

EXHIBIT 1

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

<p>KATHLEEN TUCKER, <i>et al.</i>, on behalf of themselves and all others similarly situated,</p> <p style="text-align: center;">Plaintiffs,</p> <p>v.</p> <p>MARIETTA AREA HEALTH CARE, INC. D/B/A MEMORIAL HEALTH SYSTEM,</p> <p style="text-align: center;">Defendant.</p>	<p>Case No. 2:22-cv-00184-SDM-EPD</p> <p>Judge Sarah D. Morrison</p> <p>Magistrate Judge Elizabeth P. Deavers</p>
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**DECLARATION OF TERENCE R. COATES IN SUPPORT OF PLAINTIFFS’
MOTION FOR ATTORNEYS’ FEES, EXPENSES, AND CLASS REPRESENTATIVE
SERVICE AWARDS**

I, Terence R. Coates, hereby state that the following is true and accurate and based on my personal knowledge:

1. I am the managing partner of the law firm Markovits, Stock & DeMarco, LLC (“MSD”). I am a member of Class Counsel for Plaintiffs in this matter along with Joseph M. Lyon from the Lyon Firm, LLC, Gary E. Mason from Mason, LLP, and Jeffery S. Goldenberg of Goldenberg Schneider LPA. I have monitored my firm’s and the other Plaintiffs’ firms’ participation in this matter from 2022 to the present. I have reviewed my firm’s detailed time entries and detailed expenses and can confirm that each are valid, incurred in the ordinary course of business, and were expended in this matter to assist in achieving the Settlement Fund. I have also confirmed with Messrs. Lyon, Mason and Goldenberg that they have detailed time entries and receipts supporting the lodestar and expenses totals that are included in Exhibits A and B to this

Declaration. The contents of this Declaration are based upon my own personal knowledge, my experience in handling many class action cases, and the events of this litigation.

2. As a member of Class Counsel, my firm has been centrally involved in all aspects of this litigation from the initial investigation to the present. Class Counsel and MHS's counsel are experienced in class action litigation.

3. I have been practicing law since 2009 and have extensive experience handling complex class action cases. I am the current Executive Director of the Potter Stewart Inn of Court and Secretary of the Cincinnati Bar Association. Furthermore, I am a frequent speaker on data privacy cases at national conferences including the NetDiligence Cybersecurity Summit panel on recent trends in data privacy class action cases in Ft. Lauderdale, Florida in February 2023, the Beazley Insurance conference panel on recent trends in data privacy class action cases in Ft. Lauderdale, Florida in March 2023, and the Trial Lawyers of Mass Torts panel on class action cases in Big Sky, Montana in March 2023. I am currently participating as a member of plaintiffs' counsel in over 70 data breach and data privacy cases pending around the country, including serving as co-lead counsel or a member of plaintiffs' counsel in: *John v. Advocate Aurora Health, Inc.*, No. 22-CV-1253-JPS (E.D. Wis.) (class counsel for \$12.25 million data privacy class action settlement); *Migliaccio v. Parker Hannifin Corp.*, No. 1:22-CV-00835 (N.D. Ohio) (class counsel for \$1.75 million data breach class action settlement); *Vansickle v. C.R. England, Inc.*, No. 2:22-cv-00374 (D. Utah) (class counsel in data breach class actions settlement in principle); *Phillips v. Bay Bridge Administrators, LLC*, No. 1:23-cv-0220-LY (W.D. Tex.) (class counsel for plaintiffs); *Rodriguez v. Professional Finance Company, Inc.*, No. 1:22-cv-1679 (D. Colo.) (class counsel for plaintiffs); *Sherwood v. Horizon Actuarial Services, LLC*, No. 1:22-cv-1495 (N.D. Ga) (class counsel in data breach class actions settlement in principle); *Tracy v. Elekta, Inc.*, No. 1:21-cv-

