	66	250	300	327	400	650
Other Professional Liability	21	225	250	295	350	500
Personal Injury (defendant)	60	173	195	217	225	425
Personal Injury (plaintiff)	96	298	400	425	500	900
Probate litigation	122	275	300	324	385	525
Guardianship & conservatorship	98	250	285	284	350	425
Probate, trust administration	267	250	300	317	350	500
Probate estate planning, wills, and trusts	484	250	300	308	350	490
Product liability	13	250	280	275	400	500
Property Damage	6	165	283	305	500	550
Public benefits	7	45	300	269	450	500
Real Estate	366	250	300	318	370	510
Schools and Education	20	260	290	325	375	585
Securities Law	14	350	375	466	600	1065
Tax Law	73	300	400	419	525	700
Workers' Compensation (employee)	13	250	350	365	400	800
Workers' Compensation (employer)	10	135	145	145	150	185
Total	5197	250	300	330	400	600

Excludes Missing Data and Hourly Billing Rates Over 5000

Table 8 Attorney Hourly Billing Rates by County

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Alcona	2	168	186	186	205	205
Alger	6	183	267	229	300	300
Allegan	55	250	300	316	370	525
Alpena	10	60	184	160	250	300
Antrim	24	200	250	253	321	400
Arenac	5	48	145	107	158	158
Baraga	6	53	204	188	300	325
Barry	13	250	350	321	385	490
Bay	32	156	247	247	300	585
Benzie	14	113	217	220	295	450
Berrien	34	215	300	297	365	550
Branch	9	195	292	220	295	310
Calhoun	37	225	295	302	350	525
Cass	21	200	267	258	310	365
Charlevoix	19	217	280	262	317	425
Cheboygan	9	250	283	280	325	367
Chippewa	7	107	200	184	245	275

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Table 8 Attorney Hourly Billing Rates by County

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Clare	13	267	300	285	315	350
Clinton	53	250	300	301	330	450
Crawford	6	145	241	238	350	400
Delta	6	150	167	181	250	300
Dickinson	7	150	200	200	285	350
Eaton	71	250	300	303	350	500
Emmet	20	208	282	273	321	450
Genesee	109	228	275	292	300	530
Gladwin	5	233	250	257	300	325
Gogebic	1	267	267	267	267	267
Grand Traverse	47	213	275	294	350	450
Gratiot	12	275	300	285	318	425
Hillsdale	11	200	250	253	300	335
Houghton	9	250	267	267	300	350
Huron	5	200	250	242	275	337
Ingham	151	250	300	334	383	640
Ionia	11	258	280	295	375	450
Iosco	2	158	182	182	205	205
Iron	5	47	150	122	180	200
Isabella	21	250	300	278	315	400
Jackson	38	225	250	265	300	440
Kalamazoo	112	250	350	366	450	600
Kalkaska	2	183	204	204	225	225
Kent	338	285	364	374	450	620
Keweenaw	3	57	275	211	300	300
Lake	5	47	180	161	225	308
Lapeer	33	228	250	293	350	585
Leelanau	25	250	300	323	395	463
Lenawee	26	180	250	241	300	350
Livingston	83	250	295	305	350	425
Luce	3	107	200	196	280	280
Mackinac	4	75	178	169	263	275
Macomb	540	250	300	327	393	550
Manistee	10	295	308	401	333	1167
Marquette	16	205	263	261	310	350
Mason	10	207	267	246	308	325
Mecosta	2	158	229	229	300	300
Menominee	3	200	200	233	300	300
Midland	10	267	296	314	350	585
Missaukee	5	47	150	178	300	350
Monroe	29	207	260	265	300	450

