

ERIC A. GROVER (SBN 136080)
egrover@kellergrover.com
ROBERT W. SPENCER (SBN 238491)
rspencer@kellergrover.com
KELLER GROVER LLP
1965 Market Street
San Francisco, California 94103
Telephone: (415) 543-1305
Facsimile: (415) 543-7861

Attorneys for Plaintiff CARLA COLLINS
and the Certified Class

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

CARLA COLLINS on behalf of herself, and
all others similarly situated, and all aggrieved
employees,

Plaintiff,

v.

NATIONAL INSURANCE INSPECTION
SERVICES, INC.; and DOES 1 through 50,
inclusive,

Defendants.

Case No: 20STCV15619

CLASS AND REPRESENTATIVE ACTION

*Assigned to
Honorable Elaine Lu, Dept. 9*

**SUPPLEMENTAL DECLARATION OF
ROBERT SPENCER IN SUPPORT OF
MOTION FOR FINAL APPROVAL OF
CLASS AND PAGA ACTION
SETTLEMENT AND MOTION FOR
AWARD OF REASONABLE
ATTORNEYS' FEES AND COSTS, CLASS
REPRESENTATIVE INCENTIVE
AWARD/ GENERAL RELEASE
PAYMENT, AND SETTLEMENT
ADMINISTRATION COSTS**

Date: January 22, 2026
Time: 8:30 a.m.
Dept. 9

Motion Due: December 22, 2025
Opposition Due: January 2, 2026
Reply Due: January 8, 2026

Complaint Filed: April 22, 2020
FAC Filed: June 24, 2020
Trial: Not Set

1 I, ROBERT W. SPENCER, declare as follows:

2 1. I am an attorney duly admitted to the practice of law in the State of California and
3 before this Court. I am a senior associate with the law firm Keller Grover LLP, counsel for
4 Representative Plaintiff Carla Collins in this action. I have personal knowledge of the facts
5 stated herein and, if called as a witness, I could and would testify competently to the facts set
6 forth below.

7 2. I make this declaration to address the items raised in the Court's tentative ruling
8 regarding Final Approval of Class Action Settlement posted on January 15, 2026. In its ruling,
9 the Court raised issues regarding various costs claimed by Plaintiff's Counsel and listed in
10 Exhibit 5¹ of the approval papers, including: 1) expert costs, 2) \$12,500 of mediation costs
11 attributed to Medina McKelvey LLP, and 3) \$7,556 of costs attributed to "Paralegal Contractor."

12 **Expert Costs:**

13 3. Plaintiff retained three experts in this action, David Breshears of Hemming
14 Morse, LLP; Richard Drogin, Ph.D. of Drogin, Kakigi & Associates; and Anna Tom Class
15 Action Damage Analysis. The Court's August 8, 2023 Orders re Motion for Class Certification
16 required Plaintiff to submit a revised trial plan including what opinions the experts would offer,
17 whether statistical evidence would be used and additional details regarding sample size and
18 margin of error, and how individual damages and aggregate damages for the class would be
19 calculated. Each expert submitted a declaration in support of Plaintiff's revised trial plan² to
20 address the Court's concerns. In addition, Ms. Tom assisted with damage calculations throughout
21 the three mediations in this action, which involved analyzing massive amounts of data provided
22 by Defendant in the form of excel spreadsheets.

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¹ Ex. 5 (costs) is attached to the Declaration of Eric A. Grover in Support of Final Approval of
25 Class and PAGA Action Settlement and Memorandum of Points and Authorities in Support
26 Thereof, and Motion for Award of Reasonable Attorneys' Fees and Costs, Class Representative
27 Incentive Award/General Release Payment, and Settlement Administration Costs, Memorandum
28 of Points and Authorities in Support Thereof ("Grover Decl."), filed December 22, 2015.

² The declarations are each expert are attached as exhibits to Expert Declarations in Support of
Plaintiff's Revised Proposed Trial Plan, filed November 20, 2023 ("Expert Declarations").

