

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

DANIEL CALIX, Plaintiff, individually
and on behalf of all others similarly
situated

VERSUS

APPLE INC., Defendant

CIVIL ACTION NO.

DISTRICT JUDGE

MAGISTRATE JUDGE

DECLARATION IN SUPPORT OF DEFENDANT APPLE INC.'S
NOTICE OF REMOVAL

I, Quentin F. Urquhart Jr., declare:

1. I am a partner in the law firm of Irwin Fritchie Urquhart & Moore LLC, counsel for defendant Apple Inc. ("Apple") in this action. I make this declaration on my own personal knowledge, and if called as a witness, I could and would testify competently to the following facts:

2. Attached as Exhibit A is a true and correct copy of the May 15, 2009 Memorandum of Authorities in support of plaintiffs' petition for attorneys' fees in *Johnson v. Big Lots Stores, Inc.*, Civil Action No. 04-3201, filed in the United States District Court for the Eastern District of Louisiana (the "*Johnson* action").

3. Attached as Exhibit B is a true and correct copy of the May 14, 2009 affidavit of Philip Bohrer, filed in support of plaintiffs' petition for attorneys' fees in the *Johnson* action.

4. Attached as Exhibit C is a true and correct copy of the July 17, 2007 Memorandum in Support of Motion for Award of Attorneys' Fees and Reimbursement of Costs in *Accounting Outsourcing, LLC v. Verizon Wireless Personal Communications L.P.*, Civil Action No. 03-161, filed in the United States District Court for the Middle District of Louisiana.

5. Attached as Exhibit D is a true and correct copy of the June 27, 2006 Memorandum in Support of Class Counsel's Motion for Award of Attorneys' Fees and Costs and Approval of Incentive Award to Class Representatives in *In re: Educational Testing Services Praxis Principle of Learning and Teaching: Grades 7-12 Litigation*, MDL No. 1643, filed in the United States District Court for the Eastern District of Louisiana.

I declare under penalty of perjury under the laws of the United States of America and the State of Louisiana that the foregoing is true and correct.

Executed this 7th day of October, 2010, at New Orleans, Louisiana.


Quentin F. Orquhart, Jr.