

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS**

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Barry Sewall, Shamika Gregory, Jerome Gregory, Frank Richmond, Michael McDermott, Kelley McDermott, Chance Gallo, Sheila Nasilasila, Erin Wise, Michael Curran, Christa Curran, Latrice Jones-Byrd, LaQuita Dasher, Ayoka Durham, Marcus Durham, Donna Sheard, Richard Allen, Gabrielle Todd, Gina Johnson, and Lionel Johnson each individually and on behalf of all others similarly situated,

Court File No.: 0:25-CV-7849

**DECLARATION OF SCOTT HARRIS  
IN SUPPORT OF PLAINTIFFS'  
MOTION FOR ATTORNEYS' FEES,  
REIMBURSEMENT OF LITIGATION  
AND SETTLEMENT  
ADMINISTRATION EXPENSES**

Plaintiffs,

v.

Home Partners Holdings LLC, and  
OPVHHJV LLC, d/b/a Pathlight  
Property Management,

Defendants.

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I, Scott C, Harris, declare under oath, as follows:

1. I am a Partner at Bryson Harris Suciu & DeMay, PLLC ("BHSD")
2. I submit this Declaration in support of Plaintiffs' Motion for Attorneys' Fees, Reimbursement of Litigation and Settlement Administration Expenses (the "Motion").
3. Both I and attorneys from my firm and my previous firm<sup>1</sup> have acted as co-lead counsel to Plaintiffs since March of 2022 through the present.

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<sup>1</sup> Throughout this litigation, I was a Senior Partner with Milberg Coleman Bryson Phillips Grossman, PLLC ("Milberg"). In August 2025, several partners with Milberg and the primary counsel and staff who worked on this litigation left Milberg to form BHSD.

4. On July 31, 2025, the Court appointed me, along with Anne T. Regan and Joseph C. Bourne, as Settlement Class Counsel in this matter. Doc. 24.

5. I and my firm regularly litigate complex cases and class actions throughout the country.

6. My leadership experience includes court appointments as lead, liaison, class, or executive committee counsel, most recently in the following selected matters: *In re Elk Cross Timbers Decking Marketing, Sales Practices and Products Liability Litig.*, No. 15-cv-00018-JLL-JAD (D.N.J.) (member of the court-appointed Plaintiffs' Steering Committee in this MDL proceeding); *In Re: Allura Fiber Cement Siding Litig.*, 2:19-mn-02886 (D.S.C.) (member of the Plaintiffs' Steering Committee); *In Re: MI Windows and Doors, Inc, Prods. Liab. Litig.*, 2:12- mn-00001, MDL No. 2333 (D.S.C.); *In Re: Atlas Roofing Corporation Chalet Shingle Products Liability Litigation*, 1:13-md-02495 (N.D. Ga.) (Hon. Thomas W. Thrash, Jr.); *In re Generac Solar Power Sys. Mktg., Sales Practices, & Products Liab. Litig.*, No. 23-MD-3078, 2023 WL 5878523, at \*1 (E.D. Wis. July 18, 2023) (co-lead counsel).

7. During the past several years, I have also been lead counsel, co-counsel, or local counsel in numerous class actions which resulted in significant settlements to the classes. Some of those cases are: *Rowland v. Mid-Am. Apartments, LP*, No. 1:18CV43 (M.D.N.C.) (total settlement value of \$1,100,000.00); *Dugan v. Nationstar Mortgage, LLC*, No. 1:21-CV-00341 (M.D.N.C.) (total settlement value of

\$10,550,000.00); *Corbin v. CFRA, LLC*, No. 1:15-cv-00405 (M.D.N.C.) (total settlement value of \$1,725,000.00); *Koeplinger et al v. Seterus, Inc.*, No. 1:17-cv-995 (M.D.N.C.) (total settlement value of \$7,000,000.00); *Wallace v. Greystar Real Estate Partners, LLC*, No. 1:18-cv-00501 (M.D.N.C.) (total settlement value of \$4,500,000.00); *McCord v. PRG Real Estate Management, Inc.*, No. 1:20-CV-854 (M.D.N.C.) (total settlement value of \$525,000); and *Williams v. Pegasus Residential, LLC*, No. 1:18-cv-1030 (M.D.N.C.) (total settlement value of \$1,249,459.55).

8. The work performed, fees incurred, and costs incurred by individual Class Counsel firms are generally set forth in the Motion and the concurrently filed Declaration of Anne T. Regan.

9. This declaration focuses on the time and expenses the attorneys with Milberg and now BHSD spent on this litigation.

10. During the pendency of the six different matters in this now consolidated litigation, both I and attorneys and professional staff at my firm performed the following activities for the benefit of the Settlement Class:

- Drafting and filing complaints in multiple jurisdictions;
- Drafting and responding to Motions to Dismiss in multiple jurisdictions;
- Attending hearings in Minnesota, Georgia, Illinois;
- Taking Depositions in Dallas and remotely;
- Defending Plaintiffs and other related individuals' depositions in Washington;
- Defending Plaintiffs' Expert Depositions in South Carolina; and

- Drafting/revising ESI Protocols, Discovery Deficiency Letters and meet and confers with opposing counsel on certain discovery issues.

11. I determined my firm's total hours and lodestar by examining time records regularly prepared and maintained by my firm. The schedule attached as **Exhibit 1** is a summary indicating the amount of time spent by each partner, associate, of counsel, and other professional support staff in this litigation, multiplied by their hourly rates.

12. The lodestar calculation is based on my firm's current hourly billing rates from the inception of this case through October 10, 2025.

13. As detailed in Exhibit 2, as of October 1, 2025, the total number of hours recorded by my firm on this litigation is 2,778.6 hours.

14. The lodestar for my firm for that same period is \$2,165,757.90. The hourly rates for the lawyers and professional support staff in my firm are the same as the usual and customary hourly rates charged for their services in contingent billable matters.

15. In addition, my firm has incurred a total of \$25,854.93 in unreimbursed reasonable and necessary litigation expenses through October 10, 2025. A listing of those expenses is attached as **Exhibit 2**.

16. These expenses do not include my firm's assessment payments to the common costs,<sup>2</sup> which were paid to Hellmuth & Johnson. My firm paid \$148,135.75 for these common costs.

17. In total, my firm has \$173,990.68 in reasonable and necessary expenses as well as common costs and expenses.

18. The expenses my firm incurred in this action are reflected in the books and records of my firm. These books and records are prepared from receipts, invoices, bank records, and represent accurate records of the expenses incurred.

19. My firm kept contemporaneous records like those we keep in the ordinary scope of business with other clients to keep track of costs and expenses.

20. These records were maintained as we have performed work and incurred expenses in the case.

21. I have never participated in, nor am I aware that any partner in my firm has participated in an "auction" for legal services or the right to serve as lead counsel by bidding for a contingent fee award in class action litigation as discussed in *In Re Synthroid Mktg. Litig.*, 264 F.3d 712, 720 (7<sup>th</sup> Cir. 2001).

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<sup>2</sup> The common costs incurred by Co-Lead Settlement Class Counsel include costs for expert witnesses, special master fees, Plaintiffs' document review and coding platform, and a forensic e-discovery provider used to gather and produce the Class Representatives' electronic documents.

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

Date: October 14, 2025

/s/Scott C. Harris  
Scott C. Harris