4. David Breshears: Plaintiff retained David Breshears of Hemming Morse, LLP to provide expert testimony regarding out-of-pocket expenses, including class members' work related use of their cellular telephones and home internet, as well as costs of certain miscellaneous supplies utilized for inspections, such as smartphone selfie sticks and walking wheel tape measurers. Mr. Breshears and his staff at Hemming Morse, LLP researched these issues in support of Plaintiff's revised trial plan. Additionally, Mr. Breshears submitted his declaration to the Court as Exhibit 1 to Plaintiff's Expert Declarations filed on November 20, 2023. Hemming Morse LLP charged \$4,197.50 for their work on this action. A true and correct copy of the invoice dated December 19, 2023 for Hemming Morse, LLP's work on this action is attached as part of **Exhibit 1** to this declaration.³ This invoice also contains a breakdown of the work performed by Mr. Breshears and Hemming Morse, LLP.

5. Richard Drogin, Ph.D: Plaintiff retained Richard Drogin, Ph.D of Drogin, Kakigi & Associates to offer expert opinion and perform data calculations regarding unpaid wages for travel time between client locations and expenses incurred by class members in connection with the miles driven by class members between client locations. Dr. Drogin researched these issues in support of Plaintiff's revised trial plan. Dr. Drogin submitted his declaration in support of Plaintiff's revised trial plan as Exhibit 2 the Expert Declarations filed on November 20, 2023. Drogin, Kakigi & Associates charged \$2,150 for its work in this action. A true and correct copy of the invoice dated November 11, 2023 for their work performed is attached as part of **Exhibit 1** to this action. This invoice also contains a description of the work performed by Dr. Drogin as part of this action.

6. Anna Tom: Plaintiff retained Anna Tom of Class Action Damage Analysis to provide analysis and damage calculations for the class related unpaid regular, overtime and

³ For ease of review by the Court, the invoices for each expert are attached as part as Exhibit 1 to this declaration and placed in the same order that they are listed in Exhibit 5 (costs exhibit) to the Grover Decl. Additionally, Plaintiff's Counsel redacted certain information from the invoices contained in Exhibit 1 for privacy reasons, including bank account information and employer identification numbers. Plaintiff's Counsel also redacted Ms. Tom's contact information from her invoices as she works from home.

double-time wages, unpaid rest break premiums, unpaid driving time, unpaid pre-and post-shift time, unreimbursed mileage, Labor Code § 226(s) statutory penalties, and Labor Code § 203 statutory penalties.

7. Ms. Tom performed extensive work as part of this action. In advance of the first mediation that took place on April 21, 2022, Defendant provided nearly 400 excel files containing extensive data for putative class members. Ms. Tom analyzed this data in order to assist Plaintiff formulate a damage calculation in preparation for the first mediation. A true and correct invoice from Ms. Tom dated April 20, 2022 in the amount of \$4,331.25 is attached as part of **Exhibit 1**. This invoice also contains a description of the work performed by Ms. Tom for the amount charged.

8. The parties participated in a second mediation on September 29, 2023. In preparation of the second mediation, Ms. Tom performed additional analysis to provide an updated damage calculation. As the second mediation was unsuccessful, Ms. Tom also provided a declaration in support of Plaintiff's revised trial plan as Exhibit 3 to the Expert Declarations filed November 20, 2023. A true and correct invoice from Ms. Tom dated December 21, 2023 in the amount of \$825.00 is attached as part of **Exhibit 1** to this declaration. This invoice also contains a description of the work performed by Ms. Tom for the amount charged.

9. The parties participated in a third mediation on January 22, 2025. In preparation for this mediation, Ms. Tom analyzed over 700 excel files containing data for class members. Ms. Tom then provided a damage calculation in support of the third mediation. A true and correct copy of Ms. Tom's invoice dated January 17, 2025 in the amount of \$1,475.00 is attached as part of **Exhibit 1** to this declaration. This invoice also contains a description of the work performed by Ms. Tom for the amount charged.

Mediation Costs Attributed to Medina McKelvey LLP:

10. The parties utilized Brandon McKelvey, Esq. as the mediator for the third mediation. Mr. McKelvey is a partner of the law firm Medina McKelvey LLP and offers mediation services under the name M Resolution. Mr. McKelvey was the actual mediator for the third mediation and did not perform any legal work on behalf of Plaintiff in this case. The

1 \$12,500 cost is Plaintiff's share of paying the fee for the third mediation. A true and correct
2 invoice showing the \$12,500 mediation fee is attached as **Exhibit 2** to this action.

