

1 Stanley Saltzman (State Bar No. 90058)  
 ssaltzman@marlinsaltzman.com  
 2 Marcus Bradley (State Bar No. 174156)  
 mbradley@marlinsaltzman.com  
 3 Christina A. Humphrey (State Bar No. 226326)  
 chumphrey@marlinsaltzman.com  
 4 Kiley L. Grombacher (State Bar No. 245960)  
 krombacher@marlinsaltzman.com  
 5 **MARLIN & SALTZMAN, LLC**  
 29229 Canwood Street, Suite 208  
 6 Agoura Hills, California 91301  
 (818) 991-8080  
 7 (818) 991-8081 (facsimile)  
 8

9 Attorneys for Plaintiff Alicia Harris  
 10 \* *Additional Plaintiff's Counsel Listed on Following Page*

11 **UNITED STATES DISTRICT COURT**  
 12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

13 ALICIA HARRIS, as an individual and on  
 14 behalf of all others similarly situated,

15 Plaintiff,

16 vs.

17 VECTOR MARKETING CORPORATION, A  
 PENNSYLVANIA CORPORATION; AND  
 18 DOES 1 THROUGH 20, INCLUSIVE,

19 Defendants.

Case No.: CV 08 5198 EMC

**DECLARATION OF SHERRY JUNG IN  
 SUPPORT OF MOTION FOR APPROVAL  
 OF ATTORNEYS' FEES**

Date: August 10, 2011  
 Time: 10:30 a.m.  
 Ctrm.: C, 15<sup>th</sup> Floor  
 JUDGE: Hon. Edward M. Chen

**ADDITIONAL PLAINTIFF'S COUNSEL**

1  
2  
3 Louis Marlin (State Bar No. 54053)  
4 louis.marlin@marlinsaltzman.com  
5 **MARLIN & SALTZMAN, P.C.**  
6 3200 El Camino Real, Suite 100  
7 Irvine, CA 92602  
8 (714) 669-4900  
9 (714) 669-4750 (facsimile)

10 Daniel H. Chang (State Bar No. 183803)  
11 dchang@diversitylaw.com  
12 Larry W. Lee (State Bar No. 228175)  
13 lwlee@diversitylaw.com

14 **DIVERSITY LAW GROUP, A Professional Corporation**  
15 444 S. Flower Street  
16 Citigroup Center · Suite 1370  
17 Los Angeles, California 90071  
18 (213) 488-6555  
19 (213) 488-6554 facsimile

20 Sherry Jung, Esq. (State Bar No. 234406)  
21 sherryj23@hotmail.com  
22 **LAW OFFICES OF SHERRY JUNG**  
23 444 S. Flower Street  
24 Citigroup Center · Suite 1370  
25 Los Angeles, California 90071  
26 (213) 488-6555  
27 (213) 488-6554 facsimile  
28

**DECLARATION OF SHERRY JUNG**

I, Sherry Jung, declare as follows:

1. I am an individual over the age of 18. I am one of the attorneys of record for Plaintiff Alicia Harris and the certified class (hereinafter referred to as “Plaintiff”). I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. Based on my review of all relevant data and information in this case, it is my belief that the settlement reached in this matter is fair, reasonable and adequate.

3. Attached hereto as Exhibit “A” is a copy of the hours I have spent on this case.

4. For this case, my billing rate was \$400 per hour. I have been approved as Class Counsel in various matters, including most recently in *Garcia v. RGIS et al*, LASC Case No. BC 425624.

5. My qualifications are as follows: I received my *Juris Doctorate* from University of California Los Angeles School of Law in 2004. After graduation, I worked for the Law Offices of Arnold B. Abrams, representing plaintiffs in various personal injury and business litigation matters for approximately two years. Thereafter, I joined the firm of TennerJohnson, LLP, where my practice focused on business transactions and business litigation matters, including but not limited to, counseling clients on, and defending and prosecuting, matters related to various consumer protection statutes and employment law statutes. In February of 2009, I established my own practice, focusing on representing Plaintiffs on consumer protection and wage and hour matters.

6. Having worked at two small firms, and then establishing my own practice early on in my career, I have had a great deal more responsibility and experience in exercising discretion than attorneys with the same number of years experience at mid-to-large size firms. I routinely engaged in negotiations with attorneys who have practiced many more years than I have.

7. I am also currently involved in several other active wage and hour class action cases in both state and federal court.

8. To date, my firm has billed approximately 295.9 hours on this matter. Based on my billing rate of \$400 per hours, this amounts to approximately \$118,360 in attorneys’ fees incurred in this action.



