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11 Attorneys for Plaintiffs
12 JANE DOE I and JANE DOE II

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **COUNTY OF SACRAMENTO**

15 JANE DOE I and JANE DOE II, on behalf of
16 themselves and all others similarly situated,

17 Plaintiffs,

18 v.

19 SUTTER HEALTH,

20 Defendant.

ELECTRONICALLY FILED
Superior Court of California
County of Sacramento
12/09/2025
By: E. Leon Barrientos Deputy

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CASE NO. 34-2019-00258072-CU-BT-GDS

CLASS ACTION

**DECLARATION OF ERIC S. JOHNSON IN
SUPPORT OF PLAINTIFFS' MOTION FOR
ATTORNEYS' FEES, COSTS AND
INCENTIVE AWARDS**

Date: February 27, 2026
Time: 9:00 a.m.
Dept.: 22
Judge: Hon. Lauri A. Damrell

Reservation Number: A-258072-039

Action Filed: June 10, 2019
Trial Date: None Set

1 **DECLARATION OF ERIC S. JOHNSON**

2 I, Eric S. Johnson, declare:

3 1. I am a partner at Simmons Hanly Conroy LLP (“SHC”) licensed to practice in the
4 state of Missouri and admitted before this Court *pro hac vice* to represent Plaintiffs Jane Doe I and
5 Jane Doe II (“Plaintiffs”) and the proposed Class in this case.

6 2. I am one of the attorneys principally responsible for the handling of this matter at
7 SHC. I am personally familiar with the facts set forth in this declaration. If called upon as a witness
8 I could and would competently testify to the matters stated herein. I make this declaration in support
9 of Plaintiffs’ Motion for Attorneys’ Fees, Costs and Incentive Awards.

10 3. SHC has been involved in all aspects of this class action against Sutter Health.

11 4. Before initiating this action, Plaintiffs’ counsel conducted a thorough investigation,
12 including hiring an expert to perform various analyses to confirm the occurrence of the alleged
13 disclosures on Sutter Health’s website. Upon investigating the claims, we determined that they
14 should be pursued along with Kiesel Law LLP (“Kiesel”).

15 5. SHC and Kiesel worked together on all aspects of this case and attempted, where
16 feasible, to divide work between the firms.

17 6. The litigation was hard-fought, as further explained in this Declaration and as shown
18 by the time records being lodged with the Court, and settled only after two mediation sessions.

19 7. Throughout the settlement negotiations, we advocated vigorously on behalf of Class
20 Members to obtain a settlement that provides more than adequate relief and is in the best interest of
21 Class Members.

22 8. My conclusion regarding the adequacy of this settlement is based on my firm’s work
23 investigating the merits of the claims, which included: working with experts to analyze the tracking
24 technologies on Sutter Health’s web properties, drafting oppositions to numerous demurrers,
25 developing relevant experts for Plaintiffs’ motion for class certification, defending Plaintiffs’
26 experts’ depositions, assisting with discovery, and participating in mediation.

27 9. SHC and its attorneys are able to adequately represent the interests of Plaintiffs and
28 the proposed class as they have significant experience prosecuting complex medical privacy class

1 action litigation, similar to Plaintiffs’ claims here, concerning the placement of tracking tools on
2 hospital web-properties. A true and correct copy of SHC’s firm resume is attached to this declaration
3 as Exhibit “1.”

4 10. Since the filing of this case in 2019, I, along with other attorneys at SHC, have
5 successfully pursued lawsuits around the country that assert claims and allege facts similar to
6 Plaintiffs’ claims here, concerning the placement of tracking tools on hospital web-properties. Those
7 cases include:

- 8 a. *Doe v. Medstar*, Case No. 24-C-20-000591 (Baltimore City, Maryland);
- 9 b. *Doe v. Mercy Health*, Case No. A 2002633 (Hamilton County, Ohio);
- 10 c. *Doe v. Partners*, Case No. 1984-CV-01651 (Suffolk County, Massachusetts);
- 11 d. *Doe v. University Hospitals*, Case No. CV-20-9333357 (Cuyahoga County,
12 Ohio);
- 13 e. *Doe v. BJC Health System*, Case No. 4:22-cv-00919-RWS (E.D.Mo.);
- 14 f. *Kurowski v. Rush System for Health*, Case No. 1:22-cv-05380 (N.D. Ill.); and
- 15 g. *Jane Doe v. Virginia Mason Medical Center, et al.*, Case No. 19-2-26674-1
16 SEA (State of Washington, King Superior Court).

17 11. If a fair settlement were not offered by Sutter Health, SHC has the ability and
18 resources necessary, alongside Kiesel, to litigate this case on a class-wide basis through trial.

19 12. Based on my professional experience and my involvement in this case, and taking
20 into consideration the risks of continued litigation as compared to the relief granted by the
21 settlement, it is my opinion that the settlement is fair, adequate, and reasonable, and in the best
22 interests of the Class. As such, the requested amounts for fees, costs and incentive awards is
23 warranted.

24 13. To the best of my knowledge, no conflicts of interest exist between the Plaintiffs or
25 between the Plaintiffs and the Class.

26 14. In my opinion, Plaintiffs embraced their responsibilities as class representatives and
27 actively participated in this case by searching for documents, responding to written discovery, sitting
28 for their depositions, and communicating with counsel, among other things.

1 15. Class Counsel have collectively spent many hours working on this case, and have
2 advanced all out-of-pocket expenses, including discovery costs and mediation-related costs, with no
3 promise of repayment.