02851-SDG (N.D. Ga.); *Devine v. Health Aid of Ohio, Inc.*, No. CV-21-948117 (Cuyahoga County Court of Common Pleas, Ohio) (court-appointed class counsel in finally-approved class action settlement); *Engle v. Talbert House*, No. A 2103650 (Hamilton County Court of Common Pleas, Ohio) (court-appointed class counsel in finally-approved class action settlement); *Lutz v. Electromed, Inc.*, No. 0:21-cv-02198 (D. Minn.) (class counsel in \$825,000 data breach class settlement); and, *Morelli v. Jim Koons Management Co.*, No. 8:22-cv-00292-GJH (D. Md.) (class counsel in data breach class action settlement). Furthermore, I hold leadership positions in many other data privacy lawsuits including *In re Luxottica of America, Inc. Data Security Breach Litigation*, No. 1:20-cv-00908-MRB (S.D. Ohio; court-approved interim co-liaison counsel); *Tate v. EyeMed Vision Care, LLC*, No. 1:21-cv-00036 (S.D. Ohio; court-approved liaison counsel); *Medina v. PracticeMax Inc.*, No. CV-22-01261 (D. Ariz.) (court-appointed Executive Leadership Committee); *In re Netgain Technology, LLC Consumer Data Breach Litigation*, No. 2:10-cv-01210 (D. Minn.; court-appointed member of plaintiffs' steering committee); *In re 20/20 Eye Care Network Inc. Data Breach Litigation*, No. 21-cv-61275 RAR (S.D. Fla.; Plaintiffs' Executive Committee); and, *Baker v. ParkMobile, LLC*, No. 1:21-cv-02182 (N.D. Ga.; Plaintiffs' Steering Committee).

4. I have also served as a member of co-lead counsel in several non-data breach class action cases including, *Compound Property Management LLC v. Build Realty, Inc.*, 343 F.R.D. 378, (S.D. Ohio 2023) (appointing Markovits, Stock & DeMarco, LLC as class counsel and certifying classes for Civil RICO and breach of fiduciary duty claims); *Shy v. Navistar International Corp.*, No. 92-cv-0333-WHR (S.D. Ohio) (class counsel for settlement valued at over \$742 million); *Walker v. Nautilus, Inc.*, No. 2:20-cv-3414-EAS (S.D. Ohio) (\$4.25 million settlement); *Bechtel v. Fitness Equipment Services, LLC*, No. 1:19-cv-726-KLL (S.D. Ohio) (\$3.65

million settlement); *Ryder v. Wells Fargo Bank, N.A.*, No. 1:2019-cv-00638 (S.D. Ohio) (member of class counsel in a \$12 million settlement on behalf of roughly 1,830 class members). Moreover, I have extensive experience participating in other high-profile class action cases including, *In re Fannie Mae Securities Litigation*, No. 1:04-cv-1639, (D.D.C.) (assisted in representing the Ohio public pension funds as lead plaintiffs in a Section 10b-5 class action resulting in a \$153 million settlement); and *Williams v. Duke Energy*, No. 1:08-cv-0046 (S.D. Ohio) (served as counsel for plaintiffs in a complex antitrust and civil RICO class action resulting an \$80.875 million settlement).

5. Courts within this District have recognized me and my firm as experienced in handling complex cases including class actions. *Shy v. Navistar Int'l Corp.*, No. 3:92-CV-00333, 2022 WL 2125574, at (S.D. Ohio June 13, 2022) (“Class Counsel, the law firm Markovits, Stock & DeMarco, LLC, are qualified and are known within this District for handling complex including class action cases such as this one.”); *Bechtel v. Fitness Equip. Servs., LLC*, 339 F.R.D. 462, 480 (S.D. Ohio 2021) (“plaintiffs’ attorneys have appeared in this Court many times and have substantial experience litigating class actions and other complex matters.”); *see also Schellhorn v. Timios, Inc.*, No. 2:21-cv-08661, 2022 WL 4596582, at *4 (C.D. Cal. May 10, 2022) (noting that Class Counsel, including “Terence R. Coates of Markovits, Stock & DeMarco, LLC, have extensive experience litigating consumer protection class actions ...”); *Bedont v. Horizon Actuarial Services, LLC*, No. 1:22-CV-01565, 2022 WL 3702117, at *2 (N.D. Ga. May 12, 2022) (noting that class counsel, including Mr. Coates, “are well qualified to serve as Interim Co-Lead Class Counsel and that they will fairly, adequately, responsibly, and efficiently represent all Plaintiffs in the Cases in that role.”).

