

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

KEVIN L. DOUGHERTY, Individually)	Civ. No. 2:16-cv-10089-AJT-RSW
and on Behalf of All Others Similarly)	
Situated,)	<u>CLASS ACTION</u>
)
Plaintiff,)	DECLARATION OF COREY D.
)
vs.)	HOLZER FILED ON BEHALF OF
)
ESPERION THERAPEUTICS, INC., et)	HOLZER & HOLZER, LLC IN
al.,)	SUPPORT OF APPLICATION FOR
)
Defendants.)	AWARD OF ATTORNEYS' FEES
)
_____)	AND EXPENSES

I, Corey D. Holzer, declare as follows:

1. I am a member of the firm of Holzer & Holzer, LLC. I am submitting this declaration in support of my firm's application for an award of attorneys' fees and expenses/charges ("expenses") in connection with services rendered in the above-entitled action.
2. This firm is additional counsel of record for plaintiff Kevin Dougherty and Lead Plaintiff Walter Minett.
3. The information in this declaration regarding the firm's time and expenses is taken from time and expense printouts and supporting documentation prepared and maintained by the firm in the ordinary course of business. I am the partner who oversaw and conducted the day-to-day activities in the litigation. I reviewed these printouts (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries on the printouts as well as the necessity for, and reasonableness of, the time and expenses committed to the litigation. As a result of this review, reductions were made to both time and expenses in the exercise of billing judgment. As a result of this review and the adjustments made, I believe that the time reflected in the firm's lodestar calculation and the expenses for which payment is sought as set forth in this declaration are reasonable in amount and were necessary for the effective and efficient prosecution and resolution of the litigation. In

addition, I believe that the expenses are all of a type that would normally be charged to a fee-paying client in the private legal marketplace.

4. After the reductions referred to above, the number of hours spent on this litigation by my firm is 98.75. A breakdown of the lodestar is provided in Exhibit A. The lodestar amount for attorney time, based on the firm's current rates, is \$81,531.25. The hourly rates shown in Exhibit A are the usual and customary rates set by the firm for each individual.

5. My firm seeks an award of \$358.50 in expenses and charges in connection with the prosecution of the litigation. Those expenses and charges are summarized by category in Exhibit B.

6. The following is additional information regarding certain of these expenses:

(a) Photocopies: \$25.25. In connection with this case, the firm made 101 in-house photocopies, charging \$0.25 per copy for a total of \$25.25. The number of photocopies are entered into a log when made.

(b) Online Legal and Financial Research: \$333.25. This category includes vendors such as Westlaw. These resources were used to obtain access to SEC filings, factual databases, legal research and for cite-checking of briefs. This expense represents the expense incurred by Holzer & Holzer, LLC for use of these

services in connection with this litigation. The charges for these vendors vary depending upon the type of services requested.

7. The expenses pertaining to this case are reflected in the books and records of this firm. These books and records are prepared from receipts, expense vouchers, check records and other documents and are an accurate record of the expenses.

8. The identification and background of my firm and its partners is attached hereto as Exhibit C.

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

Executed this 14th day of June, 2021, at Atlanta, Georgia.



COREY D. HOLZER

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on July 19, 2021, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

s/Ellen Gusikoff Stewart

ELLEN GUSIKOFF STEWART

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Mailing Information for a Case 2:16-cv-10089-AJT-RSW Dougherty v. Esperion Therapeutics, Inc. et al

Electronic Mail Notice List

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)

EXHIBIT A

EXHIBIT A

Dougherty v. Esperion Therapeutics, Inc., et al.

HOLZER & HOLZER, LLC

Inception through March 22, 2021

<i>NAME</i>		<i>HOURS</i>	<i>RATE</i>	<i>LODESTAR</i>
Corey D. Holzer	(P)	61.25	\$875	\$53,593.75
Marshall P. Dees	(P)	37.50	\$745	\$27,937.50
<i>TOTAL</i>		<i>98.75</i>		<i>\$81,531.25</i>

(P) Partner

EXHIBIT B

EXHIBIT B

Dougherty v. Esperion Therapeutics, Inc., et al.

HOLZER & HOLZER, LLC

Inception through March 22, 2021

<i>CATEGORY</i>		<i>AMOUNT</i>
Photocopies		
In-House: (101 copies at \$0.25 per page)		\$25.25
Online Legal and Financial Research		\$333.25
<i>TOTAL</i>		<i>\$358.50</i>