4 16. Attached hereto as Exhibit “2” is a true and correct summary of the hours spent by
5 attorneys and other staff at SHC during the course of this litigation. This summary was prepared
6 based on contemporaneous time records of all work performed, which are being lodged with the
7 Court. All of the tasks performed, and the time expended, were reasonable and necessary for the
8 prosecution and ultimate settlement of the claims of Plaintiffs and the Class. Exhibit “2” indicates a
9 total lodestar of \$1,005,455.00, which was calculated based on the participating individuals’ current
10 hourly rates. I estimate that my firm will spend many hours and incur additional expenses through
11 the conclusion of the case relating to final approval, including fielding and responding to questions
12 from Class Members and other work relating to the ultimate distribution of the Settlement.

13 17. The hourly rates for the attorneys in my firm are the same as the regular current rates
14 charged for their services in non-contingent matters and which have been accepted and approved in
15 other class action litigation. SHC sets rates for attorneys and staff members based on a variety of
16 factors, including among others: the experience, skill and sophistication required for the types of
17 legal services typically performed; the rates customarily charged in the markets where legal services
18 are typically performed; and the experience, reputation and ability of the attorneys and staff
19 members. SHC’s rates have been approved by courts in cases around the country. *See, e.g., Doe v.*
20 *Partners, et. al.*, Case No. 1984-CV-01651 (Suffolk County, Massachusetts 2019); *In re Facebook*
21 *Internet Tracking*, Case No. 5:12-md-02314-EJD (N.D. Ca. 2012) (approving hourly rates of \$875
22 to \$1,100); *Kurowski v. Rush*, Case No. 1:22-cv-05380-MFK (N.D. Ill. 2022) (approving hourly
23 rates of \$300 to \$1,300).

24 18. Furthermore, my firm charges rates commensurate with the prevailing market rates
25 for attorneys of comparable experience and skill handling complex litigation and, in this case, made
26 all reasonable attempts to assign tasks to timekeepers at the appropriate billing rates.

27 19. Attached hereto as Exhibit “3” is a true and correct summary of expenses incurred
28 by SHC during the course of this litigation. The expenses pertaining to this case are reflected in the

1 books and records of my firm. This expense summary was prepared based on expense vouchers,
2 check records, and other documents and is an accurate record of SHC's expenses in this matter.
3 Exhibit "3" indicates a total of \$119,654.77 in expenses incurred by SHC to date in connection with
4 the prosecution of this litigation, none of which have been reimbursed as of the time of the execution
5 of this Declaration. I believe all of the litigation expenses incurred were reasonable and necessary
6 given the complex nature and scope of the case.

7 20. I have reviewed the Checklist for Approval of Class Action and/or Private Attorney
8 General Act ("PAGA") Settlements (the "Checklist"). Plaintiffs' briefing complies with the
9 Checklist.

10 I declare under penalty of perjury under the laws of California that the foregoing is true and
11 correct.

12 Executed on December 9, 2025, at Glendale, Missouri.

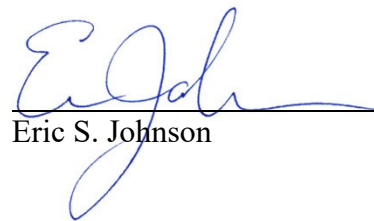
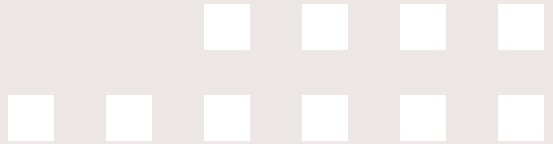
13 
14 _____
15 Eric S. Johnson
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EXHIBIT “1”



SIMMONS HANLY CONROY
A NATIONAL LAW FIRM



Doe v. Sutter Health
Case No. 34-2019-00258072-CU-BT-GDS (Ca. Super. Ct.)



We stand for our clients.

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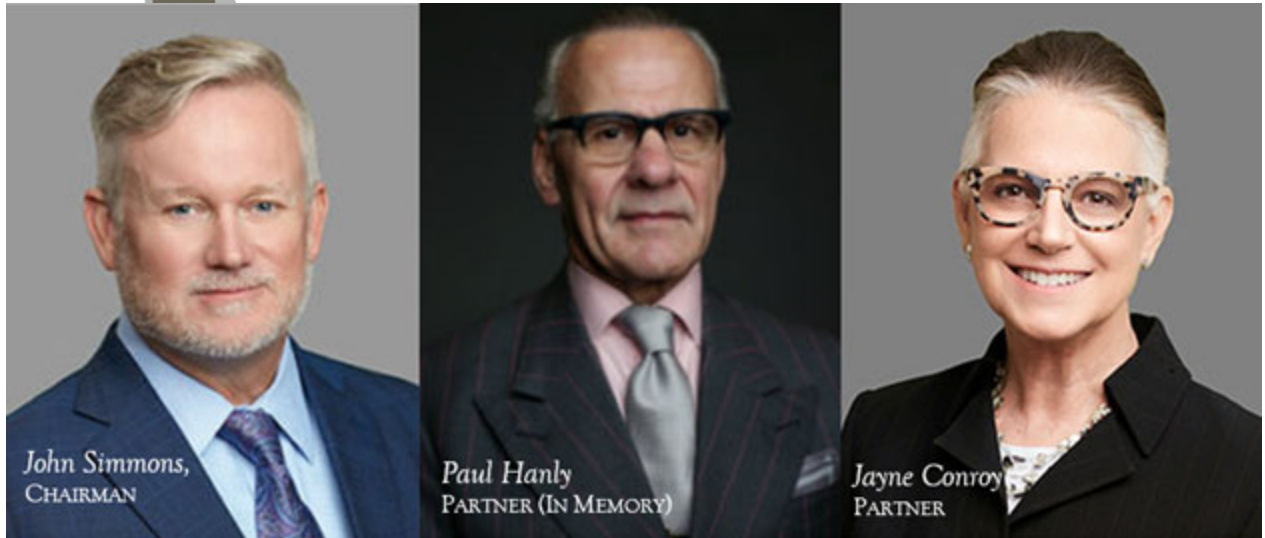
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John Simmons,
CHAIRMAN

