

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND
BALTIMORE DIVISION

KIRAN KUMAR NALLAGONDA,)	Case No.: 1:15-cv-03562-PX
Plaintiff,)	
vs.)	Date: February 5, 2019
OSIRIS THERAPEUTICS, INC., <i>et. al.</i>)	Time: 10:00 a.m.
Defendants.)	Dept.: Suite 400
_____)	Judge: Hon. Paula Xinis
)	Complaint filed November 23, 2015

**DECLARATION OF WAYNE G. TRAVELL IN SUPPORT OF LEAD PLAINTIFF'S
MOTION FOR AN AWARD OF ATTORNEYS' FEES, REIMBURSEMENT OF
EXPENSES, AND AN INCENTIVE AWARD FOR LEAD PLAINTIFF**

I, Wayne G. Travell, hereby declare as follows:

1. I am over 18 years of age and am competent to testify to the matters and facts hereinafter set forth. I am a partner with the law firm of Hirschler Fleischer, PC (“Hirschler” or “Liaison Counsel”), the Court-appointed Liaison Counsel for the Class in the above-captioned action (the “Litigation”).

2. I submit this Declaration in support of Lead Plaintiff Dr. Raffy Mirzayan’s application, pursuant to Rule 23 of the Federal Rules of Civil Procedure, for an award of attorneys’ fees to Class Counsel and for a reimbursement of expenses.

3. My firm’s compensation for the services rendered on behalf of the Class is wholly contingent, and at the inception of the litigation the firm was completely at risk that it would not receive any compensation for prosecuting these claims against the defendants.

4. All attorneys, paralegals, and law clerks at my firm are instructed to keep contemporaneous time records reflecting the time spent on this and other matters.

5. I am an attorney admitted to the practice of law as follows: the Commonwealth of Virginia, 1982; the District of Columbia, 1983; and, the State of Maryland, 1984. I am admitted to the bar of this Court, the United States District Courts for the Eastern and Western Districts of Virginia, and the District of the District of Columbia, to the United States Bankruptcy Courts for the Eastern District of Virginia, the District of Maryland and the District of the District of Columbia, and to the Third Circuit, Fourth Circuit Court, and District of Columbia Courts of Appeal. My biography is attached hereto as **Exhibit 1**.

6. During my legal career, I have focused primarily on trial and appellate practice in the federal and state courts in Virginia, the District of Columbia, and Maryland. I have served in leadership and management roles at the law firms where I was and am a partner throughout my career.

7. Over the course of my career, I have been responsible for setting hourly rates for myself and for the lawyers supervised by me. In connection with that task, I undertake periodic and at least annual efforts to determine the prevailing hourly rates of attorneys in Northern Virginia, the District of Columbia, and Maryland in practice areas similar to those provided by me and the lawyers under my supervision to firm clients. In addition, I regularly submit declarations in support of fee applications for worked performed by the lawyers and paralegals at my firm under fee shifting statutes and under contract provisions entitling the prevailing party to an award of legal fees. I have also participated in the preparation and filing of fee applications to the United States Bankruptcy Courts for the Eastern District of Virginia, and have, on several occasions, been qualified by a Court to testify as to the reasonableness of attorneys for my firm.

8. Based on my experience and research, the hourly rates charged by the timekeepers at my firm are well within the range of fees charged by lawyers and paraprofessionals of similar experience providing similar services in this Court.

9. During the time period January 2016 through October 31, 2018, my firm performed 21.90 hours of relevant work in connection with this litigation, corresponding to a lodestar amount of \$12,610.50. During the period, Hirschler incurred expenses in connection with the prosecution of this litigation in the sum of \$234.00.

10. Attached hereto as **Exhibit 2** is a schedule containing a summary of the number of hours recorded for this litigation by me and by my paralegal, Patricia Laura, from January 2016 through October 31, 2018. The rates at which the firm seeks compensation are its usual and customary hourly rates charged for its attorneys' and professionals'. The schedule was prepared from contemporaneous, daily time records regularly prepared and maintained by my firm. All of the services performed by my firm in connection with this litigation were reasonably necessary in the prosecution of this case. There has been no unnecessary duplication of services for which the firm now seeks compensation.

11. The expenses incurred are reflected in Hirschler's books and records. These books and records are prepared from checks, expense vouchers, and other source materials which are regularly kept and maintained by the firm and accurately represent the expenses incurred, and none of them have been previously reimbursed.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 19th day of November, 2018.

/s/ Wayne G. Travell
Wayne G. Travell