3 11. While the invoice lists the name M Resolution, Plaintiff made the payment out to
4 Medina McKelvey LLP because that is how the invoice was processed by Mr. McKelvey.
5 Additionally, the W-9 provided by Mr. McKelvey for payment listed Medina McKelvey LLP
6 rather than M. Resolution. As such, Plaintiff's payment for the \$12,500 mediation fee was made
7 out to Medina McKelvey LLP, which is why Medina McKelvey LLP is listed on Ex. 5 (costs)
8 under mediation. It is properly categorized as it is actual mediation fee for the third mediation.

9 **Paralegal Contractor Costs:**

10 12. Plaintiff's Counsel listed \$7,556.00 as paralegal costs for Nathan Clark on Ex. 5
11 (costs). The Court's tentative ruling seeks more information as to why this is not overhead
12 covered by attorneys' fees. Mr. Clark was a 1099 contractor. In short, it's cheaper for the class to
13 have this amount be listed as a reimbursable cost for the amount charged by Mr. Clark rather
14 than have Plaintiff's Counsel seek paralegal fees' at a reasonable hourly rate compared to normal
15 paralegal billing rates in comparable litigation. Mr. Clark charged between \$35 to \$45 an hour
16 for his services. As such, Plaintiff's Counsel seeks reimbursement for the amount charged by Mr.
17 Clark without mark-up rather than seek market-rate paralegal fees.

18 13. Nathan Clark, Esq. is a graduate of University of California, Hastings College of
19 law. The majority of Mr. Clark's work on this matter involved the class certification briefing.
20 Mr. Clark assisted in telephoning and interviewing putative class members in order to obtain
21 declarations in support of Plaintiff's motion for class certification. Mr. Clark also assisted in the
22 briefing process by both cite-checking briefs and recommending edits. During the litigation, Mr.
23 Clark also prepared summaries of deposition transcripts, prepared initial drafts of certain
24 documents like stipulations, and provided generalized assistance with preparing for the second
25 mediation.

26 **Declaration provided to the LWDA:**

27 14. I personally uploaded this declaration to the LWDA concurrently with its filing
28 with the Court.

1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct, and that this Declaration was executed on this 16th day of January
3 2026, at San Francisco, California.

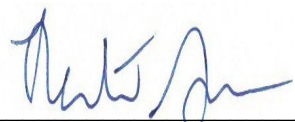
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5 _____
6 ROBERT W. SPENCER
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EXHIBIT 1

REDACTED

INVOICE

BILL TO:

Eric Grover, Esq.
Keller Grover, LLP
1965 Market Street
San Francisco, CA 94103

DATE: 4/20/2022
INVOICE # 500-22-001
FOR: Collins v National Insurance
Inspection Services (NIIS)

DESCRIPTION	HOURS	RATE	AMOUNT
3/11/2022 to 4/18/2022 Merge 391 Excel files containing payment amounts & types, driving distance & miles for employee work days. Perform counts of days for number of hours worked for damage period, penalty period, and an alternative time period. Estimate counts of days for damage period where Defendant did not produce data. Prepare report.	15.75	\$ 275.00	\$ 4,331.25
Total Due \$			4,331.25

A service charge of 1.0% per month (12% annually) will be charged after 30 days.

Make all checks payable to:

Anna Tom

██████████
██████████████████
██████████

EIN: ██████████

Richard Drogin, Ph.D.
Richard Kakigi, Ph.D.

DROGIN, KAKIGI & ASSOCIATES
STATISTICAL CONSULTANTS

3104 Shattuck Avenue
Berkeley, CA 94705-1823

www.dkstat.com
partners@dkstat.com

510-540-5071

November 11, 2023

Mr. Eric Grover
Keller, Grover LLP
1965 Market Street
San Francisco, CA 94103

Dear Mr. Grover,

Enclosed is the bill for consulting services performed during the month of October 2023 on the Collins v. NIIS case. Work includes review of complaint, resesarch methods for ascertaining driving times and distances between given locations; discussion with counsel; prepare a declaration describing how these methods could be used to measure liability and damage questions.

