

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

MATTHEW HENNIE, on behalf of	:
himself and others similarly situated,	: Civil Action File No.
	: 1:18-cv-2045-WMR
Plaintiff,	:
	:
v.	:
	:
ICOT HEARING SYSTEMS, LLC	:
D/B/A LISTENCLEAR and ICOT	:
HOLDINGS, LLC	:
	:
Defendant.	:

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**DECLARATION OF ANTHONY I. PARONICH IN  
SUPPORT OF PLAINTIFF’S MOTION FOR  
ATTORNEYS’ FEES, COSTS, AND INCENTIVE AWARDS**

1. I make this declaration in support of Plaintiff’s Motion for Attorneys’ Fees, Costs, and Service Awards. Except as otherwise noted, I have personal knowledge of the facts set forth in this declaration, and could testify competently to them if called upon to do so.
2. I am an attorney duly admitted to practice in the Commonwealth of Massachusetts, I am over 18 years of age, am competent to testify and make this affidavit on personal knowledge. I have extensive experience in the prosecution of class actions on behalf of consumers, particularly claims under the TCPA.

### **Work on the Case**

3. I was involved in every stage of representing Plaintiff in this case, from pre-trial investigation, analysis of Plaintiff's potential claims, drafting and researching motions, review of documents, discovery responses, and general preparation for settlement, class certification and trial. I also participated in settlement negotiations and strategy, participated in the mediation process, and contributed to preparing the proposed settlement agreement and motion for preliminary approval.

4. In the course of prosecuting this case, I have incurred \$950.00 in costs.

### **Qualifications of Counsel**

5. I am a 2010 graduate of Suffolk Law School. In 2010, I was admitted to the Bar in Massachusetts. Since then, I have been admitted to practice before the Federal District Court for the District of Massachusetts. From time to time, I have appeared in other State and Federal District Courts *pro hac vice*. I am in good standing in every court to which I am admitted to practice.

6. I was an associate at Broderick Law, P.C. in Boston, Massachusetts from 2010 through 2016.

7. I was a partner at Broderick & Paronich, P.C. in Boston, Massachusetts from 2016 through 2019.

8. In 2019, I started Paronich Law, P.C., focused on protecting consumers in class action lawsuits.

9. A sampling of other class actions in which I have represented classes of consumers and been appointed class counsel follows:

- i. Brey Corp t/a Hobby Works v. Life Time Pavers, Inc., Circuit Court for Montgomery County (Maryland), Civil Action No. 349410-V, TCPA class settlement of \$1,575,000 granted final approval in March of 2012.
- ii. Collins, et al v. ACS, Inc. et al, USDC, D. Mass., Civil Action No. 10-CV-11912, TCPA class settlement \$1,875,000 granted final approval on September 25, 2012.
- iii. Desai and Charvat v. ADT Security Services, Inc., USDC, ND. Ill., Civil Action No. 11-CV-1925, TCPA class settlement of \$15,000,000 granted final approval on June 21, 2013.
- iv. Kensington Physical Therapy, Inc. v. Jackson Therapy Partners, LLC, USDC, D. MD, Civil Action No. 11-CV-02467, TCPA class settlement of \$4,500,000 granted final approval on February 12, 2015.
- v. Jay Clogg Realty Group, Inc. v. Burger King Corporation, USDC, D. MD., Civil Action No. 13-cv-00662, TCPA class settlement of \$8,500,000 granted final approval on April 15, 2015.
- vi. Charvat v. AEP Energy, Inc., USDC, ND. Ill., 1:14-cv-03121, TCPA class settlement of \$6,000,000 granted final approval on September 28, 2015.
- vii. Mey v. Interstate National Dealer Services, Inc., USDC, ND. Ga.,

