

ROBBINS GELLER RUDMAN  
& DOWD LLP  
RACHEL L. JENSEN  
ALEXANDRA S. BERNAY  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
Telephone: 619/231-1058  
619/231-7423 (fax)

Co-Lead Counsel

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

LINCOLN ADVENTURES, LLC, a	)	No. 2:08-cv-00235-CCC-ESK
Delaware Limited Liability Company,	)	
and MICHIGAN MULTI-KING, INC., a	)	DECLARATION OF ROBERT
Michigan Corporation, on Behalf of	)	FOOTE FILED ON BEHALF OF
Themselves and All Those Similarly	)	FOOTE, MIELKE, CHAVEZ &
Situated,	)	O'NEIL, LLC IN SUPPORT OF
	)	PLAINTIFFS' APPLICATION FOR
Plaintiffs,	)	AWARD OF ATTORNEYS' FEES
	)	AND EXPENSES
vs.	)	
	)	
THOSE CERTAIN UNDERWRITERS	)	
AT LLOYD'S, LONDON MEMBERS	)	
OF SYNDICATES, et al.	)	
	)	
Defendants.	)	
	)	

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I, Robert Foote, declare as follows:

1. I am a partner at the firm of Foote, Mielke, Chavez & O'Neil, LLC ("FMCO"). I am submitting this declaration in support of Plaintiffs' application for an award of attorneys' fees and expenses ("expenses") in connection with services rendered in the above-entitled action.

2. This firm is counsel of record for Plaintiffs.

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/or maintained by the firm in the ordinary course of business. I am the partner who oversaw and/or conducted the day-to-day activities in the litigation and 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, 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. The number of hours spent on this litigation from June 1, 2019 through October 15, 2023 by my firm is 249.3. A breakdown of the lodestar is provided in Exhibit A. The lodestar amount for attorney/ paraprofessional time based on the firm's current rates is \$185,510.60. The hourly rates shown in Exhibit A are the usual and customary rates set by the firm for each individual.

5. From June 1, 2019 through October 15, 2023 my firm's total expenses/charges in connection with the prosecution of the litigation are \$319,200.00. Those are summarized by category in Exhibit B.

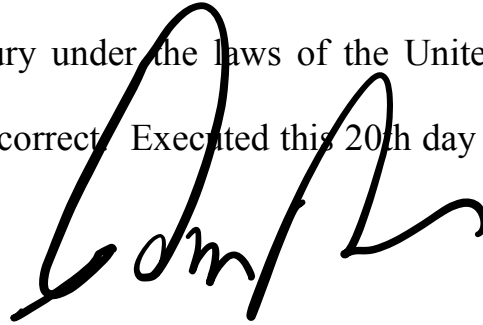
6. The following is additional information regarding certain of these expenses:

(a) Contributions to Litigation Expense Fund (not previously reimbursed): \$319,200.00. Robbins Geller Rudman & Dowd LLP maintains a litigation expense fund for certain common expenses in connection with the prosecution of this case. A breakdown of that fund can be found at Exhibit F to the Declaration of Alexandra S. Bernay Filed on Behalf of Robbins Geller Rudman & Dowd LLP in Support of Application for Award of Attorneys' Fees and Expenses.

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 under the laws of the United States of America that the foregoing is true and correct. Executed this 20th day of October, 2023, at Geneva, Illinois.

A handwritten signature in black ink, appearing to read 'R. Foote', is written over a horizontal line.

ROBERT FOOTE

**EXHIBIT A**

***Lincoln Adventures, LLC, et al. v. Those Certain Underwriters at Lloyd's  
London Members of Syndicates, et al.,  
No. 2:08-cv-00235-CCC-ESK***

**Foote, Mielke, Chavez & O'Neil, LLC  
June 1, 2019 through October 15, 2023**

<i>NAME</i>		<i>HOURS</i>	<i>RATE</i>	<i>LODESTAR</i>
Robert Foote	(P)	64.2	\$1,057	\$67,859.40
Matthew Herman	(A)	95.6	\$764	\$73,038.40
Bret Pufahl	(A)	89.5	\$508	\$44,612.80
<b><i>TOTAL</i></b>				<b><i>\$185,510.60</i></b>