Paul Hanly
PARTNER (IN MEMORY)

Jayne Conroy
PARTNER

GENERAL INFORMATION AND FIRM HISTORY

A LEADING NATIONAL LAW FIRM. Simmons Hanly Conroy is a leading national law firm representing individuals, businesses and government entities seeking justice. Our clients have been harmed in every conceivable way: by terrorism, child abuse, defective drugs and devices, toxic exposures and economic conspiracies. We are at home in the justice system, whether in state or federal court, and we seek the best procedural course for our clients, including the filing of individual cases, class actions, or multidistrict mass tort litigation, as circumstances require.

A STRONG FOUNDATION AND COMMITMENT TO JUSTICE. Led by John Simmons, Jayne Conroy, and Larry Nassif, along with over 100 attorneys and 150 support staff in offices coast to coast, the firm brings decades of experience to bear against companies who have harmed American workers and families. We have spent years researching, talking to countless experts, and creating a network of knowledge that gives clients the comprehensive resources they deserve. We use these resources to level the playing field against larger opponents in and out of the courtroom, and we have prevailed. Rest assured that SHC has the resources and capital to handle almost any case, and the staying power to remain committed throughout the litigation process. We are resolute and unwavering in our stance against corporate wrongdoers.

A PROVEN RECORD OF SUCCESS. We stand on a strong foundation of values and a track record of success. We never lose sight of the fact that our success is measured one satisfied client at a time. Keeping this paramount is what helps drive our success. To date, Simmons Hanly Conroy has secured billions in settlements and verdicts on behalf of thousands of clients across the country.

A DIVERSE LITIGATION PRACTICE. OUR PRACTICE AREAS INCLUDE:

- ASBESTOS & MESOTHELIOMA LITIGATION
- DANGEROUS DRUGS & MEDICAL DEVICES LITIGATION
- SEXUAL ABUSE LITIGATION
- BUSINESS AND COMMERCIAL LITIGATION
- CATASTROPHIC PERSONAL INJURY LITIGATION
- CLASS ACTIONS & MASS TORT LITIGATION



FIRM AFFILIATIONS & AWARDS

SIMMONS HANLY CONROY and its attorneys are listed in several peer-reviewed legal listings for its mass tort and private liability litigation practices, and have been recognized by a number of legal and business listings, including:



BBB Accredited

The firm has been a Better Business Bureau (BBB) accredited business since 2003 and has maintained an A+ rating during that time. The BBB has processed 0 total complaints about this company in the last 36 months, the BBB's standard reporting period.



U.S. News & World Report/Best Law Firm

Since 2014, the firm has been ranked one of the "Best Law Firms" in the country by U.S. News & World Report and Best Lawyers. The annual ranking is based on a rigorous research process, including client and lawyer evaluations, peer reviews from leading attorneys, and a survey completed by the firm.



Martindale-Hubbell AV rating

Attorneys at Simmons Hanly Conroy have earned AV Preeminent ratings from Martindale-Hubbell. An AV rating, which identifies a lawyer with a very high to preeminent legal ability, is a prestigious peer-reviewed analysis of the attorney's expertise, experience, integrity and overall professional excellence.



Super Lawyers & Rising Stars

Firm attorneys have been represented on the Super Lawyers and Rising Stars lists since 2006. The annual selections are made using a rigorous, multi-phased process of statewide lawyer surveys, an independent research evaluation of candidates and peer reviews by practice area.



Named Among America's Elite Trial Lawyers: Product Liability

The National Law Journal, the nation's top legal publication, and Law.com teamed up to select law firms doing the most creative and substantial work on the plaintiff's side. This is the fifth year Simmons Hanly Conroy has been included among the nation's top 50 firms that secured the largest awards for their clients in that calendar year.



Top 100 Verdicts & Settlement Lists

Verdicts and settlements secured by Simmons Hanly Conroy's trial teams have been consecutively ranked in national and state Top 100 Verdicts & Settlements lists since 2016. In the past four years, the Asbestos Department has won eight asbestos verdicts, totaling more than \$180 million. These results were featured on the National Law Journal's Top 100 Verdicts list, The New York Law Journal's Top Verdicts & Settlements List, The (California) Daily Journal's Top Verdicts List, and Texas Lawyer's Top Verdicts & Settlements of the Southwest List.



FIRM QUALIFICATIONS

FIRM QUALIFICATIONS | *Notable Cases*

SIMMONS HANLY CONROY attorneys have a history of persevering for their clients amid the most challenging circumstances and fierce opposition during the course of class action and mass tort lawsuits. The following representative cases illustrate the firm's experience, commitment, and success in handling complex litigations.

Opioid Litigation

Since 1999, the amount of opioids sold in the U.S. has nearly quadrupled. Over that same time period, the number of deaths from prescription opioids have also more than quadrupled. From 1999 to 2019, nearly 500,000 people have died in the United States from overdoses involving opioids.

As hundreds of thousands of people suffered from the metastasizing opioid epidemic, attorneys at Simmons Hanly Conroy took notice and effectively invented large-scale, multi-defendant opioid litigation against drug manufacturers. In 2003, the firm commenced groundbreaking opioid litigation and went toe-to-toe against pharmaceutical giants, becoming the only major plaintiffs' firm in the country at the time to prosecute and hold drug manufacturers accountable for the havoc they wreaked on individuals, families and governmental entities throughout the country.