6. Mr. Joseph M. Lyon, a member of Class Counsel in this matter, is also experienced with handling data breach and privacy class action cases. He has been appointed class counsel in several data breach class action including, among others: *Devine v. Health Aid of Ohio, Inc.*, No. CV-21-948117 (Cuyahoga County Court of Common Pleas, Ohio; co-lead counsel; Final Approval granted related to health care provider creating claims made settlement valued in excess of \$12.5 million); *Migliaccio v. Parker Hannifin Corp.*, No. 1:22-CV-00835 (N.D. Ohio) (co-lead counsel; final approval granted for \$1.75 million data breach class action settlement); *In re Southern Ohio Health Systems Data Breach*, No. A2101886 (Hamilton County, Ohio; co-lead counsel; final approval granted for \$1.95 million common fund arising from data breach of health systems); *Engle v. Talbert House*, No. A 2103650 (Hamilton County, OH; co-lead counsel; final approval for data breach class action involving unauthorized disclosure of health care data establishing claims made process valued in excess of \$50 million); *Culbertson v. Deloitte Consulting LLP*, 1:20-CV-3962 (S.D.N.Y.) (Plaintiffs' class counsel and discovery committee; final approval of common fund for \$4.95 million arising from data breach of unemployment benefits data system); *Rodriguez v. Professional Finance Company, Inc.*, No. 1:22-cv-01679-RMR-STV, ECF No. 23 (D. Colo.; court-appointed interim class counsel); *In re 20/20 Eye Care Network Inc. Data Breach Litigation*, No. 21-cv-61275 RAR (S.D. Fla.; Executive Committee) (final approval granted for \$3.0 million common fund); and *Baker v. ParkMobile, LLC*, No. 1:21-cv-02182 (N.D. Ga.; Steering Committee) (data breach impacting over 21 million customers).

7. Mr. Gary Mason, a member of Class Counsel in this matter, is a nationally recognized leader of the class action bar. Focusing on consumer class actions and mass torts, Mr. Mason has recovered more than \$1.5 billion in the 29 years he has represented plaintiffs. Mr. Mason is the founding partner and principal of Mason LLP, based in Washington, D.C. He is

admitted to practice in Washington, D.C., New York, and Maryland, as well as being admitted to the U.S. Supreme Court, five U.S. Courts of Appeals Circuits, and a wealth of U.S. District Courts. He is well-qualified to serve as interim Class counsel in this litigation due to his long history of successfully prosecuting complex class action cases, including but not limited to data breach litigation.

8. Mr. Mason has been prosecuting privacy cases since the early 2000's when he was the first attorney in legal history to successfully settle a privacy case on a class-wide basis against Google, serving as the court-appointed lead counsel. *In re Google Buzz Privacy Litigation*, No. 10-cv00672-JW (N.D. Cal.). This litigation resolved with a \$10 million settlement fund for the class. As co-lead counsel, he achieved a substantial settlement with the Department of Veterans Affairs after the District Court for the District of Columbia rendered a seminal opinion on the federal Privacy Act, in which plaintiffs alleged that the VA permitted unauthorized parties to acquire the PII of 28.5 million military veterans and active duty personal. In *In re Dep't of Veterans Affs. (VA) Data Theft Litig.*, No. 1:06-mc-00506-JR, MDL No. 1796 (D.D.C.), Mr. Mason also served as liaison counsel in a data breach case filed against the Office of Personnel Management. *In re U.S. Off. of Pers. Mgmt. Data Security Breach Litig.*, 266 F. Supp. 3d 1 (D.D.C. 2017) (final approval of a \$63 million settlement fund granted in October 2022). He currently serves as one of the co-lead counsel for the *Farley v. Eye Care Leaders* data breach class action matter related to the breach of over three million individuals' data, which is pending in the Middle District of North Carolina, No. 1:22-cv-468. He also serves as co-lead counsel for the following pending cases: *Guy v. Convergent Outsourcing, Inc.*, No 2:22-cv-01558 (W.D. Wash.); *Alvarado v. JDC Healthcare Management, LLC*, No. DC-22-03137 (District Court of Dallas County, Texas); and *Moreland v. Ist Franklin Financial*, No. 2:23-cv-00038 (N.D. Ga.).

