

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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IN RE JPMORGAN TREASURY FUTURES  
SPOOFING LITIGATION

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Case No.: 1:20-cv-03515

Hon. Paul A. Engelmayer

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THIS DOCUMENT RELATES TO:  
ALL ACTIONS

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**DECLARATION OF DARYL F. SCOTT ON BEHALF OF SCOTT+SCOTT  
ATTORNEYS AT LAW IN SUPPORT OF CLASS COUNSEL'S MOTION FOR AWARD  
OF ATTORNEYS' FEES AND PAYMENT OF EXPENSES**

I, Daryl F. Scott, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am a partner with the law firm Scott+Scott Attorneys at Law LLP (“Scott+Scott”).

I respectfully submit this declaration in support of Class Counsel’s<sup>1</sup> Motion for an Award of Attorneys’ Fees and Payment of Expenses in connection with services rendered in the above-captioned action (“Action”).

2. The statements herein are true to the best of my personal knowledge, information and belief based on the Scott+Scott’s books and records, and information received from its attorneys and staff.

3. Scott+Scott serves as one of the Court-ordered pre-designated law firm’s supporting Class Counsel which has been assigned legal work and delegated responsibilities in prosecuting this class action litigation. ECF No. 37 at 15.

4. In addition, Scott+Scott is counsel of record for Budo Trading LLC, Thomas Gramatis, Kohl Trading LLC, M & N Trading, L.L.C., Port 22, LLC, Charles Herbert Proctor, III, Robert Charles Class A, L.P., Rock Capital Markets, LLC, and Synova Asset Management, LLC (“Plaintiffs”) all of which serve as named Plaintiffs in the Action.<sup>2</sup>

5. I am the attorney who oversaw my firm’s involvement in the Action. Scott+Scott’s time and expense records (including, where necessary, backup documentation) have been reviewed to confirm both the accuracy of the entries as well as the necessity for and reasonableness of the time and expenses expended in this litigation. As a result of this review, certain reductions were made to both time and expenses either in the exercise of billing judgment or to conform to directions from Class Counsel and/or my firm’s practice. Accordingly, the time reflected in

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<sup>1</sup> The Court appointed Lowey Dannenberg, P.C. and Kirby McInerney LLP as “Class Counsel” in this action. ECF No. 74. at ¶ 4.

<sup>2</sup> The Court named Scott+Scott as one of four firms “to serve as pre-designated support” for Class Counsel. ECF No. 37.

Scott+Scott's lodestar calculation and the expenses for which payment is sought are reasonable in amount and were necessary to prosecute the Action and resolve the settlement before the Court.

6. During the course of this litigation, and as detailed herein, Scott+Scott worked on assignments that it was specifically directed to perform by Class Counsel.

7. Set forth below in ¶ 9 is a summary reflecting the amount of time (after any applicable reductions) Scott+Scott attorneys and professional staff worked on the Action from the inception of the case through September 22, 2021, and the corresponding lodestar value of that work. The schedule in ¶ 9 was prepared based upon daily time records maintained by Scott+Scott attorneys and professional support staff in the ordinary course of business, and the lodestar calculations are based on the firm's current hourly billing rates.

8. The services Scott+Scott performed on behalf of the putative class include, but are not limited to, the following: investigating JPMorgan's spoofing conduct in the treasuries futures market, consulting with experts and market participants to better understand the alleged conduct, vetting trades, drafting and filing a complaint, working with Class Counsel to prepare the consolidated complaint, research, drafting, and editing of various briefs, consulting with and supporting Class Counsel during mediation with JPMorgan, including research for and editing of the mediation statement, document review of the confirmatory discovery produced by JPMorgan, and other assistance at the direction of Class Counsel.

9. Scott+Scott's total fee compensable time for which it seeks an award of attorneys' fees is summarized below.

<b>Attorneys</b>	<b>Role<sup>3</sup></b>	<b>Rates</b>	<b>Hours from inception to 9/22/2021</b>	<b>Lodestar from inception to 9/22/2021</b>
Chris Burke	P	1,295.00	77.70	100,621.50

<sup>3</sup> "P" refers to Partners. "OC" refers to Of Counsel. "SA" refers to Senior Associates. "A" refers to Associates. "LC" refers to Law Clerks. "PL" refers to Paralegals. "SA" refers to Staff Attorneys.

Amanda Lawrence	P	995.00	58.20	57,909.00
Kristen Anderson	P	995.00	10.50	10,447.50
Peter Barile	P	995.00	30.00	29,850.00
Thomas Boardman	P	750.00	176.00	132,000.00
Louis Burke	OC	1,250.00	29.40	38,073.00
Amy Sipe	SA	400.00	295.10	118,040.00
<b>Paralegals and Legal Assistants</b>				
Ellen DeWan	PL	300.00	38.10	11,430.00
<b>TOTALS</b>			<b>715.00</b>	<b>498,371.00</b>

10. The total time for which my firm is requesting an award of legal fees is 676.9 attorney hours and 38.10 paralegal hours. The total lodestar value of these professional services is \$498,371.00.

11. The above hourly rates for Scott+Scott attorneys and professional support staff are the firm's current hourly rates. The hourly rates for attorneys and professional support staff in my firm are the same as the regular rates charged for their services in contingent fee matters. Timekeepers with less than 10 hours were excluded. For personnel no longer employed by Scott+Scott, the lodestar calculation is based on the billing rates for such personnel in his or her final year of employment. The time and lodestar spent preparing the Fee and Expense Application were also excluded from the above values.

12. The firm's lodestar figures do not include charges for expense items. Expense items are billed separately, and such charges are not duplicated in the firm's current billing rates. Further, expense items do not contain any general overhead costs and do not contain a surcharge over the amount paid to the corresponding vendor(s).

13. As detailed and categorized in the below schedule, Scott+Scott has incurred a total of \$36,557.26 in expenses from inception through September 22, 2021 for which seeks to be reimbursed from the Settlement Fund.

<b>Expense Categories</b>	<b>Cumulative Expenses</b>
Court Costs	\$850.00
Experts/consultants	\$34,925.87
Computer Research	\$283.79
Photocopies - in House	\$0.70
Service of Process	\$372.30
Telephone/telecopier	\$124.60
<b>TOTAL</b>	<b>\$36,557.26</b>

14. The above schedule was prepared based upon expense records reflected in the books and records of Scott+Scott. These books and records are prepared from expense vouchers, check records, receipts, and other source materials and are an accurate record of the expenses incurred.

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




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Daryl F. Scott

Executed on March 29, 2022  
Richmond, VA