

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MYA BATTON, AARON BOLTON,
MICHAEL BRACE, DO YEON IRENE KIM,
ANNA JAMES, JAMES MULLIS,
THEODORE BISBICOS, and DANIEL
PARSONS, individually and on behalf of
all others similarly situated,

Plaintiffs,

v.

THE NATIONAL ASSOCIATION OF
REALTORS, ANYWHERE REAL ESTATE, INC.
FORMERLY KNOWN AS REALOGY HOLDINGS
CORP., RE/MAX LLC, and KELLER WILLIAMS
REALTY, INC.,

Defendants.

Case No. 1:21-cv-00430 (LAH)

**DECLARATION OF RANDALL P. EWING, JR. IN SUPPORT OF CLASS COUNSEL’S
MOTION FOR AN AWARD OF ATTORNEYS’ FEES AND PAYMENT OF
LITIGATION EXPENSES, AND PLAINTIFFS’ REQUEST FOR SERVICE AWARDS**

I, Randall P. Ewing, Jr., hereby declare:

1. I am a Partner at the law firm of Korein Tillery LLC, counsel for Plaintiffs and the Settlement Classes. I make this Declaration in support of Class Counsel’s Motion For Attorneys’ Fees and Expenses and Application for Service Awards (“Fee and Expense Application”) filed concurrently herewith. I have personal knowledge of the matters stated herein and, if called upon to testify to those facts, I could and would do so competently.

2. At all times relevant hereto, Korein Tillery served as co-lead counsel with Lowey Dannenberg, P.C. for Plaintiffs and the proposed Settlement Classes in the above-captioned

action (the “Action”). Unless otherwise defined, capitalized terms herein have the same meaning as in the Settlement Agreements between Plaintiffs and Keller Williams Realty, LLC (“Keller Williams”) and RE/MAX LLC (“RE/MAX”).

3. The statements herein are true to the best of my personal knowledge, information, and belief based on the books and records of Korein Tillery and information received from Korein Tillery attorneys and staff.

4. As detailed in Korein Tillery’s resume submitted in connection with Plaintiff’s Motion for Preliminary Approval of the RE/MAX Settlement (ECF No. 310-4), Korein Tillery has extensive experience prosecuting antitrust and other complex class actions.

5. The schedule attached as **Exhibit A** summarizes the hours and lodestar of Korein Tillery from inception of this Action to March 31, 2026. The total hours were determined by the examination of contemporaneous, daily time records regularly prepared and maintained by my firm. Lodestar calculations for the time incurred are based on the firm’s current hourly rates and were prepared based upon daily time records maintained by attorneys and professional support staff at the firm. Lodestar figures do not include charges for expense items. Korein Tillery time records have been reviewed to confirm both the accuracy of the entries as well as the necessity for and reasonableness of the time expended in this litigation. As a result of this review, certain reductions were made to time and lodestar either in the exercise of billing judgment or to conform with my firm’s practice.

6. The time set forth in this Declaration does not include the hours Korein Tillery spent or will spend preparing this Fee and Expense Application, briefing final approval of the Settlement, communicating with Settlement Class Members after March 31, 2026, preparing for

and attending the Settlement Hearing on July 28, 2026, and administering the Settlement, assuming it is approved by the Court.

7. The hourly rates for the attorneys and other professional support staff at my firm are the same as the usual and customary hourly rates used for their services in other contingent matters and have been approved by other courts in similar matters. *See Smart v. Nat'l College Athletic Ass'n*, 2:22-cv-02125, 2025 WL 2651800, at *7-8 (E.D. Cal. Sept. 16, 2025) (approving fee based on hourly rates between \$900-1,000 for Korein Tillery partners and \$400-600 for non-partners); *Csupo v. Google LLC*, 19CV352557 (Cal. Sup. Ct. Feb. 18, 2026) (approving fee based on hourly rates between \$700-1750 for Korein Tillery partners and \$400-800 for non-partners); *Senne v. Kansas City Royals Baseball Corp.*, 14-cv-00608, 2023 WL 2699972, at *20 (N.D. Cal. Mar. 29, 2023) (approving fee based on hourly rates between \$800-1300 for Korein Tillery partners and \$350-700 for non-partners). For personnel no longer employed by Korein Tillery, the lodestar calculation is based on the billing rates for such personnel in his or her final year of employment. The total lodestar does not include charges for expense items.