9. In the last three years alone, Mr. Mason and his firm have successfully litigated and obtained final approval of class action settlements in over two dozen data breach cases across the country. *See e.g., Baksh v. Ivy Rehab Network, Inc.*, No. 7:20-cv-01845-CS (S.D.N.Y.) (Mr. Mason appointed Class Counsel in a data breach class action settlement; final approval granted Feb. 2021); *Kenney v. Centerstone of America, Inc.*, No. 3:20-cv-01007 (M.D. Tenn.) (data breach class action settlement involving over 63,000 class members; final approval granted August 2021); *North v. Hunt Memorial Hospital District*, No. 89642 (District Court for Hunt County, Texas) (data breach class action settlement; final approval granted Dec. 2021); *Cece v. St. Mary's Health Care System, Inc.*, Civil Action No. SU20CV0500 (Superior Court of Athens-Clarke County, Georgia) (data breach case involving 55,652 people; final approval granted April 2022); *Colston v. Envision Credit Union*, No. 2022-CA-1476 (Circuit Court for Leon County, Florida) (data breach class action settlement; final approval granted April 2023). In addition, Mr. Mason and his firm have successfully negotiated settlements that have received preliminary approval and are currently pending final approval in even more data breach class actions.

10. Mr. Jeffery S. Goldenberg, a member of Class Counsel in this matter, has been litigating complex civil actions for over twenty-five years, has served as lead or co-lead counsel on numerous nationwide class actions, and has substantial experience litigating class actions, including privacy and data breach class actions. For example, Mr. Goldenberg filed the first nationwide class action on behalf of more than 18 million veterans and military members impacted by the August 2006 theft of sensitive personal data. *In re Department of Veterans Affairs (VA) Data Theft Litig.*, MDL No. 1796, No. 1:06-mc-00506 (D.D.C.). Additional cases filed across the country were consolidated by the Judicial Panel on Multidistrict Litigation in the District of Columbia. Mr. Goldenberg, along with co-counsel Gary Mason, successfully resolved this case

with the creation of a \$20 million common fund. Mr. Goldenberg also served as co-lead counsel along with Joseph Lyon in the *In re Southern Ohio Health Systems Data Breach Litigation*, Case No. A2101886 (Hamilton County, Ohio), which recently settled with the creation of \$1.95 million common fund. And, Mr. Goldenberg was appointed as Lead Counsel in *Culbertson v. Deloitte Consulting LLP*, 1:20-CV-3962 (S.D.N.Y.), a case stemming from the breach of several COVID related unemployment benefit systems developed and managed by Deloitte Consulting, LLP. Mr. Goldenberg resolved the *Deloitte* litigation with the creation of a \$4.95 million common fund.

11. Mr. Goldenberg currently serves on the Executive Committee in the *In re: East Palestine Train Derailment Litigation*, 4:23-cv-00242-BYP (N.D. Ohio) and on the Fact Discovery Committee in the *In re: Kia Hyundai Vehicle Theft Litigation*, 8:22-ml-03052-JVS-KES (C.D. Cal.). Other notable class actions in which Mr. Goldenberg currently serves or served as Lead, Co-Lead, or Class Counsel include: *In Re: Midwestern Pet Foods Marketing, Sales Practices and Product Liability Litigation*, 3:21-cv-00007-MPB-MJD (S.D. Ind.)(Co-Lead Class Counsel; Court granted final approval to \$6.375 million common fund settlement on August 21, 2023); *Lynevykh v. MercedesBenz USA, LLC*, No. 2:16-cv-881 (D.N.J.) (Class Counsel and Executive Committee Member; \$700 million nationwide settlement granted final approval in 2021 related to diesel emissions fraud in certain Mercedes vehicles); *Sunyak v. City of Cincinnati*, No. 1:11-cv-00445 (S.D. Ohio) (Co-Lead Class Counsel; employee benefits settlement valued at over \$50 million); *Parker v. Berkeley Premium Nutraceuticals*, No. 04 CV 1903 (Ohio C.P. Montgomery) (Co-Lead Class Counsel; nationwide consumer fraud settlement refunding over \$24 million to consumers nationwide).

12. Class Counsel sought to utilize the resources within Plaintiffs' counsel to efficiently litigate this matter on behalf of Plaintiffs. With this in mind, Class Counsel took steps to remove

the potential for duplication of work on behalf of Plaintiffs' counsel. For example, we divided up the research and drafting for certain sections of the response to MHS's motion to dismiss, the motion to strike, and the preliminary approval filings. We will do the same with the motion for final approval.

CLASS COUNSEL'S ATTORNEYS' FEES & EXPENSES ARE REASONABLE

13. Under the Settlement, Class Counsel may seek up to 1/3 of the Settlement Fund (\$583,333.33) as attorneys' fees and up to \$15,000.00 in expenses.

