

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

SONY BMG CD
TECHNOLOGIES LITIGATION

CASE NO: 1:05-cv-09575-NRB

DECLARATION OF MICHAEL D. HALBFISH IN SUPPORT OF PLAINTIFFS' CLASS
COUNSELS' APPLICATION FOR ATTORNEYS' FEES AND REIMBURSEMENT OF
EXPENSES

I, MICHAEL D. HALBFISH, hereby declare as follows:

1. I am an attorney in good standing duly licensed and admitted to practice in the State of New Jersey. I am a partner of Law offices of Michael D. Halbfish, counsel of record for Plaintiff DeMarco in *DeMarco v. Sony BMG*, Docket No. 1:05-10825. A true and correct copy of the firm resume is attached hereto as Exhibit A and incorporated by reference herein.
2. I submit this declaration in support of Plaintiffs' Class Counsels' application for attorneys' fees and reimbursements of expenses in the above entitled matter. The testimony set forth in this declaration is based on first hand knowledge, about which I would and could testify competently in open court if called upon to do so, and on contemporaneously generated records kept in the ordinary course of business.

3. The total number of professional hours expended in the litigation by Law offices of Michael D. Halbfish, LLP is 19.49. The total lodestar amount for attorney's time expended by Law offices of Michael D. Halbfish, LLP in the course of the litigation, based upon current rates, is \$6,305.00. The chart attached hereto as Exhibit B was prepared by me and presents a summary of the time spent from November 14, 2005 through March 16, 2006 on the litigation by attorneys. The chart includes the name of each attorney who has worked on the case, his current hourly billing rate and the number of hours expended by each professional on the matter. The time reflected in this declaration was time actually spent, in the exercise of reasonable judgment, by the laws and staff involved, and includes, but is not limited to: communications by and between counsel and plaintiff; communications amongst co-counsel; drafting correspondence, emails, pleadings; review and responses to co-counsel's work, proposed settlements; conferences with co-counsel; and legal research. My firm was careful not to expend unnecessary hours and did not do duplicate work done by others.

I hereby declare that the foregoing statements made by me are true to the best of my knowledge. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: March 24, 2006

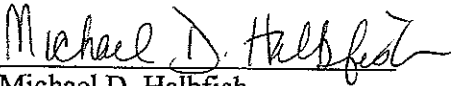

Michael D. Halbfish

Exhibit A

Michael D. Halbfish, Esq.

Education: BS University of Delaware 1991, JD University of Toledo 1996

Bar Memberships: NY & NJ since 1997

Background:

2002-Present Law Offices of Michael D. Halbfish, Esq.

Michael D. Halbfish focuses his practice primarily on Consumer Fraud Litigation. He does both class action and individual cases in State and Federal Court. He is currently the NJ State Coordinator for the National Association of Consumer Advocates. He is also an active member of National ATLA, and NJ ATLA where he has been featured as a lecturer on Consumer Fraud. He is an appointed member of the NJ State Bar Association's Consumer Protection Committee and has also been a featured speaker at seminars sponsored by the NJ Bar Association's Consumer Protection Committee.

- 2001 Michael D. Halbfish worked for the Law Offices of Lynch, Teitelbaum & Geldhauser.**
- 1999-2001 Michael D. Halbfish worked for the Law Offices of Spevack and Cannan.**
- 1996-1999 Michael D. Halbfish worked for Prudential from 1996 to 1999 as part of a dispute resolution team on a class action law suit.**

Exhibit B

MICHAEL D. HALBFISH, ESQ.
 TIME LOG
 SONY BMG CLASS
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DATE	Timekeeper/Activity	Units	Rate	Value
11/14/2005	MH Conference w/ co-counsel	3.5	325.00	1,137.5
11/14/2005	MH Conference w/ Tortoreti Re: potential case	0.30	325.00	97.50
11/14/2005	MH Read Law Review Article on Spyware/Spam Lawsuits Distribute to co-counsel	0.80	325.0	260.00
11/14/2005	MH 2 Calls w/ Tortoreti	0.30	325.00	97.50
11/14/2005	MH Review others e-mails	0.50	325.00	32.50
11/14/2005	MH Travel to and from conference w/ co-counsel	1.00	325.00	325.00
11/14/2005-11/15/2004	MH Surf net for Sony Rootkit Articles – send to co-counsel	2.5	325.00	650.00
11/15/2005	MH Find EULA Count words in EULA Recount words in EULA	0.9	325.00	292.50
11/15/2005	MH Skim NJ Causes of Action	0.30	325.00	97.50
11/16/2005	MH Conference w/ PAT (at office) & S. Raff via phone	0.20	325.00	65.00
11/16/2005	MH Research/Edit/Draft of Complaint w/ PAT	1.50	325.00	487.50
11/17/2005	MH Review/revise complaint	1.00	325.00	325.00

MICHAEL D. HALBFISH, ESQ.
TIME LOG
SONY BMG CLASS
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DATE	Timekeeper/Activity	Units	Rate	Value
11/17/2005	MH Conference w/ co-counsel	0.50	325.00	162.50
11/18/2005	MH e-mails re: status and issues	0.50	325.00	162.50
12/2/2005	MH Phone conference w/ Co-counsel	0.80	325.00	260.00
12/5/2005	MH Email Re: NY & NJ	0.30	325.00	97.50
12/11/2005	MH Conference w/ co-counsel Re: transfer to NY	0.40	325.00	130.00
1/3/2005	MH Print & Audit Lodestar	0.40	325.00	130.00
1/3/2006	MH e-mail settlement	0.2	\$325.00	\$65.00
1/9/2006	MH e-mail re: settlement	0.2	\$325.00	\$65.00
1/17/2006	MH Review Demarco Response	0.3	\$325.00	\$97.50
2/2/2006	MH Review Ricciati objection Leragh Coughlin MH	0.4	\$325.00	\$130.00
2/3/2006	MH e-mail re: objection	0.5	\$325.00	\$162.50
2/17/2006	MH Review notice of Settlement	0.4	\$32.00	\$130.00
2/27/2007	MH conference w/ co-counsel	0.3	\$325.00	\$97.50
	Multiple phone calls to Green Welling re: Objection	0.2	\$325.00	\$65.00
3/1/2006	MH conference with co-counsel	0.5	\$325.00	\$162.50
3/8/2006	MH Review notices Misc. paperwork received	0.2	\$325.00	\$65.00
3/16/2006	MH Conference w/ co-counsel	0.5	\$325.00	\$162.50
	MH	19.49	325.00	6,305.00