Simmons Hanly Conroy continues to lead the way in opioid litigation against drug manufacturers, distributors, retail pharmacies, and pharmacy benefits managers. SHC partner Jayne Conroy serves as one of three members of the Plaintiffs' Executive Committee in the *In Re National Prescription Opiate Litigation*, MDL 2804 (N.D. Ohio) and a member of the Plaintiffs' Steering Committee in *In re McKinsey & Co. Inc. National Prescription Opiate Consultant Litigation*, MDL 2996 (N.D. Cal.). In addition, the firm was lead trial counsel for Suffolk County, New York in one of the first opioid cases to go to trial. SHC played a major role as co-lead trial counsel in *City & Cnty. of San Francisco v. Purdue Pharma L.P.*, No. 3:18-cv-07591-CRB (N.D. Cal.) (Breyer, J.).

To date, the firm has recovered over \$60 billion in global settlements with multiple opioid manufacturers, distributors, and retail pharmacies as part of the National Prescription Opiate MDL.

In re: DePuy Orthopaedics, Inc., Pinnacle Hip Implant Products Liability Litigation

In December 2016, SHC Partner Jayne Conroy served on the lead trial team that secured a \$1 billion jury verdict against the defendants on behalf of six patients who were injured by DePuy's Pinnacle metal-on-metal hip implant. The jury awarded more than \$1 billion punitive damages and nearly \$40 million compensatory damages. The legal team convinced the jury in the U.S. District Court for the Northern District of Texas, Dallas Division that J&J sidestepped standard regulatory review and misled doctors to believe that the design of the market-leading device was safe. The evidence presented during testimony against J&J told the deeper story of how the science was manipulated in order to sell the product, Jayne Conroy said. The trial was the third bellwether trial as part of the federal multidistrict litigation.

In March 2016, SHC Partner Jayne Conroy served on the lead trial team that secured a \$502 million jury verdict against the defendants on behalf of five patients injured by DePuy's Pinnacle metal-on-metal hip implant. The jury verdict for \$142 million compensatory and \$360 million punitive damages followed 37 days of testimony in the U.S. District Court for the Northern District of Texas Dallas Division. The trial was the second bellwether trial as part of the federal multidistrict litigation.

In Re: Toyota Motor Corp. Unintended Acceleration Marketing, Sales Practices, and Products Liability Litigation

SHC filed the first lawsuits on behalf of vehicle owners harmed by unintended acceleration in 2010. Three years of hard-fought litigation followed in which firm partner Jayne Conroy played a leading role, having been appointed by U.S. District Judge James Selna as a member of the plaintiffs' leadership team. In connection with the settlement, Ms. Conroy was separately appointed by Judge Selna as one of three settlement allocation counsel charged with overseeing the allocation of settlement funds to millions of Toyota owners throughout the United States. SHC helped to secure more than \$1.1 billion, plus \$200 million in attorneys' fees and Toyota's reimbursement of plaintiffs' counsel's expenses in the amount of approximately \$27 million

In re Volkswagen "Clean Diesel" Marketing, Sales Practices, and Products Liability Litigation

A total of \$15.9 billion in a class action lawsuit was awarded to the owners of Volkswagen diesel vehicles that had secret software installed to falsely pass emission tests. More than \$10 billion of the settlement was for buybacks of 2.0-liter diesel vehicles and owner compensation. Another \$1.2 billion was for buybacks of 3.0-liter diesel vehicles and the remaining \$4.7 billion went to offsetting excess emissions. Partner Jayne Conroy serves on the Plaintiffs' Executive Committee of the Volkswagen MDL.

In re Chantix (Varenicline) Products Liability Litigation

Chantix, known by the generic name varenicline, works by blocking the effect of nicotine on the brain. In early 2008, U.S. Food and Drug Administration officials acknowledged receiving troubling reports from Chantix patients throughout the U.S.. These reports included 34 cases of suicide and nearly 420 reports of suicidal thoughts and behaviors. Firm attorneys Jayne Conroy, Clint Fisher and David Miceli served on the Plaintiffs' Steering Committee against Pfizer. The case consolidated more than 2,500 lawsuits filed between 2009 and 2012 and was settled for approximately \$299 million.

In re: Actos (Pioglitazone) Products Liability Litigation

The Actos lawsuits alleged Takeda Pharmaceutical Company executives ignored or downplayed risks about the drug's cancer-causing potential before Actos went on sale in the U.S. in 1999, and also misled regulators about the medication's risks. As reported by Bloomberg, Takeda executives failed to provide clear warnings about the associated cancer risk for at least seven years. Although research showed a link between Actos and bladder cancer, the company chose not to issue warnings to consumers. SHC Partner Jayne Conroy served as a court-appointed member of the Plaintiff's Steering Committee and helped secure millions of dollars for clients, with a global total of \$2.37 billion.

*In re: Yasmin and YAZ (Drospirenone) Marketing,
Sales Practices and Products Liability Litigation*

Bayer aggressively marketed its birth control medications Yaz and Yasmin, claiming the medications also treated PMS symptoms, caused weight loss and treated acne. Not only were the claims misleading, according to the FDA, but the newer pill was also found to be three times more likely to cause serious, fatal complications. SHC, led by attorney Jayne Conroy, and joined by attorneys Trent Miracle and Paul Hanly, Jr., filed litigation on behalf of over 100 clients injured by the drug. Ms. Conroy and Mr. Miracle were appointed to leadership positions on the federal Yaz MDL and helped negotiate the final global settlement of \$1.69 billion dollars for all women harmed by the drug.

