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4 IN THE CIRCUIT COURT FOR THE STATE OF OREGON
5 FOR THE COUNTY OF MULTNOMAH

6
7 IN RE RENTRAK CORPORATION
8 SHAREHOLDERS LITIGATION,

CONSOLIDATED LEAD
CASE NO. 15CV27429

Assigned to Judge Litzenberger

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10 **UTCR 5.080 MOTION AND**
11 **STATEMENT FOR ATTORNEY FEES,**
12 **EXPENSES, COSTS, AND**
DISBURSEMENTS FOR PLAINTIFFS’
COUNSEL

13 Pursuant to UTCR 5.080, the undersigned attorney offers the following facts in support
14 of an award of reasonable and necessary attorney fees, costs, and disbursements:

15 1. Assuming that the Court grants final approval to the Settlement,¹ Plaintiffs’
16 Counsel are entitled to recover attorney fees, costs, and disbursements pursuant to the following
17 facts, statute or rule: ORCP 32 M(1)(c) (“If the prevailing class recovers a judgment that can be
18 divided for the purpose, the court may order reasonable attorney fees and litigation expenses of
19 the class to be paid from the recovery”); *see also Strawn v. Farmers Ins. Co. of Oregon*, 353 Or
20 210, 216 (2013) (“In the context of class-action litigation specifically, the common-fund doctrine
21 permits attorney fee awards from a monetary judgment that benefits the class.”).

22 2. The specific factors supporting an award of legal fees of \$6,270,000 pursuant to
23 ORS 20.075 or other statute or rule are set forth in the memorandum of law filed herewith.

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26 ¹ Capitalized terms have the same meaning as those used in the accompanying Motion for Final Approval of Settlement
which is being filed concurrently herewith.

1 3. Plaintiffs seek a fee award of \$6,270,000, which reflects 33% of the total common
2 fund. The Joint Declaration of Jason Leviton and Peter Andrews In Support of Motion for
3 Attorney Fees, Expenses, Costs, And Disbursements For Plaintiffs’ Counsel (“Class Counsel Fee
4 Dec.”); Declaration of Timothy S. DeJong In Support of Motion for Attorney Fees, Expenses,
5 Costs, And Disbursements For Plaintiffs’ Counsel (“Stoll Berne Fee Dec.”); Declaration of Carl
6 Stine In Support of Motion for Attorney Fees, Expenses, Costs, And Disbursements For
7 Plaintiffs’ Counsel (“Wolf Popper Fee Dec.”); Declaration of Robert Banks In Support of
8 Motion for Attorney Fees, Expenses, Costs, And Disbursements For Plaintiffs’ Counsel
9 (“Samuels Yoelin Kantor Fee Dec.”); and Declaration of Donald Enright In Support of Motion
10 for Attorney Fees, Expenses, Costs, And Disbursements For Plaintiffs’ Counsel (“Levi &
11 Korsinsky Fee Dec.”) filed herewith, provide information about Plaintiffs’ Counsel’s lodestar to
12 date, including the number of hours and services provided in this matter by each attorney, clerk,
13 and legal assistant and the hourly rates for each.

14 4. Litigation expenses, including costs and disbursements, are set forth in detail in
15 Exhibit 1. The total sum of these expenses, costs and disbursements is \$196,728.42.

16 5. In summary, Plaintiffs’ Counsel are entitled to an award of reasonable and
17 necessary attorney fees in the sum of \$6,270,000, plus litigation expenses, costs, and expenses in
18 the sum of \$196,728.42 for a total of \$6,466,728.42, to be allocated by Class Counsel who will
19 allocate the attorney fees based on agreements among counsel and those firms’ work in the
20 litigation.

21 I hereby declare that the above statement, including the information contained in the
22 exhibits to this statement, is true to the best of my knowledge and belief, and that I understand it
23 is made for use as evidence in court and is subject to penalty for perjury.

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1 Dated this 8th day of August 2017.

2 STOLL STOLL BERNE LOKTING & SHLACHTER P.C.

3
4 By: s/ Timothy S. DeJong

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12 *Liaison Counsel for the Putative Class and Proposed Liaison
13 Counsel for the Class*

14 -AND-

15 OF COUNSEL:

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27 *Lead Counsel for the Putative Class and
28 Proposed Class Counsel*

29 -AND-

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*Liaison Counsel for Putative Class and
Proposed Class Counsel*

Trial Attorney: Timothy S. DeJong, OSB No. 940662

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4 EXHIBIT 1
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8 IN THE CIRCUIT COURT FOR THE STATE OF OREGON
9 FOR THE COUNTY OF MULTNOMAH

10 IN RE RENTRAK CORPORATION SHAREHOLDERS
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14 **SUMMARY OF EXPENSES**

Block & Leviton LLP	
Expense Category	Total
Travel/Lodging	\$30,800.59
Experts	\$30,539.48
Mediator	\$8,250.00
Document review platform/repository	\$12,846.15
Deposition fees (transcripts/videos)	\$4,361.93
Online Research (Lexis / Westlaw / PACER)	\$5,896.49
Printing / Copying	\$5,511.32
Court Fees / Transcripts (Non-Deposition)	\$4,773.20
Process Servers	\$2,005.00
Postage (USPS, FedEx, UPS)	\$958.67
Miscellaneous Expenses (Hearing Materials / Hard Drive for Document Production)	\$195.70

26 EXHIBIT 1- Summary of Expenses

1	Telephone / Conference Calls	\$96.69
2	Delivery/Courier Service	\$27.00
3	Sub-Total	\$106,262.22
4	Andrews & Springer LLC	
5	Expense Category	Total
6	Court Fees/ <i>Pro Hac Vice</i> Fees and Costs	\$2,510.00
7	UPS/Overnight Delivery Charges	\$148.19
8	Delaware Filing Fees for Subpoenas	\$806.50
9	Copying and Court Runner Fees	\$2,041.61
10	Expert Fees	\$30,539.47
11	Travel Expenses/Airline, Hotel, Meals, Ground Transportation	\$25,290.03
12	Mediator	\$8,250.00
13	Document review platform/repository	\$12,846.15
14	Deposition fees (transcripts/videos)	\$4,361.93
15	Sub-Total	\$86,793.88
16	Stoll Stoll Berne Lokting & Shlachter P.C.	
17	Expense Category	Total
18	Court Filing Fees	\$1,008.00
19	Process Service Fees	\$298.50
20	Hearing Recordings	\$15.00
21	Courier Fees	\$198.00
22	Federal Express Shipping	\$65.77
23	<i>Pro Hac Vice</i> Related Fees	\$60.00
24	Westlaw Fees	\$93.00
25	Sub-Total	\$1,738.27
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EXHIBIT 2- Summary of Expenses

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Wolf Popper LLP	
Expense Category	Total
Transcript of October 27, 2016 hearing	\$87.88
Sub-Total	\$87.88
Samuel Yoelin Kantor LLP	
Expense Category	Total
Postage	\$177.88
Photocopies @ \$0.15	\$1,148.40
Conference Call Hosting	\$7.89
Court Filing Fees	\$252.00
Messenger Services	\$191.00
Transcript Fees	\$9.00
Witness Fees	\$60.00
Sub-Total	\$1,846.17
TOTAL:	\$196,728.42

EXHIBIT 3- Summary of Expenses