

REGINA THOMPSON, on behalf of herself  
and others similarly situated,

Plaintiff,

vs.

TRAVELERS INDEMNITY COMPANY,  
ST. PAUL PROTECTIVE INSURANCE  
COMPANY, and ABC Corporation (1-100),

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY

DOCKET NO.: MID-L-002108-23

CIVIL ACTION

**DECLARATION OF JAMES C. SHAH IN SUPPORT OF PLAINTIFF’S MOTION FOR  
ATTORNEYS’ FEES AND COSTS AND CLASS REPRESENTATIVE AWARDS**

I, James C. Shah, hereby declare as follows:

1. I am one of the counsel of record for Plaintiffs and the Settlement Class in the captioned action. I respectfully submit this Declaration in support of Plaintiff’s Motion for Attorneys’ Fees and Costs and Class Representative Awards. I am one of the attorneys that have worked on this action and, if called upon as a witness, could competently testify to the contents of this Declaration.

2. I am a Partner at Miller Shah, LLP (“Miller Shah” or the “Firm”). Miller Shah is a results-driven law firm that is focused on delivering the highest level of service possible to our clients throughout the globe. The Firm has offices in California, Connecticut, Florida, New Jersey, New York, Pennsylvania, and Milan, Italy. The firm specializes in all types of complex litigation, including wage and hour litigation at the state and federal level. Its attorneys have

extensive experience in, *inter alia*, unlawful employment practices, consumer protection, defective products litigation, antitrust, securities, *qui tam*, false claims and whistleblower litigation. Miller Shah has the experience, resources, and expertise to successfully prosecute complex actions, including experience litigating numerous cases involving employment and wage and hour litigation. See [www.millersshah.com](http://www.millersshah.com).

3. I joined Miller Shah as a Partner in 2002. I began working at Pelino & Lentz, P.C. in Philadelphia, Pennsylvania during the Summer of 1996. I am admitted to practice law in the states of California, New Jersey, New York, the Commonwealth of Pennsylvania and Wisconsin, as well as numerous federal courts, including the United States District Courts for the Southern, Northern, Central and Eastern Districts of California; the District of Connecticut, Eastern District of Pennsylvania, District of New Jersey and Eastern District of Wisconsin; and the United States Court of Appeals for the Second Circuit, Third Circuit, Ninth Circuit and Eleventh Circuit, as well as the United States Supreme Court. In addition to these courts and jurisdictions, I have worked on cases with local and co-counsel nationwide and internationally. I concentrate my practice on consumer and *qui tam* litigation, as well as complex commercial and employment matters. I earned my undergraduate degree in Political Science from the University of Oregon and my law degree from Temple University School of Law.

4. I routinely present/speak at national conferences on class action practice and complex litigation matters.

5. Miller Shah has a lengthy history of representing consumers, employees, businesses and other clients in class actions and other commercial litigation. A representative sample of the Firm's consumer cases in which I served as lead or co-lead counsel includes the following:

- Co-Lead Counsel: *In re: Caterpillar, Inc. C13 and C15 Engine Products Liability Litigation*, MDL No. 2540 (D.N.J.) (Hon. Chief Judge Jerome B. Simandle) (\$60 million common fund settlement of claims involving defective diesel emissions control technology);
- Co-Lead Counsel: *Q+Food v. Mitsubishi Fuso Truck of America, Inc.* (D.N.J.), 3:14-cv-06046 (Hon. Douglas E. Arpert) (\$17.5 million common fund settlement of claims involving defective diesel emissions control technology);
- Co-Lead Counsel: *Rodman v. Safeway, Inc.*, (N.D. Ca.), 3:11-cv-03003 (Hon. Jon S. Tigar) (\$43 million damages judgment involving overcharges for groceries delivered to homes);
- Co-Lead Counsel: *In re: Ford Motor Co. Spark Plug and 3-Valve Engine Products Liability Litigation* (N.D. Oh.), 1:12-md-02316 (Hon. Benita Y. Pearson) (nationwide settlement of engine defect claims);
- Co-Lead Counsel: *In re Land Rover LR3 Tire Wear Products Liability Litig.*, MDL No. 2008 (C.D. Cal.) (Hon. Andrew J. Guilford) (nationwide settlement of alignment defect claims);
- Co-Lead Counsel: *In re: Michelin North America, Inc. PAX System Marketing and Sales Practices Litigation*, MDL No. 1911 (D. Md.) (Hon. Robert W. Titus) (nationwide settlement of vehicle defect claims);
- Co-Lead Counsel: *Chandran v. BMW of North America, LLC, et al.*, Case No. 2:08-CV-02619 (D.N.J.) (Hon. Katharine S. Hayden) (nationwide settlement of tire defect claims);
- Plaintiffs' Steering Committee: *In re Whirlpool Corp. Front Loading Washer Products Liability Litigation*, MDL No. 2001 (N.D. Oh.) (Hon. Christopher A. Boyko) (nationwide settlement of washing machine defect claims);
- Co-Lead Counsel: *Henderson, et al. v. Volvo Cars of N.A., LLC*, 2:09-cv-04146 (D.N.J.) (Hon. Claire C. Cecchi) (nationwide settlement of defective transmission claims);
- Plaintiffs' Steering Committee: *In re: Dial Complete Marketing and Sales Practices Litigation*, MDL 2263 (D.N.H.) (Hon. Steven J. McAuliffe) (nationwide settlement of consumer claims);
- Co-Lead Counsel: *In re: LG Front Load Washing Machine Class Action Litig.*, 2:08-cv-00051 (D.N.J.) (Hon. Madeline Cox Arleo) (nationwide settlement of washing machine defect claims);