Joseph Jean-Charles v. Douglas Perlitz et al.

The firm represented over 180 Haitian boys who were the victims of a pedophile sponsored by Fairfield University and the Society of Jesus. Members of the firm traveled to Haiti on numerous occasions to investigate the case and provide counsel to the victims. Because of their extraordinary efforts in both Haiti and the federal court proceedings in the United States, the firm was able to hold the defendants responsible and provide justice to the victims and their families, garnering settlements in two actions totaling over \$72 million and providing financial security to these victims.

Chambers et al v. Merrill Lynch & Co., Inc., et al.

In this nationwide class action suit, the firm represented 1,100 former Merrill Lynch financial advisors who were denied deferred compensation benefits upon the acquisition of the company in 2009 by Bank of America. The complex case involved difficult issues of contract interpretation in the context of class certification. The settlement was in the amount of approximately \$20 million for the plaintiffs. Partner Paul Hanly, Jr. served as lead counsel.

Families Impacted by 9/11 Terrorist Attack

SHC proudly represented thousands of family members of September 11 victims in their suits against financial sponsors of terrorism and against airlines and airport security companies. Working directly with Ronald L. Motley in this litigation, Simmons Hanly Conroy co-founder Jayne Conroy was appointed to a leadership role on the Plaintiffs Executive Committee for Personal Injury and Death Claims. She, and other firm mass tort attorneys, represented the consolidated cases against the airlines and security companies in the multidistrict litigation against the financial sponsors of terrorism. In 2007, the litigation was settled for hundreds of millions of dollars in payments to clients of the firm. The firm also represented property owners who suffered financial injury as a result of the September 11 attacks.

Synergetics USA, Inc. v. Alcon Laboratories Inc., et al.,

SHC represented Synergetics, a small medical device manufacturer, in an antitrust lawsuit against a larger competitor. The suit alleged that Alcon engaged in certain anti-competitive conduct in the market for vitreoretinal surgical equipment and supplies. Partner Paul Hanly, Jr. served as lead counsel and the firm secured a \$32 million settlement.

In re Syngenta MIR162 Corn Litigation

The subject of the case was Syngenta's Agrisure Viptera corn, a strain that had been genetically modified to be resistant to insects. While Viptera had been approved in 2010 for sale in the United States, it did not have such acceptance in corn markets worldwide, which class members allege was responsible for economic chaos within the U.S. corn market. Partner Jayne Conroy served on the Plaintiffs' Steering Committee for the Syngenta MIR 162 MDL and the case ultimately resulted in Syngenta agreeing to pay \$1.51 billion to the members of a class of U.S. farmers who either grew corn or rent land for growing corn. The result was considered by some to be the largest monetary award to-date in a court case involving agriculture.

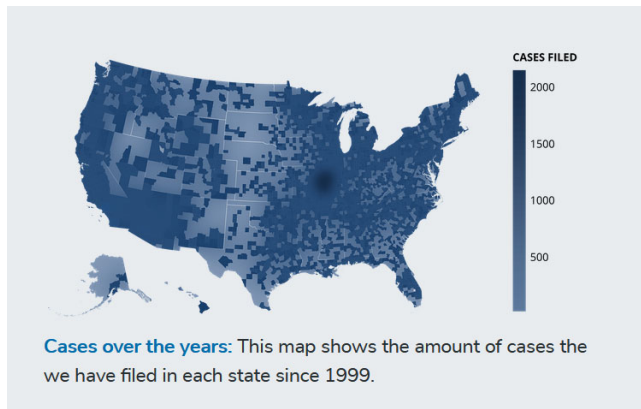
SHC attorneys have held court-appointed leadership roles in high-stakes, high-profile litigation of national scope. To be appointed, the firm and its attorneys must have a track record of experience and have the resources necessary to litigate the cases. A sampling of cases in which SHC attorneys have held leadership positions is as follows:

CONSUMER PROTECTION & DATA PRIVACY CLASS ACTIONS

- *In re Facebook Internet Tracking Litig.*, Case No. 12-md-02314 (N.D. Cal.)
- *Doe v. Partners Healthcare System, Inc., et al.*, Case No. 1984CV01651-BLS1 (Massachusetts Superior Court, Suffolk County)
- *Doe v. Virginia Medical Center, et al.*, Case No. 19-2-26674-1 SEA (Washington Superior Court, King County)
- *Calhoun et al v. Google LLC*, Case No. 20-cv-05146-YGR (N.D. Cal.)
- *In re Google RTB Consumer Privacy Litig.*, No. 21-cv-02155-YGR (N.D. Cal.)
- *In re Meta Pixel Healthcare Litig.*, No. 22-cv-03580-WHO (N.D. Cal.)