14. Class Counsel have undertaken this case on a contingency fee basis and have not received any payment for their work in this case to date and have not been reimbursed for any of their litigation expenses.

15. Courts within the Sixth Circuit routinely award attorneys' fees up to 1/3 of the common fund amount in class action settlements. *See e.g. Migliaccio v. Parker Hannifin Corp.*, No. 1:22-CV-00835 (N.D. Ohio) (awarding attorneys' fees of \$583,333.33 consisting 1/3 of the \$1,750,000 common fund in a data breach class action on August 2, 2023); *In re Automotive Parts Antitrust Litigation*, No. 12-md-02311, 2022 WL 4385345, at *2 (E.D. Mich. Sept. 22, 2022) (noting that a fee request of 1/3 of the class action settlement fund "is within the range of fee awards made by courts in this Circuit."); *Walker v. Nautilus, Inc.*, No. 2:20-cv-3414-EAS (S.D. Ohio) (awarding attorneys' fees of 1/3 of the \$4.25 million common fund); *Bechtel v. Fitness Equipment Services, LLC*, No. 1:19-cv-726-KLL (S.D. Ohio) (awarding attorneys' fees of 1/3 of the \$3.65 million common fund); *Fields v. KTH Parts Industries, Inc.*, No. 3:19-cv-8, 2022 WL 3223379, at * 7-8 (S.D. Ohio Aug. 9, 2022) (finding that attorneys' fees that are 1/3 of the class action settlement fund are "normal"); *Davis v. Omnicare, Inc.*, No. 5-18-CV-142-REW, 2021 WL 1214501, at *11 (E.D. Ky. Mar. 30, 2021) (preliminarily approving attorneys' fees of 1/3 of the class action settlement fund).

16. Class Counsel have spent significant time and expenses pursuing this matter on behalf of the Class. From January 2022 to roughly the present, Class Counsel have spent approximately 710.6 hours for a lodestar total of \$487,855.50, and incurred expenses of \$11,116.25 directly related to this litigation. *See* Exhibits A & B. The hourly rates that form the basis of the lodestar calculation reflect the experience of Class Counsel and co-counsel and are their current customary hourly rates for class action cases. Class Counsel's current lodestar of \$487,855.50 creates a multiplier of roughly 1.2 to reach Class Counsel's request of \$583,333.33 (1/3 of the common fund). Given that Class Counsel will continue to expend substantial time and effort overseeing settlement administration and claims, briefing the motion for final approval, attending the final approval hearing, and overseeing the distribution of settlement benefits to the Class, Class Counsel expect that they will either have a very modest multiplier in this case of below 1.1 or no multiplier at all.

17. The reasonable expenses incurred all relate to this litigation and were necessary for the quality of result achieved. For example, the majority of \$11,116.25 expenses of was \$8,750 for mediation. The rest of Class Counsel's expenses, as identified for each firm in Exhibit B, consists of filings fees for complaints and admission applications, Pacer and research costs, mailing costs, outside tech costs, and copy costs. Given that there were multiple underlying complaints that were consolidated into this proceeding and mediation alone was \$8,750, Plaintiffs' expenses of \$11,116.25 are entirely reasonable and warrant reimbursement.

18. My partner, W.B. Markovits, has a current customary hourly rate of \$975 per hour for class action cases such as this one. Mr. Markovits has been practicing law for over 40 years after graduating from Harvard Law School in 1981. Since then, he has acted as class counsel for plaintiffs in a litany of class action cases in this District and across the country. For example, he

was the lead attorney for plaintiffs in *Williams v. Duke Energy*, No. 1:08-cv-0046 (S.D. Ohio), and guided the class in pursuing civil RICO and antitrust claims that resulted in an \$80,875,000 class action settlement before United States District Judge Edmund A. Sargus, Jr. after roughly 8 years of litigation, including an appeal to the Sixth Circuit Court of Appeals. Mr. Markovits has been a skilled class action attorney throughout his notable career.

19. My current customary hourly rate for class action cases in the Southern District of Ohio and around the country is \$795. As described above, courts routinely appoint me to leadership positions on behalf of plaintiffs across the country. I have represented plaintiffs in over 100 data privacy class action cases over the past three years. My extensive experience in handling data breach class action cases was vital in achieving the \$1.75 million common fund at mediation with Ben Picker. With limited amounts of insurance remaining on Defendant's wasting insurance policy and the understanding that Defendant was in financial distress, Class Counsel were able to rely upon their extensive experience in data breach cases in working through the mediator to optimize Plaintiffs' recovery of all possible available funds in the form of the \$1.75 million non-reversionary common fund.