Consulting fee - Partners	5.00 hours @ \$400.00/hour	2000.00
Staff Programmer	1.00 hours @ \$150.00/hour	150.00
	TOTAL	\$ 2150.00

Sincerely,

Richard Drogin



Hemming Morse, LLP
1390 Willow Pass Road Ste 410
Concord, CA 94520
(415) 836-4000

REDACTED

INVOICE

Eric Grover
Collins v. NIIS
1965 Market Street
San Francisco, CA 94103
eagrover@kellergrover.com

Invoice Number: 2312-2362
Invoice Date: 12/19/23
Invoice Period: 10/01/23 - 11/30/23
Invoice Amount: \$4,197.50
Matter: Collins v. NIIS

[Pay Invoice](#)

INVOICE SUMMARY

For professional accounting services rendered through the invoice period shown above and summarized on the last page, Summary of Professional Fees and Expenses.

CURRENT INVOICE TOTAL: \$4,197.50
PRIOR BALANCE: \$0.00
TOTAL BALANCE DUE: **\$4,197.50**

By Mail:
Hemming Morse, LLP
Attn: Accounts Receivable
1390 Willow Pass Road Ste 410
Concord, CA 94520

By ACH:
Bank Name: U.S. Bank, N.A.
U.S. Bank Routing Number: [REDACTED]
Account Name: Hemming Morse, LLP
Account Number: [REDACTED]

For accurate application of payment, please reference matter and/or invoice #

Our taxpayer ID number is: [REDACTED]
Payment by credit card is available upon request. (Notice: a 3% fee will be applied when using a credit card for payment)



Hemming Morse, LLP
1390 Willow Pass Road Ste 410
Concord, CA 94520
(415) 836-4000

Eric Grover
Collins v. NIIS
1965 Market Street
San Francisco, CA 94103
eagrover@kellergrover.com

INVOICE

Invoice Number: 2312-2362
Invoice Date: 12/19/23
Invoice Period: 10/01/23 - 11/30/23
Invoice Amount: \$4,197.50
Matter: Collins v. NIIS
WalletLink

PROFESSIONAL FEES DETAIL

Date	Source	Description	Hrs	Rate	Amount
10/6/23	Perry Carter	Researching current data sets for data related to previous report. Analyzing up to date data.	2.20	\$260.00	\$572.00
11/2/23	Judy Yip	Discussions with D. Breshears and staff, review ruling	0.40	\$430.00	\$172.00
11/2/23	Perry Carter	Creating example tables and discussion with Myron explaining tables and related declaration.	1.90	\$260.00	\$494.00
11/2/23	Myron De La Paz	Review of documents and analyses; discussions with team members in re: same.	1.30	\$260.00	\$338.00
11/3/23	Myron De La Paz	Review of documents and preliminary research.	4.30	\$260.00	\$1,118.00
11/14/23	Dave Breshears	Discussion with staff	0.65	\$570.00	\$370.50
11/14/23	Judy Yip	Discussion with staff	0.10	\$430.00	\$43.00
11/14/23	Myron De La Paz	Update of declaration and discussion with team in re: same.	2.00	\$260.00	\$520.00
11/15/23	Dave Breshears	Prepare for call and call with counsel	0.50	\$570.00	\$285.00
11/16/23	Dave Breshears	Finalizing declaration	0.50	\$570.00	\$285.00
CURRENT FEES			13.85		\$4,197.50



Hemming Morse, LLP
1390 Willow Pass Road Ste 410
Concord, CA 94520
(415) 836-4000

Eric Grover
Collins v. NIIS
1965 Market Street
San Francisco, CA 94103
eagrover@kellergrover.com

INVOICE

Invoice Number: 2312-2362
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Invoice Amount: \$4,197.50
Matter: Collins v. NIIS
WalletLink

SUMMARY OF PROFESSIONAL FEES AND EXPENSES

Description	Quantity	Rate	Amount
Dave Breshears.	1.65	\$570.00	\$940.50
Judy Yip.	0.50	\$430.00	\$215.00
Perry Carter.	4.10	\$260.00	\$1,066.00
Myron De La Paz.	7.60	\$260.00	\$1,976.00
CURRENT AMOUNT DUE			\$4,197.50

REDACTED

INVOICE

BILL TO:

Rob Spencer, Esq.
Keller Grover, LLP
1965 Market Street
San Francisco, CA 94103

DATE: 12/21/2023
INVOICE # 500-23-003
FOR: Collins v National Insurance
Inspection Services (NIIS)

DESCRIPTION	HOURS	RATE	AMOUNT
10/5/2023 - 11/16/2023 Analyze EE type and counts, revise & prepare reports, prepare Declaration.	3.00	\$ 275.00	\$ 825.00
Total Due \$			825.00

A service charge of 1.0% per month (12% annually) will be charged after 30 days.

