
EXHIBIT C

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

LORI BILEWICZ, <i>et al.</i> ,)	
and all others similarly situated,)	
)	
Plaintiffs,)	Civil Action No. 13-10636-DJC
vs.)	
)	
FMR LLC; FMR LLC INVESTMENT)	
COMMITTEE;)	
and John and Jane Does 1-25,)	
)	
Defendants.)	
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AIDEN YEAW, ALEX C. BROWN,)	
and all others similarly situated,)	
)	
Plaintiffs,)	Civil Action No. 14-10035-DJC
vs.)	
)	
FMR LLC; FMR LLC RETIREMENT)	
COMMITTEE;)	
and John and Jane Does 1-25,)	
)	
Defendants.)	
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DECLARATION OF MARK T. JOHNSON IN SUPPORT OF PLAINTIFFS'
MOTION FOR AN AWARD OF REASONABLE ATTORNEYS' FEES AND COSTS

I Mark T. Johnson, declare as follows:

1. I am an attorney licensed to practice in the state of California and am admitted *pro hac vice* to the District of Massachusetts for this case. I am an attorney with the law firm of Schneider Wallace Cottrell Konecky Wotkyns LLP (“SWCKW”). I have personal knowledge of the facts stated in this declaration. I submit this declaration in support of Plaintiffs’ request for attorneys’ fees, as set forth in Plaintiffs’ motion for an award of reasonable attorneys’ fees.

2. My firm is counsel of record and one of four firms representing the Plaintiffs in this consolidated class action. A firm profile, including a description of the background, experience and qualifications of the firm’s attorneys having primary responsibility for working on this case, was previously submitted to the Court as Exhibit D to the Declaration of Gregory Y. Porter in support of Plaintiffs’ motion for an order consolidating these actions, conditionally certifying the settlement class, preliminarily approving the Settlement and related relief. Dkt. No. 54-4. By its Order of July 10, 2014, (Dkt. No. 59), this Court appointed Plaintiffs’ counsel, including SWCKW and its attorneys of record, Class Counsel for the Settlement Class.

3. In the prosecution of this case, SWCKW and the other firms representing Plaintiffs maintained a “co-lead” relationship and shared responsibility for the various activities and projects that were undertaken before bringing the case to proposed resolution through the Class Settlement. During the course of the litigation, SWCKW took care to avoid duplication of efforts and unnecessary work on the case. Although four senior attorneys with SWCKW devoted time to this case, they handled different tasks or were involved at different stages of the proceedings. For example, partners Todd Schneider and Garrett Wotkyns were heavily involved in case development and settlement negotiations, while Michael McKay and the undersigned were involved in the drafting of pleadings and researching and briefing of issues raised in motion practice.

4. The total number of hours reasonably expended on this litigation by my firm from inception through August 20, 2014 is 743.85 hours. The total lodestar for my firm at current hourly rates is \$456,555.

5. The summary billing report for SWCKW in this case, which includes the name and position of each person who worked on the case, his or her hourly billing rate, the number of hours he or she worked on the case, and his or her lodestar, is attached hereto as Exhibit A. This summary is based upon contemporaneous time records that were entered by each individual into a computerized timekeeping system that is used by our firm for recording time expended on each of our cases. Should the Court desire to review SWCKW's detailed individual time entries in considering Plaintiffs' motion for an award of reasonable attorneys' fees, they can be made available.

6. SWCK sets the billing rates for its attorneys and other legal workers on an annual basis in a manner designed to assure that those rates are commensurate with the rates charged by attorneys with similar levels of education, skill and experience in the San Francisco Bay Area. In so doing, the firm familiarizes itself with those rates by discussing fees with other attorneys and engaging in informal surveys of current rates charged, by reviewing surveys and articles on attorney fees published in legal newspapers and treatises and by reviewing recent attorney fee applications and awards in other cases. I believe that the hourly rates reflected in Exhibit A are consistent with the rates that would be charged in the marketplace for the same work by attorneys with the same level of experience and that would be or have been approved by local federal and state courts.

7. In planning for the funding of this case, each of the three firms serving as Class Counsel agreed to utilize and contribute to a litigation fund from which expenses would be paid, to be managed by the firm of Levin, Papantonio, Thomas, Mitchell, Rafferty & Proctor. The litigation-related expenditures from this fund for which Plaintiffs seek reimbursement from the Settlement Fund are described in the Declaration of Peter J. Mougey. Although SWCKW contributed to that

fund, it also incurred additional litigation costs for which it has not yet been reimbursed. SWCKW also incurred some litigation costs in the Yeaw matter before consolidation. The litigation expenses paid directly by SWCKW in the two actions are set forth in Exhibit B to this declaration—a total of \$16,195.72.

8. A detailed itemization of all of the above-described costs as well as invoices and other supporting documentation, are available for each of the individual costs and expenses on which the above-summary is based, should the Court wish to review them.

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

Executed on August 20, 2014 in San Francisco, California.

/s/ Mark T. Johnson

EXHIBIT A

Bilewicz v. FMR, Fidelity Investments

(08/27/2012 - 08/04/2014)

TIME KEEPER	RATE	TIME	CHARGES
Partners			
Konecky, Joshua (JGK)	\$700	18.40	\$12,880.00
Schneider, Todd (TMS)	\$750	127.10	\$95,325.00
Wotkyns, Garrett (GWW)	\$700	241.80	\$169,260.00
Of Counsel / Associates			
Johnson, Mark (MTJ)	\$700	91.30	\$63,910.00
McKay, Michael (MCM)	\$550	122.10	\$67,155.00
Poppler, A. Chowning (ACP)	\$475	0.10	\$47.50
Van Zanen, Patrick (PJZ)	\$550	52.00	\$28,600.00
Law Clerks / Paralegals			
Bates, Kyle (KGB)	\$250	29.15	\$7,287.50
Greenlee, Charles (CRG)	\$200	0.40	\$80.00
Gueorguieva, Eugenia (EPG)	\$175	0.80	\$140.00
Hwang, John (JGH)	\$200	0.30	\$60.00
Litwin, Geoff (GCL)	\$200	7.00	\$1,400.00
Poletaeva, Yuliana (YIP)	\$175	2.80	\$490.00
Williams, Clarence (CDW)	\$200	49.60	\$9,920.00
Grand Total		743.85	\$456,555

EXHIBIT B

Bilewicz v. FMR LLC
Yeaw v. FMR LLC

Expense	Amount
Commercial Copies	\$794.00
Computer Research (Legal)	\$1,168.04
Court Fees	
Court Reporters/Transcripts	
Database Services	
Document Management	
Experts/Consultants	\$2,320.73
Filing Fees	
Internal Copies	
License Fees	
Mediation Services	\$4,413.75
Messenger	
Miscellaneous	\$184.26
Postage/Express Delivery	\$16.18
Process Service	
Telephone/Facsimile	
Travel (Air fare, ground travel, meals, lodging)	\$7,298.76
TOTAL	\$16,195.72