8. The services Korein Tillery performed on behalf of the putative class include, but are not limited, the following:

- a. Investigating the claims, including state-law indirect purchaser claims throughout the country, and drafting the Complaint and First Amended Complaint;
- b. Drafting briefs and conducting research in opposition to Defendants' First, Second, and Third Motions to Dismiss;
- c. Drafting briefs in relation to a petition to consolidate this Action before the Judicial Panel of Multidistrict Litigation and appearing for argument;

- d. Drafting Requests for Production of Documents and Interrogatories and participating in numerous meet-and-confers regarding the same;
- e. Reviewing approximately 214,000 documents, totaling approximately 2,700,000 pages, produced by Defendants and more than 80 deposition transcripts from related litigation;
- f. Preparing subpoenas on more than 60 third parties in order to obtain data for Plaintiffs' experts to develop a class-wide methodology of measuring and apportioning damages, meeting and conferring with the subpoena recipients, and analyzing the documents and data produced and following up with the subpoena recipients as necessary;
- g. Numerous meetings with Plaintiffs' experts in connection with the preparation of their expert reports in support of class certification;
- h. Drafting Plaintiffs' Motion for Class Certification and accompanying filings;
- i. Participating in mediations with the Settling Defendants;
- j. Preparing Plaintiffs Kim, Brace, Bolton, James, and Parsons for depositions and defending their depositions;
- k. Preparing objections and opt-out forms in connection with Defendants' settlements in *Burnett, et al. v. National Ass'n of Realtors, et al.*, 4:19-cv-00332 (W.D. Mo.), in order to protect certain class members' claims related to their home purchase transactions that are not otherwise being compensated; and
- l. Preparing Plaintiffs' appellate briefs and consulting about appellate strategy with Plaintiffs' oral advocate in *Burnett, et al. v. James Mullis*, 24-2143 (8th Cir.), in

order to preserve certain class members' claims related to their home purchase transactions that were not otherwise being compensated.

9. The total time invested in this action by my firm is 15,321.50 attorney hours and 1,685.15 non-attorney hours. The total loadstar value of these professional services is \$11,286,582.50.

10. Attached as **Exhibit B** is a schedule of Korein Tillery's expenses reasonably incurred in connection with this litigation for which reimbursement is requested. 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).

11. The requested payment for litigation expenses should also be approved because the expenses were reasonably and necessarily incurred in the prosecution of the Action.

12. As detailed and categorized in the schedule attached as **Exhibit B**, Korein Tillery incurred a total of \$2,562,030.44 in expenses from January 26, 2021 through March 31, 2026. The schedule is based upon expense records recorded in Korein Tillery's books and records. These books and records are prepared from expense vouchers, check records, receipts, and other source materials.

* * *

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

Executed this 9th day of June, 2026, in Fort Lauderdale, Florida.

A handwritten signature in black ink, appearing to read "Randall P. Ewing, Jr." with a stylized flourish at the end.

Randall P. Ewing, Jr.

