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15 Attorneys for Plaintiff  
16 JULIO C. DIAZ

17 **UNITED STATES DISTRICT COURT**  
18 **CENTRAL DISTRICT OF CALIFORNIA**

19 JULIO C. DIAZ, individually and on  
20 behalf of others similarly situated,

21 Plaintiff,

22 vs.

23 UNITED PARCEL SERVICE, INC.,

24 Defendant.

Case No. EDCV 09-02279 VBF (DTBx)

**CLASS ACTION**

**DECLARATION OF GREGORY N.  
KARASIK IN SUPPORT OF  
PLAINTIFF'S MOTION FOR  
AWARD OF ATTORNEY'S FEES,  
COSTS AND CLASS  
REPRESENTATIVE  
ENHANCEMENT PAYMENT**

Date: April 25, 2011  
Time: 1:30 p.m.  
Ctrm: 9

25 I, Gregory N. Karasik, declare:

26 1. I am an attorney licensed to practice law in the state of California and  
27 have been admitted to practice before this Court. I am a partner in the law firm  
28 Spiro Moss LLP and am lead counsel for plaintiff Julio C. Diaz ("Plaintiff") in this

1 action. I have personal knowledge of the matters stated herein and if called and  
2 sworn as a witness, I would and could competently testify under oath thereto.

3 2. To date, Spiro Moss has incurred on behalf of Plaintiff a total of  
4 \$12,612.41 in litigation related expenses. Attached hereto as Exhibit 1 is a list of  
5 all these expenses prepared by the Spiro Moss office manager.

6 3. Immediately upon the filing of Plaintiff's motion for an award of  
7 attorney's fees, costs and an enhancement payment on March 25, 2011, all the  
8 papers relating to this motion will be posted on the Spiro Moss website at  
9 www.spiromoss.com in accordance with the Settlement. Posting of Plaintiff's  
10 motion papers on March 25, 2011, 31 days before the final fairness hearing on  
11 April 25, 2011, will give class members 10 days to object to Plaintiff's motion, 3  
12 days more than the 7 day notice period required under the Settlement.

13 4. At the outset of this lawsuit, Spiro Moss LLP and the Law Office of  
14 Shaun Setareh agreed to split any recovery of attorney's fees in this case as  
15 follows: 70% to Spiro Moss and 30% to the Law Office of Shaun Setareh.  
16 Plaintiff was advised in writing and consented in writing to the foregoing  
17 agreement regarding the splitting of attorney's fees.  
18

19 I declare under penalty of perjury that the foregoing is true and correct and  
20 that this declaration was executed in Los Angeles, California on March 25, 2011.

21 /s/ Gregory N. Karasik  
22 Gregory N. Karasik  
23  
24  
25  
26  
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28

# EXHIBIT 1

9:55 AM

03/22/11

Accrual Basis

**Spiro Moss LLP**  
**UPS (DIAZ)**  
**INCOME & COSTS to 3/21/11**

Type	Date	Num	Source Name	Memo	Amount
<b>Ordinary Income/Expense</b>					
<b>Expense</b>					
<b>Attorney's Service</b>					
Check	12/9/2009	6815	Ace Attorney Service,...	11/10/09	240.72
Check	12/14/2009	6825	Janney & Janney Atto...	11/18/09	75.00
Check	1/26/2010	7000	Janney & Janney Atto...	11/24/09	60.00
Check	1/26/2010	7000	Janney & Janney Atto...	12/18/09	40.00
Check	2/22/2010	7063	Janney & Janney Atto...	1/12/10	40.00
Check	2/22/2010	7063	Janney & Janney Atto...	1/14/10	40.00
Check	2/22/2010	7063	Janney & Janney Atto...	1/15/10	40.00
Check	8/19/2010	7524	Janney & Janney Atto...	7/20/10	25.00
Check	10/21/2010	7699	Janney & Janney Atto...	9/1/10	95.00
Total Attorney's Service					655.72
<b>Court Reporting</b>					
Check	4/6/2010	7186	Esquire Corportate S...	UPS II (Diaz) Inv #CSD13...	692.49
Deposit	11/15/2010	00000...		Refund/Ct Rptr/UPS (Diaz)	-62.95
Total Court Reporting					629.54
<b>Filing Fee</b>					
Check	12/9/2009	6815	Ace Attorney Service,...	11/10/09	905.00
Total Filing Fee					905.00
<b>Mediator Fee</b>					
Check	5/6/2010	7255	David A. Rotman	Med 6/2/10, resched to 7/...	8,000.00
Total Mediator Fee					8,000.00
<b>Research Fee</b>					
Check	1/22/2010	6991	Pacer Service Center	Research fee 10/1 - 12/31...	4.08
Check	8/25/2010	7540	Thomson West	Inv #821064982	117.84
Check	9/21/2010	7613	Thomson West	Inv #821258741	5.95
Total Research Fee					127.87
<b>Travel, Bus</b>					
Check	2/2/2010	7025	Gregory Karasik	1/14/10 prkg	38.00
Check	2/2/2010	7025	Gregory Karasik	1/14/10 mileage	16.50
Check	3/1/2010	7095	Gregory Karasik	2/1/10 mileage	16.50
Check	3/1/2010	7095	Gregory Karasik	2/1/10 prkg	16.00
Check	3/1/2010	7095	Gregory Karasik	2/17/10 mileage	66.00
Check	3/1/2010	7095	Gregory Karasik	2/18/10 prkg	38.00
Check	3/1/2010	7095	Gregory Karasik	2/18/10 prkg	38.00
Check	3/1/2010	7095	Gregory Karasik	2/18/10 meals	27.44
Check	5/6/2010	7257	Gregory Karasik	4/1/10 mileage	82.50
Check	8/16/2010	7514	Gregory Karasik	7/14/10 airefare	343.40
Check	8/16/2010	7514	Gregory Karasik	7/14/10 taxi	70.00
Check	8/16/2010	7514	Gregory Karasik	7/15/10 airefare (client)	343.40
Check	8/16/2010	7514	Gregory Karasik	7/15/10 hotel (client)	322.38
Check	8/16/2010	7514	Gregory Karasik	7/18/10 taxi	62.00
Check	8/16/2010	7514	Gregory Karasik	7/18/10 taxi	54.00
Check	8/16/2010	7514	Gregory Karasik	7/18/10 hotel	636.35
Check	8/16/2010	7514	Gregory Karasik	7/18/10 prkg	50.00
Check	9/1/2010	7555	Gregory Karasik	8/26/10 client meal	7.81
Check	9/1/2010	7555	Gregory Karasik	8/26/10 mileage	66.00
Total Travel, Bus					2,294.28
Total Expense					12,612.41
Net Ordinary Income					-12,612.41
<b>Net Income</b>					<b>-12,612.41</b>