Table 8 Attorney Hourly Billing Rates by County

	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
Montcalm	9	200	300	307	375	497
Montmorency	5	47	50	128	250	250
Muskegon	59	213	280	273	325	440
Newaygo	13	183	300	254	325	440
Oakland	1045	250	325	356	425	637
Oceana	11	200	225	246	308	385
Ogemaw	3	158	267	235	280	280
Osceola	5	300	300	297	350	350
Oscoda	2	52	201	201	350	350
Otsego	10	200	238	229	250	270
Ottawa	162	285	340	355	415	595
Presque Isle	2	228	239	239	250	250
Roscommon	6	57	258	221	300	400
Saginaw	45	200	250	279	310	585
Sanilac	11	150	200	192	233	275
Schoolcraft	3	45	183	143	200	200
Shiawassee	20	238	256	307	325	625
St. Clair	32	208	278	286	325	550
St. Joseph	9	200	290	242	295	310
Tuscola	12	164	200	210	263	308
Van Buren	33	250	300	301	375	565
Washtenaw	223	250	325	342	420	600
Wayne	972	250	330	357	425	650
Wexford	11	183	208	256	350	363
Statewide Practice	39	300	350	396	485	710
Out of state practice	130	300	400	410	500	737
Total	5037	250	300	334	400	600

Table 9 Attorney Hourly Billing Rates by Circuit

Circuit/County(s)	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
1 Hillsdale	11	200	250	253	300	335
2 Berrien	34	215	300	297	365	550
3 Wayne	972	250	330	357	425	650
4 Jackson	38	225	250	265	300	440
5 Barry	13	250	350	321	385	490
6 Oakland	1045	250	325	356	425	637
7 Genesee	109	228	275	292	300	530
8 Ionia, Montcalm	20	229	290	300	375	473
9 Kalamazoo	112	250	350	366	450	600
10 Saginaw	45	200	250	279	310	585
11 Alger, Luce, Mackinac, Schoolcraft	16	107	200	192	271	300
12 Baraga, Houghton, Keweenaw	18	180	263	231	300	350
13 Antrim, Grand Traverse, Leelanau	96	221	275	291	350	450
14 Muskegon	59	213	280	273	325	440
15 Branch	9	195	292	220	295	310
16 Macomb	540	250	300	327	393	550
17 Kent	338	285	364	374	450	620
18 Bay	32	156	247	247	300	585
19 Benzie, Manistee	24	200	285	295	321	500
20 Ottawa	162	285	340	355	415	595
21 Isabella	21	250	300	278	315	400
22 Washtenaw	223	250	325	342	420	600
23 Alcona, Arenac, Iosco, Oscoda	21	158	200	189	250	270
24 Sanilac	11	150	200	192	233	275
25 Marquette	16	205	263	261	310	350
26 Alpena, Montmorency	15	48	168	149	250	300
27 Newaygo, Oceana	24	192	268	251	312	385
28 Missaukee, Wexford	16	163	204	232	343	363
29 Clinton, Gratiot	65	250	300	298	330	450
30 Ingham	151	250	300	334	383	640
31 St. Clair	32	208	278	286	325	550
32 Gogebic, Ontonagon	1	267	267	267	267	267
33 Charlevoix	19	217	280	262	317	425
34 Ogemaw, Roscommon	9	158	267	225	280	400
35 Shiawassee	20	238	256	307	325	625
36 Van Buren	33	250	300	301	375	565
37 Calhoun	37	225	295	302	350	525
38 Monroe	29	207	260	265	300	450
39 Lenawee	26	180	250	241	300	350

CONTINUED ON NEXT PAGE >

Table 9 Attorney Hourly Billing Rates by Circuit						
Circuit/County(s)	Number	25 th Percentile	Median	Mean	75 th Percentile	95 th Percentile
40 Lapeer	33	228	250	293	350	585
41 Dickinson, Iron, Menominee	15	150	200	181	200	350
42 Midland	10	267	296	314	350	585
43 Cass	21	200	267	258	310	365
44 Livingston	83	250	295	305	350	425
45 St. Joseph	9	200	290	242	295	310
46 Crawford, Kalkaska, Otsego	8	163	204	230	325	400
47 Delta	6	150	167	181	250	300
48 Allegan	55	250	300	316	370	525
49 Mecosta, Osceola	7	183	300	277	350	350
50 Chippewa	7	107	200	184	245	275
51 Lake, Mason	15	155	225	218	308	325
52 Huron	5	200	250	242	275	337
53 Cheboygan, Presque Isle	11	228	280	273	325	367
54 Tuscola	12	164	200	210	263	308
55 Clare, Gladwin	18	233	300	277	315	350
56 Eaton	71	250	300	303	350	500
57 Emmet	20	208	282	273	321	450
84 Statewide Practice	39	300	350	396	485	710
85 Out Of State Practice	130	300	400	410	500	737
Total	5037	250	300	334	400	600