Make all checks payable to:

Anna Tom

[REDACTED]
[REDACTED]
[REDACTED]

EIN: [REDACTED]

REDACTED

INVOICE

BILL TO:

Robert Spencer, Esq.
Keller Grover, LLP
1965 Market Street
San Francisco, CA 94103

DATE: 1/17/2025
INVOICE # 500-25-001
FOR: Collins v National Insurance
Inspection Services (NIIS)

DESCRIPTION	HOURS	RATE	AMOUNT
January 2025			
Merge 761 Excel files containing employee inspections, payment amounts, types, work days. Match employee Excel records with class member/opt out lists. Perform counts of work days and pay period for employees, class member and aggrieved employees for respective damage period or penalty period. Prepare report for mediation purposes.	5.00	\$ 275.00	\$ 1,375.00
Data Consolidation, update of previous data set		\$ 100.00	\$ 100.00
Total Due \$			1,475.00

A service charge of 1.0% per month (12% annually) will be charged after 30 days.

Make all checks payable to:

Anna Tom

[REDACTED]
[REDACTED]
[REDACTED]

EIN: [REDACTED]

EXHIBIT 2

REDACTED



Invoice

M Resolution

925 Highland Pointe Drive, Suite 300
Roseville, CA 95678
United States
US EIN [REDACTED]

Bill to

Robert Spencer
Eric Grover
Keller Grover LLP
1965 Market Street
San Francisco, CA 94103
United States

Invoice number 6237**Invoice date** September 30, 2024**Due date** October 15, 2024**Mediation Date** January 22, 2025**Mediation Name** Carla Collins v. National Insurance
Inspection Services, Inc.**Total** \$12,500.00[Pay for this invoice online](#)

PRODUCTS & SERVICES	QTY	UNIT PRICE	AMOUNT
Plaintiff Mediation Fees	1	\$12,500.00	\$12,500.00

Subtotal	\$12,500.00
Total	\$12,500.00

Comments

If you have any questions, please contact admin@mresolution.com

All fees are listed in USD and are subject to sales tax (as applicable).

PROOF OF SERVICE

I, JOEY GONZALEZ, am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to the within action. My business address is 1965 Market Street, San Francisco, California 94103. On **January 16, 2026**, in the case of *Collins v. National Insurance Inspection Services, Inc.* Los Angeles Superior Court Case Number 20STCV15619, I served the foregoing document(s):

SUPPLEMENTAL DECLARATION OF ROBERT SPENCER IN SUPPORT OF MOTION FOR FINAL APPROVAL OF CLASS AND PAGA ACTION SETTLEMENT AND MOTION FOR AWARD OF REASONABLE ATTORNEYS' FEES AND COSTS, CLASS REPRESENTATIVE INCENTIVE AWARD/ GENERAL RELEASE PAYMENT, AND SETTLEMENT ADMINISTRATION COSTS

on the interested party(ies) below, using the following means:
interested party(ies) below, using the following means:

Jeffrey McClure, Esq.
Anne Kelson Hummel, Esq.
DAVENPORT GERSTNER & MCCLURE, APC
2540 Camino Diablo, Suite 200
Walnut Creek California 94597
jeff@laborcounsel.com
akh@laborcounsel.com

Attorneys for Defendant
**NATIONAL INSURANCE
INSPECTION SERVICES, INC.**

☒	(BY ELECTRONIC SERVICE- Case Anywhere) by submitting an electronic version of the documents through the user interface at www.caseanywhere.com and by emailing a word version of the document to the above referenced email addresses.
☒	(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.



JOEY GONZALEZ