- Plaintiffs' Steering Committee: *In re: MI Windows and Doors Inc. Products Liability Litigation*, MDL 2333 (D.S.C.) (Hon. David C. Norton) (nationwide settlement of window defect claims);

- Co-Lead Counsel: *D'Andrea v. K. Hovnanian, et al.*, L-734-06 (Sup. Ct. NJ) (Hon. Jean B. McMaster) (\$21 million common fund settlement of claims involving defective HVAC systems);

- Co-Lead Counsel: *Koertge, et al. v. LG Electronics USA, Inc.*, No. 2:12-cv-6204 (D.N.J.) (Hon. Jose L. Linares) (nationwide settlement of stereo defect claims);

- Co-Lead Counsel: *Leiner v. Johnson & Johnson Consumer Companies, Inc.*, 15-cv-5876 (N.D. Ill.) (Hon. Elaine E. Bucklo) (nationwide settlement of false advertising claims);

- Co-Lead Counsel: *Gay v. Tom's of Maine, Inc.*, 14-cv-60604 (S.D. Fl.) (Hon. Chief Judge K. Michael Moore) (nationwide settlement of false advertising claims);

- Co-Lead Counsel: *Trewin v. Church & Dwight Co., Inc.*, 3:12-cv-01475 (D.N.J.) (Hon. Michael A. Shipp) (nationwide settlement of false advertising claims); and

- Lead Counsel: *Shorewest Realtors, Inc. v. Journal Sentinel, Inc.* (Milwaukee Count Cir. Ct.) (Hon. Richard J. Sankovitz) (nationwide settlement of circulation overstatement claims against newspaper).

6. Additionally, I am actively involved in litigation involving the False Claims Act, having just served as co-lead trial counsel and obtaining a \$290,000,000 trial verdict. *See United Staes ex rel and Sarah Behnke v. CVS Caremark Corporation et al.*, (E.D. Pa. June 25, 2025), 2025 WL 1758623. In the aggregate, my Firm has obtained more than 1,000,000,000 in connection with recoveries under the False Claims Act.

7. My Firm was actively involved in all aspects of the litigation, including (1) investigating the potential claims; (2) participating in draft pleadings; (3) engaging in settlement negotiations and participating in the mediation process; and (4) assisting with the settlement papers.

8. Miller Shah undertook this matter entirely on a contingent basis and was responsible for advancing all costs and expenses in the prosecution of this matter. Any fees earned and reimbursement of expenses in this matter will be limited to such amounts as may be awarded by the Court.

9. All attorneys, paralegals, and staff at Miller Shah maintain contemporaneous time records reflecting their time spent on this case. The information in this Declaration regarding the Firm's time and expenses is taken from time and expense reports and supporting documentation prepared and maintained by Miller Shah in the ordinary course of business.

10. To date, the attorneys and paralegals from my Firm have performed 118.90 hours of work in this matter. Additionally, my Firm has incurred out-of-pocket expenses (primarily consisting of mediation and filing fees) in the sum of \$6,256.94.