# **EXHIBIT A**

**TO DECLARATION  
OF SHERRY JUNG**

DATE	MATTER	TIME
3/23/2009	Research re: Ins. Code 650 & direct sales exemption; Confer w/ LWL re: same	4.50
3/24/2009	Further research re unemployment insurance code 650 and direct sales exemptions; draft memo re same	6.30
3/27/2009	Finalize memo re direct sales exemption	4.30
3/30/2009	Review Mediation Brief	0.30
3/30/2009	Review emails from Larry re: Med. Brief & Mediation issues	0.30
3/30/2009	Confer w/ Larry re: Mediation	1.50
3/31/2009	Prep. & attend Mediation	3.90
4/2/2009	Review and revise motion for conditional certification	3.60
4/5/2009	Research re: New case Fed-Ex Law; Confer w/ Larry	2.20
4/6/2009	Further revise motion for conditional certification	2.70
4/7/2009	Review and revise tolling agreement; confer with LWL re same	0.50
4/18/2009	Research re independent contractor issues re MSJ	4.10
5/4/2009	Further research re independent contractor issues	6.40
5/21/2009	Further research re independent contractor issues	5.70
6/5/2009	Review defendant's MSJ and supporting documents for same	5.30
6/6/2009	Further review supporting documents and declarations re Defendant's MSJ	6.60
6/8/2009	Review email re: stip; Revise correspondence; Confer w/ LWL re: same; Draft add. revisions	1.40
6/10/2009	Draft email to John Lien re: discovery service; Confer w/ LWL re: same	0.40
6/10/2009	Review deposition transcripts in preparation of researching and drafting opposition to MSJ	4.40
6/11/2009	Further review deposition transcripts re MSJ	4.80
6/11/2009	Review emails btw. LWL & John Lien re: discovery; Confer w/ LWL re: same	0.50
6/12/2009	Phone calls w/ LWL re: MSJ; Review and revise Opp. to MSJ; Review emails & confer w/ LWL re: same	8.30
6/13/2009	Legal research re Labor Code sections 203 and 226 re MSJ	4.50
6/13/2009	Further revise opposition to MSJ	5.30
6/14/2009	Phone calls w/ LWL re: MSJ	0.30
6/14/2009	Further revise opposition to MSJ	7.60
6/15/2009	Further revise opposition to MSJ; legal research re same	8.40
6/16/2009	Further revise opposition to MSJ; confer with LWL re same	8.10
6/17/2009	Further revise opposition to MSJ	3.30
6/22/2009	Draft depo outline for third party witnesses; review documents in connection with same	6.80
6/25/2009	Further draft depo outlines	6.30
6/27/2009	Confer & review w/ LWL re: Depo outlines	2.40
6/28/2009	Revise depo outlines for third party witnesses	4.70
6/29/2009	Review Ex Parte Application & review emails re: stipulation	1.60

6/29/2009	Confer w/ LWL re: deposition status	0.60
6/30/2009	Confer w/ LWL re: deposition status	0.40
6/30/2009	Review email re: stip; Review stip	0.50
7/1/2009	Review emails re: stip	0.20
7/2/2009	Review emails from Larry re: depo.; Confer w/ LWL re: same	0.30
7/7/2009	Further draft third party depo outlines	3.70
7/8/2009	Review emails from LWL / Zaimes re: depositions	0.50
7/8/2009	Confer w/ LWL re: Downey / Attaway	0.60
7/9/2009	Confer w/ LWL re: downey subpoena (district court issue)	1.40
7/12/2009	Review 3rd party depo transcripts in preparation for drafting supplemental MSJ opposition	5.10
7/13/2009	Draft supplemental MSJ opposition	6.30
7/14/2009	Legal research re supplemental brief	3.80
7/15/2009	Further draft supplemental brief re MSJ opposition	4.90
7/16/2009	Review 3rd party depo transcripts	3.30
7/18/2009	Review 3rd party depo transcript	3.70
7/19/2009	Further draft supplemental brief re MSJ opposition; legal research re same	6.70
7/20/2009	Review and revise depo outline for 3rd party witness	3.90
7/22/2009	Review depo transcripts for 3rd party witnesses	5.60
7/23/2009	Revise supplemental brief	4.70
8/10/2009	Revise amended complaint	1.10
8/20/2009	Review defendant's reply brief re MSJ	3.60
8/23/2009	Prepare notes and arguments for MSJ hearing for LWL	3.40
8/24/2009	Review and revise motion to amend complaint	1.70
9/4/2009	Review opinion; Confer w/ LWL re: same	2.40
9/9/2009	Review emails re: discovery & re: summary judgement	0.40
9/13/2009	Review and revise motion to compel	2.40
10/14/2009	Review defendant's motion re appeal; legal research re same	4.10
10/20/2009	Review and revise opposition to ex parte	1.30
10/22/2009	Draft opposition to motion re appeal; further research re same	2.80
10/26/2009	Review and revise opposition to motion re appeal; confer with LWL re same	3.50
11/15/2009	Review training videos produced by defendant	3.70
11/29/2009	Review and revise motion to amend	1.80
4/7/2010	Phone call with Class members	1.80
4/8/2010	Review emails from Class members	1.40
4/9/2010	Phone call with Class members	1.70
4/12/2010	Phone call and email with Class members	2.10
4/14/2010	Phone call and email with Class members	2.40
4/15/2010	Phone call and email with Class members	1.60
4/19/2010	Phone call and email with Class members	2.60
4/20/2010	Phone call and email with Class members	2.10
4/21/2010	Phone call and email with Class members	1.80

4/22/2010	Phone call and email with Class members	1.50
4/23/2010	Phone call and email with Class members	1.70
5/3/2010	Phone call with Class members	1.20
5/4/2010	Phone call with Class members	0.80
6/4/2010	Phone call with Class members	4.10
6/7/2010	Phone call with Class members	3.60
6/8/2010	Phone call with Class members	4.90
6/9/2010	Phone call with Class members	2.20
6/10/2010	Phone call with Class members	1.30
6/14/2010	Phone call with Class members	2.40
6/15/2010	Phone call with Class members	2.10
6/16/2010	Phone call with Class members	1.30
6/18/2010	Phone call with Class members	1.80
9/14/2010	Review class member depo transcripts for class certification motion	4.70
9/16/2010	Further review class member depo transcripts	5.10
9/21/2010	Further review class member depo transcripts	5.40
9/22/2010	Review class certification motion; draft declaration in support of same	3.10
2/16/2011	Phone call with Class members	2.40
2/21/2011	Phone call with Class members	1.80
5/30/2011	Review records and documents for motion for fees; draft declaration re same	1.30
	TOTAL	295.90