- 1:14-cv-01846-ELR, TCPA class settlement of \$4,200,000 granted final approval on June 8, 2016.
- viii. Philip Charvat and Ken Johansen v. National Guardian Life Insurance Company, USDC, WD. Wi., 15-cv-43-JDP, TCPA class settlement for \$1,500,000 granted final approval on August 4, 2016.
- ix. Bull v. US Coachways, Inc., USDC, ND. Ill., 1:14-cv-05789, TCPA class settlement finally approved on November 11, 2016 with an agreement for judgment in the amount of \$49,932,375 and an assignment of rights against defendant's insurance carrier.
- x. Smith v. State Farm Mut. Auto. Ins. Co. , et al., USDC, ND. Ill., 1:13-cv-02018, TCPA class settlement of \$7,000,000.00 granted final approval on December 8, 2016.
- xi. Mey v. Frontier Communications Corporation, USDC, D. Ct., 3:13-cv-1191-MPS, a TCPA class settlement of \$11,000,000 granted final approval on June 2, 2017.
- xii. Biringer v. First Family Insurance, Inc., USDC, ND. Fla., USDC, 4:14-cv-00566-RH-CAS, a TCPA class settlement of \$2,900,000 granted final approval on April 24, 2017.
- xiii. Abramson v. Alpha Gas and Electric, LLC, USDC, SD. NY., 7:15-cv-05299-KMK, a TCPA class settlement of \$1,100,000 granted final approval on May 3, 2017.
- xiv. Heidarpour v. Central Payment Co., USDC, MD. Ga., 15-cv-139, a TCPA class settlement of \$6,500,000 granted final approval on May 4, 2017.
- xv. Abramson v. CWS Apartment Home, LLC, USDC, WD. Tex., 16-cv-01215, a TCPA class settlement of \$368,000.00 granted final approval on May 19, 2017.
- xvi. Thomas Krakauer v. Dish Network, L.L.C., USDC, MD. NC., Civil Action No. 1:14-CV-333 on September 9, 2015. Following a contested class certification motion, this case went to trial in January of 2017 returning a verdict of \$20,446,400. On May 22, 2017, this

amount was trebled by the Court after finding that Dish Network's violations were "willful or knowing", for a revised damages award of \$61,339,200. (Dkt. No. 338).

- xvii. Charvat v. Carnival Corporation & PLC, et al., USDC, ND. Ill., 1:13-cv-00042, a TCPA class settlement of \$12,500,000 granted preliminary approval on July 6, 2017.
- xviii. Mey v. Got Warranty, Inc., et al., USDC, ND. WV., 5:15-cv-00101-JPB-JES, a TCPA class settlement of \$650,000 granted final approval on July 26, 2017.
- xix. Mey v. Patriot Payment Group, LLC, USDC, ND. WV., 5:15-cv-00027-JPB-JES, TCPA class settlement of \$3,700,000 granted final approval on July 26, 2017.
- xx. Abante Rooter and Plumbing, Inc. v. Birch Communications, Inc., USDC, ND Ga., 1:15-CV-03562-AT, a TCPA class settlement of \$12,000,000 granted final approval on December 14, 2017.
- xxi. Mey v. Venture Data, LLC, et. al., USDC, ND. WV., Civil Action No. 5:14-cv-123, a TCPA class settlement of \$2,100,000 granted final approval of granted on September 8, 2018.
- xxii. Abante Rooter and Plumbing, Inc. v. New York Life Insurance Company, USDC, SD. NY., 1:16-cv-03588-BCM, a TCPA class settlement of \$3,250,000 granted final approval on February 27, 2018.
- xxiii. Abante Rooter and Plumbing, Inc. v. Pivotal Payments, Inc., USDC, ND. Ca., 3:16-cv-05486-JCS, a TCPA class settlement of \$9,000,000 granted final approval on October 15, 2018.
- xxiv. Allen, et al. v. A&B Insurance and Financial, Inc., USDC, MD. Fl., 6:16-cv-01478-CEM-GJK, a TCPA class settlement of \$4,250,000 granted final approval on September 26, 2018.
- xxv. Toney v. Quality Resources, Inc., Cheryl Mercuris and Sempris LLC, et al., USDC, ND. Ill., 1:13-cv-00042, TCPA class settlement of \$2,150,000 was granted final approval on December 1, 2016 with one of three defendants, and an assignment of rights against defendant's

insurance carrier. Second settlement on behalf of class against two remaining defendants of \$3,300,000 granted final approval on September 25, 2018.

xxvi. In re Monitronics International, Inc., USDC, ND. WV., 1:13-md-02493-JPB-JES, a TCPA class settlement of \$28,000,000 granted final approval on June 12, 2018.

xxvii. Wheeler, et al. v. Plymouth Rock Energy, LLC, USDC, EDNY, 2:15-cv-04106-JMA-SIL, a \$1,675,000 TCPA class settlement of granted final approval on July 31, 2018.

### **Recommendation of Counsel**

10. In light of the risks inherent in class action litigation, as well as my experience litigating dozens of TCPA action settlements, it is my opinion that the pending settlement is an excellent result for consumers and members of the class. The settlement is well within the range of other TCPA settlements on a dollars-per-class-member basis.

SIGNED UNDER PENALTIES OF PERJURY THIS 8th DAY OF JULY,  
2019.

/s/ Anthony I. Paronich  
Anthony I. Paronich