11. The schedule below reports the time spent by the Firm's attorneys, paralegals, and staff in this case from inception until March 18, 2026. The hourly rates for the partners, attorneys, and professional support staff in the Firm are the same as the usual and customary hourly rates used for their services in other contingent matters. The hours below do not include the time related to the preparation of this Declaration and the motion it supports. A spreadsheet detailing more specific categories of time for the timekeepers is attached hereto as Exhibit A.

<b>LODESTAR</b>			
<b>User</b>	<b>Hours</b>	<b>Rate</b>	<b>Amount</b>
Betsy Ferling	1.6	\$275	\$440.00
James Shah	49.8	\$1,250	\$62,250.00
John Roberts	26.6	\$650	\$17,290.00
Mark Xiao	12	\$600	\$7,200.00
Rory Confino-Pinzon	18.7	\$250	\$4,675.00
Sue Moss	10.2	\$350	\$3,570.00
<b>Total</b>	118.90		\$95,425.00

<b>EXPENSES</b>	
<b>Description</b>	<b>Amount</b>
Computer Research/Access	\$10.54
Process Server	\$419.00
Mediation Fees	\$4,587.70
Filing Fees	\$402.00
<b>Total</b>	\$6,256.94

12. While making adjustments to track market increases, Miller Shah's rates have steadily remained reasonable and competitive, and have been consistently approved by many federal and state courts over the past several years. *See, e.g., In re Seroquel XR (Extended Release Quetiapine Fumarate) Antitrust Litig.*, (D. Del.) Civil Action No., 1:20-cv-01076-CFC [Dkt 891-2025]; *Reed, et al. v. MedStar Health Inc, et al.*, (D.Md.), Case Number 1:20-cv-01984, [Dkt.

135]; *In re Biogen, Inc. ERISA Litig.*, (D. Mass.), Case No. 1:20-cv-11325-DJC [Dkt. 128]; *Clark, et. al v. Beth Israel Deaconess Med. Ctr.*, (D. Mass.), Case No. 1:22-cv-10068-DJC [Dkt. 73]; *Weckwerth, et al. v. Nissan North America, Inc.*, Case No. 3:18-cv-00588 (M.D. Tenn., Mar. 10, 2020); *Martinez. et al. v. Nissan North America, Inc.*, Case No. 3:22-cv-00354 (M.D. Tenn., Mar. 23, 2023) [Dkt. 87]; *Caves v. Walgreen Co.*, Case No. 2:18-cv-02910-MCE-DB (E.D. Cal. Jan 5, 2023) [Dkt. 133]; *Riaubia v. Hyundai Motor America, Inc.*, Case No. 2:16-cv-05150- CDJ (E.D. Pa. Dec. 20, 2019) [Dkt. 65]; *In re Comcast Corp. Set-Top Cable Television Box Antitrust Litig.*, Case No. CV 09-MD-2034, 2019 WL 4645331 (E.D. Pa. Sept. 24, 2019); *In re: Caterpillar, Inc. C13 and C15 Engine Products Liability Litigation*, MDL No. 2540 (D.N.J.) [Dkt. 54]; *Q+Food v. Mitsubishi Fuso Truck of America, Inc.* (D.N.J.), Case No. 3:14-cv-06046 [Dkt. 70]; *In re: Ford Motor Co. Spark Plug and 3-Valve Engine Products Liability Litigation*, Case No. 1:12-md-02316-BYP (N.D. Oh. 2016) [Dkt. 122]; *Heba v. Comcast Corp.*, Case No. 000471 (C.C.P. Phila 2016).

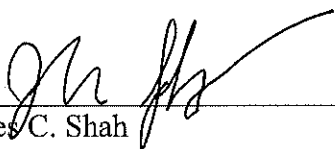
13. Recently, Miller Shah's rates were approved by the Court of Common Pleas (Philadelphia County) in a wage and hour class action that was settled after the commencement of trial. *See Latisha Reed and Nadine Pierre v. Bayada Home Health Care, Inc.*, Court of Common Pleas of Philadelphia, Case No. 160800491.

14. I fully support the proposed settlement in this matter and believe it is fair, reasonable, and in the best interest of the class. My view is based on my understanding of the claims and the risks associated with establishing liability and damages and certifying a class in this case, balanced against the relief achieved by the settlement.

15. Miller Shah has vigorously and competently represented the interests of the members of the settlement class in this action and will continue to fulfill its duties to the class.

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

Executed this 30<sup>th</sup> day of March, 2026.

  
James C. Shah