(P) Partner

(A) Associate

**EXHIBIT B**

*Lincoln Adventures, LLC, et al. v. Those Certain Underwriters at Lloyd's  
London Members of Syndicates, et al.,  
No. 2:08-cv-00235-CCC-ESK*

**Foote, Mielke, Chavez & O'Neil, LLC  
June 1, 2019 through October 15, 2023**

<i>CATEGORY</i>	<i>AMOUNT</i>
Litigation Fund Contribution	\$319,200.00
<b><i>TOTAL</i></b>	<b><i>\$319,200.00</i></b>

**EXHIBIT C**

*Lincoln Adventures, LLC, et al. v. Those Certain Underwriters at Lloyd's  
London Members of Syndicates, et al.,  
No. 2:08-cv-00235-CCC-ESK*

**Foote, Mielke, Chavez & O'Neil, LLC**



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## About Us

Founded by the dynamic legal duo, Kathleen Chavez and Robert Foote, Foote, Mielke, Chavez & O'Neil, LLC ("FMCO Law") is a preeminent law firm located in the Chicagoland area. With decades of experience, we have earned a sterling reputation for our unwavering commitment to achieving justice, our expertise in complex civil litigation, class actions, and multidistrict litigation (MDLs), and our relentless pursuit of excellence in all matters.

Kathleen Chavez is nationally recognized as a highly skilled trial attorney who has extensive experience in all aspects of complex civil litigation. She has spent her career advocating for the rights of plaintiffs, including infants, children, individuals, employees, and governmental entities, who have been injured or suffered loss due to fraud, deception, unfair competition, discrimination, harassment, illegal pay practices, environmental contamination, breach of contract, defective products, automobile accidents and a host of other injustices. Her practice is focused on complex civil cases (including class, multi-plaintiff, mass tort and individual) involving competition, consumer fraud, unfair trade practices, environmental, technology, trademark, qui tam, civil rights, breach of contract, Racketeering Influenced and Corrupt Organizations Act ("RICO"), employment, wage and hour, insurance and other state and federal statutory and common law claims.

Robert Foote, a seasoned litigator, is renowned for his strategic approach and courtroom prowess. His extensive experience and strategic mindset are invaluable in navigating the intricate web of complex litigation and MDLs.

Both Kathleen and Robert have been routinely appointed to various leadership positions, including appointments as "Lead Counsel" and "Liaison Counsel" by Judges presiding over class and MDL cases across the country.

## Innovative Approach

FMCO offers its clients a unique and unconventional approach to litigation. We believe that tough problems are solved through innovative approaches, flexibility, collaboration and the hard work and concentrated efforts of a committed team of lawyers. We work closely with our clients to achieve successful outcomes, from record-setting recoveries to important changes in policies and practices. Our attorneys understand that achieving optimal outcomes often requires flexibility, "out-of-the-box" thinking, and innovative approaches to litigation and dispute resolution efforts.

## Our Commitment to Excellence

At FMCO Law, our commitment to excellence is unwavering. We approach every case with the dedication and attention to detail it deserves. We take pride in our ability to combine legal proficiency with an unyielding commitment to our clients' well-being.

Our attorneys are known for their rigorous research, strategic thinking, and effective communication, both in and out of the courtroom. We consider every client's case unique and work tirelessly to craft tailored strategies that meet their specific needs.

## \$20+ Billion for our Clients

Including from: judgments, verdicts, mediations, arbitrations, administrative proceedings, and settlements

### Practice Areas

- Complex Civil Litigation
- Class, Collective and Mass Tort
- Antitrust/Competition
- Unfair Trade Practices
- Contract Law
- Consumer Fraud
- Technology and Internet Law
- RICO
- Environmental Law
- Qui Tam (whistleblower claims)
- Intellectual Property Law
- Employment Law
- Civil Rights
- Insurance Law
- FINRA Arbitrations
- Equal Employment Opportunity ("EEOC") charges
- Illinois Department of Human Rights ("IDHR") charges.

### Reputation for Excellence

Numerous recognitions, distinctions, and inclusion in selective and peer-reviewed organizations, such as Super Lawyers®, Leading Lawyers®

[www.FMCOLAW.com](http://www.FMCOLAW.com)