OTHER MULTI-DISTRICT LITIGATIONS

- *In Re National Prescription Opiate Litig.*, MDL 2804 (N.D. Ohio)
- *In re McKinsey & Co. Inc. National Prescription Opiate Consultant Litig.*, MDL 2996 (N.D. Cal.)
- *In re Allergan Biocell Textured Breast Implant Prods. Liab. Litig.*, MDL No. 2921 (D.N.J.)
- *In re Volkswagen "Clean Diesel" Marketing, Sales Practices, And Prods. Liab. Litig.*, MDL No. 2672 (N.D. Cal.)
- *In re Toyota Motor Corp. Unintended Acceleration Marketing, Sales Practices, and Prod. Liab. Litig.*, MDL 2151 (C.D. Cal.)
- *In re Terrorist Attacks on September 11, 2001*, MDL 1570 (S.D.N.Y.)
- *In re DePuy Pinnacle Hip Implant Prods. Liab. Litig.*, MDL 2244 (N.D. Tex.)
- *In re DePuy ASR Hip Implant Prods. Liab. Litig.*, MDL 2197 (N.D. Ohio)
- *In re Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf Of Mexico, on April 20, 2010*, MDL 2179 (E.D. La.)
- *In re Syngenta AG MIR162 Corn Litig.*, MDL 2591 (D. Kan.)
- *In re Lipitor Prods. Liab. Litig.*, MDL 2502 (D.S.C.)
- *In re Zoloft Products Liability Litigation*, MDL 2342 (E.D. Pa.)
- *In Re Propecia (Finasteride) Product Liab. Litig.*, MDL 2331 (E.D.N.Y.)
- *In re Pelvic Repair System Products Liab. Litig.*, MDL 2325, 2326 & 2327 (S.D. W. Va.)
- *In re Actos Products Liability Litigation*, MDL 2299 (W.D. La.)
- *In re Yazmin and Yaz (Drospirenone) Marketing, Sales Practices and Prods. Liab. Litig.*, MDL 2100 (S.D. Ill.)
- *In re Chantix (Varenicline) Prods. Liab. Litig.*, MDL 2092 (N.D. Ala.)
- *In re Gadolinium-Based Contrast Agents Prods. Liab. Litig.*, MDL 1909 (N.D. Ohio)
- *In re Zyprexa Litig.*, MDL 1596 (E.D.N.Y.)



As noted above, SHC has more than 100 lawyers and 150 support staff, has extensive financial resources, has extensive experience in mass torts and complex litigation, has a significant reputation nationwide, and has successfully prosecuted thousands of claims against some of the largest companies in the world.

Simmons Hanly Conroy has the track record, the staying power and the resources to handle all phases of litigation of this matter and the firm is committed to aggressively prosecuting this case through final resolution. Our firm has and will continue to litigate cases in multiple courts across the country, and we have the resources and the capital to support ongoing litigation. A sample list of the resources we bring to bear are as follows.

OUR RESOURCES

- ✓ 100 plus attorneys and 150 paralegals, assistants and support staff spread through six offices in the United States
- ✓ Full-time case investigators, including former police officers
- ✓ State-of-the-art technical support for document management and trial preparation
- ✓ Research and Discovery Department comprised of veteran attorneys and Ph.D. researchers
- ✓ Robust national network of consulting and trial experts



ATTORNEY QUALIFICATIONS

ATTORNEY QUALIFICATIONS | Jason “Jay” Barnes, Partner



Attorney Jason “Jay” Barnes is a partner at Simmons Hanly Conroy in the Complex Litigation Department. He leads the Class Action Litigation Team and focuses his practice on consumer protection and data privacy lawsuits. Prior to joining the firm, Jay served eight years as a state representative in the Missouri General Assembly. In this role, he fought against fraud, abuse and waste as chairman of the House Committee on Government Oversight and Accountability. He also served as chairman of the Special Investigative Committee on Oversight formed in 2018 to investigate the wrongdoings of former

Missouri governor Eric Greitens.

As a partner at the firm, Jay represents hardworking people who have been wronged through corporate fraud and utilizes a mixture of experience, dedication, professionalism and tenacity to secure justice on behalf of his clients. As one of the nation’s leading consumer-privacy attorneys, Jay has held leadership positions and key roles in several notable privacy cases. For example:

- *Doe v. Partners Healthcare System, Inc.*, Case No. 1984CV01651 (Suffolk Co., MA)
- *In re Google Cookie Placement Consumer Privacy Litig.*, 806 F.3d 125 (3d Cir. 2015)
- *In re Nickelodeon Consumer Privacy Litig.*, 827 F.3d 262 (3d Cir. 2016)
- *In re Facebook, Inc. Internet Tracking Litig.*, 956 F.3d 589 (9th Cir. 2020)
- *Smith v. Facebook*, 745 Fed. App’x 8 (9th Cir. 2018) (unreported)

Currently, Jay serves on Plaintiffs’ leadership for the following data privacy cases:

- *In re Meta Pixel Healthcare Litig.*, Case No. 22-cv-03580 (N.D. Cal.)
- *In re Google RTB Consumer Privacy Litig.*, Case No. 20-cv-02155-YGR (N.D. Cal.)
- *Calhoun et al. v. Google, LLC*, Case No. 20-cv-05146 (N.D. Cal.)

An Award-winning Attorney, Jay’s accomplishments are well-documented not only through verdicts, settlements and press clippings, but also through the awards and accolades he’s received from his peers and community. A small sampling of notable honors include:

- Influential Lawyer Award, Missouri Lawyers Weekly, 2019
- Champion of Justice Award, Missouri Association of Trial Attorneys, 2018
- State Advocate of the Year Award, St. Louis Children’s Hospital, 2015
- Rory Ellinger Legislative Award, The Legal Services of Eastern Missouri, 2015
- Legislator of the Year Award, Missouri Bar Association, 2014

For additional information please visit <https://www.simmonsfirm.com/about-us/our-attorneys/jason-barnes/>



Attorney Eric Johnson is a partner at Simmons Hanly Conroy, focusing his practice on complex litigation, mass torts and consumer class actions. Eric graduated with his master's degree in public health from the University of Illinois at Chicago and earned his J.D. from St. Louis University's School of Law where he was a member of the school's National Moot Court Competition Team. During law school, he also worked as a law clerk for Judge Paula Bryant in the 22nd Judicial Circuit Court in St. Louis. Eric is a member of the Missouri Bar and admitted to practice in the Eastern and Western Districts of Missouri, and the Southern and Central Districts of Illinois.