20. Dylan J. Gould and Jonathan T. Deters, two attorneys at my firm, have current customary hourly rates of \$530 for class action cases around the country, including for cases in Southwest Ohio. They have substantial experience working on plaintiffs' class action cases, including many of the cases listed in paragraphs 3 through 5 of this Declaration. Spencer Campbell, another MSD attorney, has a customary hourly rate of \$375 for complex class action cases such as this one and paralegals, such as Ms. Linneman, are billed at a customary hourly rate of \$190.

21. Class Counsel will continue to expend substantial additional time and other minimal expenses continuing to protect the Class's interest through the Final Approval Hearing

and throughout settlement administration. Class Counsel believe that the fee request of \$583,333.33 and expenses of \$11,116.25 are reasonable and justified in this case.

SIMILAR DATA BREACH SETTLEMENTS

22. Class Counsel's opinion that this \$1,750,000 Settlement is fair and reasonable for the 216,478 Class Members is informed by other data breach class action settlements based on the per class member recovery amount. For example, the following chart identifies the per class member value based on the common fund settlement amount for certain recent cases that also involved sensitive, private information such as Social Security Numbers:

Case Name	Case Number	Settlement Amount	Class Size	Per Person
<i>Reynolds v. Marymount Manhattan College</i>	No. 1:22-cv-06846 (S.D.N.Y.)	\$1,300,000	191,752	\$6.78
<i>Julien v. Cash Express, LLC</i>	No. 2022-CV-221 (Putnam Cty., Tenn.)	\$850,000	106,000	\$8.02
<i>Tucker v. Marietta Area Health Care</i>	No. 2:22-CV-00184 (S.D. Ohio)	\$1,750,000	216,478	\$8.08

Class Counsel and Plaintiffs believe that the Settlement in this case is fair and reasonable in that it exceeds the settlement amount recovered per class member in other recent data breach class action settlements.

THE CLASS REPRESENTATIVE SERVICE AWARDS OF \$5,000.00 ARE REASONABLE AND JUSTIFIED

23. Plaintiffs have stayed informed about this litigation, reviewed, and approved the settlement demand and final settlement amount and Settlement Agreement, and spent substantial time and effort protecting the Class's interests. Accordingly, the \$5,000.00 Class Representative Service Awards to the Class Representatives are reasonable given their efforts on behalf of the Class in this matter. Furthermore, the Class Representative Service Awards here are less than what has been approved in other common fund data breach class action settlements. *See Lutz v.*

Electromed, Inc., No. 0:21-cv-02198 (D. Minn.) (approving a class representative service award of \$9,900 in a data breach class action).

24. Plaintiffs were informed about the status of settlement negotiations and remained engaged as the Class Representatives at all times during the pendency of this matter. They have no conflicts with the Class they represent. As indicated by their consent to the Settlement Agreement, Plaintiffs fully support the \$5,000 Service Awards and Class Counsel's attorneys' fees request of \$583,333.33 and request for reimbursement of litigation expenses of \$11,116.25.

**THE SETTLEMENT IS FAIR, REASONABLE AND A SUBSTANTIAL RECOVERY
FOR THE CLASS**

25. Furthermore, in my experience in handling over 70 data breach class action cases for plaintiffs, I can confirm that the \$1,750,000 non-reversionary common fund settlement is fair and reasonable for 216,478 Class Members. I am also aware that my co-counsel are litigating over 100 data breach class actions for plaintiffs and also opine that the Settlement is fair and reasonable.

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

Executed on August 30, 2023, at Cincinnati, Ohio.