EXHIBIT A

Attorneys	Role	Total Hours	Hourly Rate	Total Lodestar
Bell, Chad	Partner	13.90	900.00	12,510.00
Berezney, Steve	Partner	1,029.80	1,200.00	1,235,760.00
Boyer, Jamie	Partner	6.70	850.00	5,695.00
Broshuis, Garrett	Partner	4.80	1,200.00	5,760.00
Burke, Christopher	Partner	48.10	1,400.00	67,340.00
Ellis, Andrew	Partner	11.20	900.00	10,080.00
Epstein, Daniel	Partner	4.70	900.00	4,230.00
Ewing, Randall	Partner	2,909.00	1,100.00	3,199,900.00
Klenov, Michael	Partner	2.80	1,200.00	3,360.00
O'Keefe, Carol	Partner	5.30	1,200.00	6,360.00
Tillery, Stephen	Partner	46.40	1,750.00	81,200.00
Wallenstein, Marc	Partner	20.30	1,200.00	24,360.00
Zelcs, George	Partner	96.80	1,600.00	154,880.00
Albani, Donna	Attorney	945.40	400.00	378,160.00
Bruno, Stephen	Attorney	970.70	400.00	388,280.00
Byrer, Jonathon	Attorney	40.60	600.00	24,360.00
Cortazar, Ryan	Attorney	1,048.90	800.00	839,120.00
Dippold, Devin	Attorney	5.10	650.00	3,315.00
Kepner, Eugene	Attorney	805.20	400.00	322,080.00
McNamara, Aidan	Attorney	1,160.70	700.00	812,490.00
Rakita, Jelena	Attorney	1,322.10	400.00	528,840.00
Rocque, Peter	Attorney	1,551.50	800.00	1,241,200.00
Standley, Harrison	Attorney	1,435.40	400.00	574,160.00
Steinmetz, Jamie	Attorney	1.60	750.00	1,200.00
Tate, Ken	Attorney	121.90	400.00	48,760.00

White, Elizabeth	Attorney	807.10	400.00	322,840.00
Willard, Robert	Attorney	905.50	400.00	362,200.00
TOTAL:		15,321.50		10,658,440.00

Non-Attorneys	Role	Total Hours	Hourly Rate	Total Lodestar
Clerkin, Stephanie	Director of Litigation Support	31.70	600.00	19,020.00
Eckhardt, Leann	Paralegal	1.00	400.00	400.00
Epperson, Megan	Paralegal	595.40	400.00	238,160
Lucas, Lisa	Paralegal	112.30	400.00	44,920.00
Saxon, Elma	Paralegal	8.70	300.00	2,610.00
Sortor, Sheila	Paralegal	8.80	400.00	3,520.00
Chahal, Jasmine	Legal Analyst	30.30	350.00	10,605.00
Korotkin, Ari	Legal Analyst	1.50	300.00	450.00
Makani, Ali	Legal Analyst	23.40	350.00	8,190.00
Mody, Akshay	Legal Analyst	13.20	350.00	4,620.00
Moore, Jonathan	Legal Analyst	13.75	350.00	4,812.50
Muniz, Averil	Legal Analyst	50.00	350.00	17,500.00
Narayanan, Anjali	Legal Analyst	43.60	300.00	13,080.00
Uhlman, John	Legal Analyst	14.60	350.00	5,110.00
Varlesi, Bianca	Legal Analyst	46.50	350.00	16,275.00
Vogel, Brian	Legal Analyst	318.90	350.00	111,615.00
Zhang, Robin	Legal Analyst	323.70	350.00	113,295.00
Bannester, Michael	Legal Assistant	40.00	300.00	12,000.00
Hutton, Diana	Legal Assistant	0.20	300.00	60.00
Witteried, Janet	Legal Assistant	7.60	250.00	1,900.00
TOTAL:		1,685.15		628,142.50

EXHIBIT B

Expense Categories	Expenses
Travel - Airfare, Lodging, Meals, Taxi	\$25,049.72
Computer Research, Databases & Docket Fees	\$92,635.88
Court and Deposition Transcripts & Fees	\$14,905.75
Professional, Consulting, or Expert Fees	\$2,409,932.52
In-House Copying	\$4,274.85
Postage, Mailing, FedEx, UPS, Fares & Messengers	\$1,428.84
Service and Filing Fees	\$13,790.88
Conferences, Meetings, Telephone & Telecopier	\$12.00
TOTAL	\$2,562,030.44