As a partner of the firm, Eric has extensive experience in data privacy litigation, including:

- *Doe v. Partners Healthcare System, Inc.*, Case No. 1984CV01651 (Ma. Super. Ct.)
- *In re Facebook, Inc. Internet Tracking Litig.*, Case No. 12-md-2314 (N.D. Cal.)
- *Kurowski v. Rush*, Case No. 22-cv-05380 (N.D. Ill.)
- *Doe v. Bon Secours Mercy Health*, Case No. A 2002633 (Oh. Ct. Com. Pl.)
- *Doe v. University Hospitals Health System, Inc.*, Case No. CV 20 933357 (Oh. Ct. Com. Pl.)
- *Doe v. Virginia Mason*, Case No. 19-2-26674-1 SEA (Wash. Super. Ct.)
- *In re Meta Pixel Healthcare Litig.*, Case No. 22-cv-03580 (N.D. Cal.)
- *Doe v. BJC*, Case No. 2222-CC09151-01 (Mo. Cir. Ct.)
- *Doe v. MedStar*, Case No. 24-C-20-000591 OG (Md. Cir. Ct.)
- *Calhoun v. Google LLC*, Case No. 20-cv-05146 (N.D. Cal.)
- *Riganian, et al. v. LiveRamp Holdings, Inc.*, Case No. 25-cv-00824 (N.D. Cal.)
- *Doe v. MedStar*, Case No. 24-C-20-000591 (Md. Cir. Ct.)

In 2012, Eric was selected to serve on the national multidistrict litigation discovery subcommittee involving the DePuy Pinnacle System metal-on-metal hip implant. He was also awarded the Judge Robert G. Dowd, Sr. Appellate Advocacy Award in 2008.



An Truong is a partner in the firm's Complex Litigation Department. Located in the firm's New York City office, An works with a team of attorneys to give clients a voice against corporations who prioritize profits over individuals' health and safety. Her practice is focused on advocating for the rights of consumers against large corporations, including class actions and mass torts involving product liability, consumer fraud, and data privacy violations.

Prior to joining SHC, An was a Senior Court Attorney with the New York State Supreme Court, Appellate Division, Second Department, where she researched and analyzed complex legal and procedural issues for appellate justices and completed confidential reports. Her appellate experience, and commitment to justice, provides a strong foundational base from which to successfully litigate cases on behalf of plaintiffs nationwide. Currently, An serves on Plaintiffs' committees in several nationwide and multi-district litigations.

Representative Cases

- *In re Google RTB Privacy Litig.*, Case No. 20-cv-02155-YGR (N.D. Cal.) (data privacy)
- *Riganian, et al. v. LiveRamp Holdings, Inc.*, Case No. 25-cv-00824 (N.D. Cal.) (data privacy)
- *Calhoun, et al. v. Google LLC*, Case No. 20-cv-05146 (N.D. Cal.) (data privacy)
- *In re Allergan Biocell Textured Breast Implant Products Liability Litig.*, MDL No. 2921 (appointed by Plaintiffs' leadership to Law & Briefing Committee)
- *In re Uber Technologies, Passenger Sexual Assault Litig.*, MDL No. 3084 (appointed by Plaintiffs' leadership to Law & Briefing Committee)
- *In re: Social Media Adolescent Addiction/Personal Injury Prod. Liab. Litig.*, MDL No. 3047 (N.D. Cal.)
- *In re East Palestine Train Derailment*, Case No. 24-cv-00242 (N.D. Ohio)
- *Bailey v. Rite Aid Corp.*, Case No. 18-cv-06936 (N.D. Cal.) (certified class)
- *Johnson, et al. v. Nissan North Am., Inc.*, Case No. 17-cv-00517-WHO (N.D. Cal.) (certified class)

Awards: *Best Lawyers: ones to Watch in America, 2023 & 2024 (Products Liability-Plaintiffs)*

An is a committed and active member of her community bar associations, including the New York City Bar Association, New York Women's Bar Association, Asian American Bar Association of New York and the Federal Bar Association. She is currently on the Board of Directors, Vice President, for the Southern District of New York's Chapter of the Federal Bar Association. In addition, she is on the Board of Directors for Public Justice, a nonprofit legal advocacy organization that tackles impact litigation to increase access to justice.

For additional information see <https://www.simmonsfirm.com/about-us/our-attorneys/an-truong/>



Jenny Paulson is an associate at Simmons Hanly Conroy. She joined the firm's Complex Litigation Department in 2022, and focuses her practice on consumer class action lawsuits. Located at the firm's Alton, Illinois office, Jenny works closely with the trial attorneys on all aspects of litigation from initial investigation, to pleadings and discovery, and on to trial preparation.

Prior to joining the firm, Jenny served as a judicial law clerk to Chief Judge Nancy J. Rosenstengel, the Honorable Mark A. Beatty and the Honorable Clifford J. Proud in the U.S. District Court for the Southern District of Illinois.

Jenny received a B.A. in English from The Ohio State University in 2014. She received her J.D. and MBA from Southern Illinois University School of Law, graduating summa cum laude and first in her class.