/s/ Terence R. Coates
Terence R. Coates (0085579)

Exhibit A

Class Counsel – Lodestar & Expenses
Tucker v. Marietta Area Health Care, Inc. No. 22-CV-184 (S.D. Ohio)

LODESTAR

<u>Firm</u>	<u>Hours</u>	<u>Lodestar</u>	<u>Expenses</u>
Markovits, Stock & DeMarco, LLC	255	\$171,894.00	\$858.00
The Lyon Firm	188.2	\$124,469.00	\$335.05
Mason LLP	104.4	\$84,185.00	\$8,750.00
Goldenberg Schneider LPA	163	\$107,307.50	\$1,173.20
Total	710.6	\$487,855.50	\$11,116.25

EXPENSES

Westlaw/Pacer	Copies	Mediation	Filing Fees	Outside Tech	TOTAL
\$735.58	\$89.09	\$8,750.00	\$1,506.53	\$35.05	\$11,116.25

Exhibit B

Markovits, Stock & DeMarco, LLC – Lodestar & Expenses
Tucker v. Marietta Area Health Care, Inc. No. 22-CV-184 (S.D. Ohio)

LODESTAR

<u>Individual</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Exp. Years</u>	<u>Lodestar</u>
W.B. Markovits (Partner)	31.7	\$975	42	\$30,907.50
Terence R. Coates (Partner)	107.3	\$795	13	\$85,303.50
Jonanthan T. Deters (Attorney)	40.8	\$530	8	\$21,624.00
Dylan J. Gould (Attorney)	56.3	\$530	6	\$29,839.00
Spencer D. Campbell (Attorney)	3.4	\$375	1	\$1,275.00
Laura M. Linneman (Paralegal)	15.5	\$190	8	\$2,945.00
Total	255			\$171,894.00

EXPENSES

Westlaw/Pacer	Copies	Mediation	Filing Fees	Outside Tech	TOTAL
	\$54.00		\$804.00		\$858.00

The Lyon Firm – Lodestar & Expenses
Tucker v. Marietta Area Health Care, Inc. No. 22-CV-184 (S.D. Ohio)

LODESTAR

<u>Individual</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Exp. Years</u>	<u>Lodestar</u>
Joseph Lyon (Principal)	72.5	\$725.00	20	\$52,562.50
Clint Watson (Of Counsel)	89.2	\$695.00	18	\$61,994.00
Kevin Cox (Attorney)	3.5	\$425.00	3	\$1,487.50
Tatyana Reintjes (Attorney)	22	\$375.00	5	\$8,250.00
Keianna Coulter (Paralegal)	1	\$175.00	3	\$175.00
Total	188.2			\$124,469.00

EXPENSES

Westlaw/Pacer	Copies	Mediation	Filing Fees	Outside Tech	TOTAL
			\$300.00	\$35.05	\$335.05

Mason LLP – Lodestar & Expenses

Tucker v. Marietta Area Health Care, Inc. No. 22-CV-184 (S.D. Ohio)

LODESTAR

<u>Individual</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Years Exp.</u>	<u>Lodestar</u>
Gary Mason	42.2	\$1,050	36	\$44,310.00
Lisa White	31.9	\$850	16	\$27,115.00
David Lietz	3.9	\$800	32	\$3,120.00
Danielle L. Perry	8.3	\$750	10	\$6,225.00
Taylor Heath	4.5	\$225	6	\$1,012.50
Jenni Suhr	4.7	\$225	10	\$1,057.50
Sandra Martin	.5	\$170	35	\$85.00
Catherine Sanders	5.4	\$150	10	\$810.00
Carol Corneilse	3.0	\$150	5	\$450.00
Total	104.4			\$84,185.00

EXPENSES

Westlaw/Pacer	Copies	Mediation	Filing Fees	Outside Tech	TOTAL
		\$8,750.00			\$8,750.00

Goldenberg Schneider, LPA – Lodestar & Expenses
Tucker v. Marietta Area Health Care, Inc. No. 22-CV-184 (S.D. Ohio)

LODESTAR

<u>Individual</u>	<u>Hours</u>	<u>Year of Exp.</u>	<u>Hourly Rate</u>	<u>Lodestar</u>
Jeffrey Goldenberg (Partner)	24.9	29	\$820	\$20,418.00
Todd Naylor (Attorney)	14.1	26	\$795	\$11,209.50
Robert Sherwood (Attorney)	98.2	21	\$725	\$71,195.00
Stephanie Vaaler (Paralegal)	24.6	35	\$175	\$4,305.00
Cheryl Pence (Administrative)	1.2	34	\$150	\$180.00
<u>Total</u>	<u>163</u>			<u>\$107,307.50</u>

EXPENSES

Westlaw/Pacer	Copies	Filing Fees	Postage	TOTAL
\$735.58	\$35.09	\$402.00	\$0.53	\$1,173.20