For additional information see <https://www.simmonsfirm.com/about-us/our-attorneys/jenny-paulson/>

EXHIBIT “2”

Doe I and Doe II v. Sutter Health , Case No. 34-2019-00258072-CU-BT-GDS

Time Summary Report

Firm Name: Simmons Hanly Conroy LLP

STATUS:

Reporting Period: Case Inception through Nov. 11, 2025

(P) Partner

(A) Associate

Name	Status	Total Hours	Hourly Rate	Amount
Barnes, Jay (P)	P	627.30	\$ 1,300.00	\$ 815,490.00
Gee, Erin (A)	A	3.40	\$ 650.00	\$ 2,210.00
Gurnani, Payal (A)	A	36.20	\$ 325.00	\$ 11,765.00
Johnson, Eric (P)	P	121.30	\$ 900.00	\$ 109,170.00
Knox, Crystal (A)	A	10.00	\$ 325.00	\$ 3,250.00
Paulson, Jenny (A)	A	14.60	\$ 600.00	\$ 8,760.00
Truong, Thien An (P)	P	60.90	\$ 900.00	\$ 54,810.00
TOTAL		873.7		\$ 1,005,455.00

Time Summary Report

Firm Name: Simmons Hanly Conroy LLP

Reporting Period: Case Inception through Nov. 11, 2025

STATUS:

(P) Partner

(A) Associate

Name	L100 Case Assessment, Development and Administration	L110 Fact Investigation/Development	L120 Analysis/Strategy	L130 Experts/Consultants	L140 Document/File Management	L160 Settlement/Non-Binding ADR	L190 Other Case Assessment, Development and Administration
Barnes, Jay (P)		19.6	72.2	22.4	3.2	7.5	8
Gee, Erin (A)							
Gurnani, Payal (A)							
Johnson, Eric (P)	8.8	2	3.4	24.6	7.5	1.9	
Knox, Crystal (A)							
Paulson, Jenny (A)			0.5	9		1	
Truong, Thien An (P)	0.5		0.5	0.5		1	0.9
TOTAL	9.3	21.6	76.6	56.5	10.7	11.4	8.9

Time Summary Report

Firm Name: Simmons Hanly Conroy LLP
Reporting Period: Case Inception through Nov. 11, 2025

STATUS:
(P) Partner
(A) Associate

Name	L210 Pleadings	L220 Preliminary Injunctions/Provisional Remedies	L230 Court Mandated Conferences	L240 Dispositive Motions	L250 Other Written Motions and Submissions	L260 Class Action Certification and Notice
Barnes, Jay (P)	81.2	18.8	1.4	6.8	147.6	6.5
Gee, Erin (A)						
Gurnani, Payal (A)						
Johnson, Eric (P)	10.5		1.0	7.2	6.5	0.3
Knox, Crystal (A)						
Paulson, Jenny (A)						2.0
Truong, Thien An (P)				3.5	2.0	2.0
TOTAL	91.7	18.8	2.4	17.5	156.1	10.8

Time Summary Report

Firm Name: Simmons Hanly Conroy LLP

STATUS:

Reporting Period: Case Inception through Nov. 11, 2025

(P) Partner

(A) Associate

Name	L300 Discovery	L310 Written Discovery	L320 Document Production	L330 Depositions	L390 Other Discovery
Barnes, Jay (P)		2.5			3.3
Gee, Erin (A)					
Gurnani, Payal (A)		8.9	27.3		
Johnson, Eric (P)	3.0	4.1	0.5	37.0	
Knox, Crystal (A)			10.0		
Paulson, Jenny (A)					
Truong, Thien An (P)		1.0		48.5	
TOTAL	3.0	16.5	37.8	85.5	3.3

Doe I and Doe II v. Sutter Health, Case No. 34-2019-00258072-CU-BT-GDS

Time Summary Report

Firm Name: Simmons Hanly Conroy LLP

STATUS:

Reporting Period: Case Inception through Nov. 11, 2025

(P) Partner

(A) Associate

Name	L410 Fact Witnesses	L420 Expert Witnesses	L430 Written Motions and Submissions	L440 Other Trial Preparation and Support	L450 Hearing Attendance
Barnes, Jay (P)	21.2	23.5	9.0	151.1	21.5
Gee, Erin (A)					3.4
Gurnani, Payal (A)					
Johnson, Eric (P)					3.0
Knox, Crystal (A)					
Paulson, Jenny (A)			2.1		
Truong, Thien An (P)	0.5				
TOTAL	21.7	23.5	11.1	151.1	27.9

EXHIBIT “3”

Simmons Hanly Conroy LLP

EXHIBIT 3

Jane Doe I and Jane Doe II v. Sutter Health,
Case No. 34-2019-00258072-CU-BT-GDS

EXPENSE REPORT

CATEGORY:	AMOUNT:
Copying / Printing / Scanning	\$0.60
Court Reporters/Transcripts	\$7,285.02
Expert Fees	\$84,384.33
Filing Fees	\$5,150.00
Litigation Support Vendors (CourtCall, ILS)	\$12,890.21
Mediation	\$5,650.00
Travel	\$4,294.61
TOTAL EXPENSES	<u>\$119,654.77</u>

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Los Angeles, State of California. My business address is 8648 Wilshire Boulevard, Beverly Hills, CA 90211-2910.

On December 9, 2025, I served true copies of the following documents described as **DECLARATION OF ERIC S. JOHNSON IN SUPPORT OF PLAINTIFFS' MOTION FOR ATTORNEYS' FEES, COSTS AND INCENTIVE AWARDS** on the interested parties in this action as follows:

Robert H. Bunzel
Michael D. Abraham
Stephen C. Steinberg
Kerry Duffy
BARTKO PAVIA LLP
1100 Sansome Street
San Francisco, CA 94111
rbunzel@bartkopavia.com
mabraham@bartkopavia.com
ssteinberg@bartkopavia.com
kduffy@bartkopavia.com
gcayabyab@bartkopavia.com

Attorneys for Defendant Sutter Health

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent by e-mail to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on December 9, 2025, at Beverly Hills, California.



Jessica Mendez