EXHIBIT 2

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In Re Flint Water Cases

Case No. 16-cv-10444
Hon Judith E. Levy
United States District Judge

_____/

DECLARATION OF COREY M. STERN IN SUPPORT OF PLAINTIFFS' MOTION FOR AN AWARD OF ATTORNEYS' FEES AND REIMBURSEMENT OF EXPENSES

Pursuant to 28 U.S.C. § 1746, I, Corey M. Stern, hereby declare as follows:

1. I am a partner of the law firm Levy Konigsberg, LLP ("LK").

2. I am Co-Liaison Counsel for Individual Plaintiffs in the above captioned matter.

3. I was also appointed Lead Counsel for Plaintiffs by the Honorable Richard Yuille on or about November 15, 2016, in the Genesee County Circuit Court litigation related to and coordinated with this litigation.

4. I have personal knowledge of the matters stated in this Declaration.

5. I provide this declaration in support of Plaintiffs' Motion for an Award of Attorneys' Fees and Reimbursement of Expenses. More specifically, I describe the time invested and expenses incurred by LK in the prosecution of this action for the common benefit of plaintiffs in the Flint Water Cases (including but not limited to the Class Plaintiffs) from February 16, 2021 through

November 30, 2023.

6. As will be more fully outlined below and has been provided to the Special Master, LK has invested tens of thousands of hours of time to the common benefit of the Flint Water Litigation during the above referenced period of time, and $1,972,792.10[1] for the common benefit of all litigants in order to achieve the settlement that has been presented to this Court for approval. Unlike most mass torts where leadership is often spread of as many as 20-30 law firms, here the Flint Water Co-Liaison performed all common benefit work and paid all common benefit expenses on behalf of the individual claimants.

7. Over the course of this litigation, LK has been involved in the following specific activities:

- *Discovery:* LK has taken a leading role in the extensive discovery in these cases during the above referenced time period, which includes reviewing millions of pages of documents produced; preparing document summaries for use at depositions; drafting substantive briefing and discovery requests and responses; preparing for and participating in Court conferences regarding discovery disputes; and taking fact witness and expert depositions.
- *Expert:* LK has identified, interviewed, retained, prepared reports and depositions for experts in such diverse areas as ethics of mass torts, class actions, neurology, pediatric neurology, pediatric neuropsychology, radiology, economics, vocational rehabilitation, medical physics, hydrogeology, water distribution, and water

[1] These expenses are exclusive of those previously reimbursed through the Settlement with the State of Michigan, Rowe, the City of Flint, and McClaren Hospital, and are exclusive of those previously reimbursed through the Bellwether I Plaintiffs' confidential settlement with the LAN Defendants.

systems.

- *Bellwether I Proceedings:* LK attorneys prepared 14 bellwether cases for trial, including extensive discovery, defending and taking depositions, expert discovery, and trial preparation. Between February 14, 2022 and August 1, 2022, LK tried the first bellwether trial before Her Honor.

- *Bellwether III Proceedings:* LK attorneys prepared 10 bellwether cases for trial currently scheduled for October 2024, including extensive discovery, defending and taking depositions, expert discovery, and trial preparation.

- *Mediation and Settlement:* LK participated in every level of mediation.

- *Strategy and Planning:* LK attorneys have led strategic decision and planning discussions throughout the case in relation to case investigation, pleadings, briefing, and discovery, and have participated in and led calls and meetings to plan and assess case status and ensure the efficient management of tasks.

8. The total number of hours expended on this litigation by LK for the common benefit of plaintiffs in the Flint Water Cases (including but not limited to the Bellwether Plaintiffs) in the above reference time period is in excess of twenty-thousand 20,000 hours.

9. LK maintains a detailed summary indicating the time spent by my firm's attorneys and professional staff who worked on this litigation, and their lodestars based on LK's current billing rates from February 16, 2021 through November 30, 2023. LK prepared these totals from contemporaneously made daily time records regularly prepared and maintained by the timekeepers

identified in these exhibits. The records were kept and categorized in accordance with the Case Management Order Regarding Time and Expense Procedures (ECF No. 507).

10. The total amount of unreimbursed expenses incurred by LK directly (*i.e.* not through the Class Litigation Fund) in connection with the prosecution of this litigation from February 16, 2021 through November 30, 2023 is $1,972,792.10. These are reflected on LK's books and records and have been provided to the Special Master.

11. The books and records are prepared from expense vouchers, receipts, invoices, check and bank records, and other source materials, and represent an accurate recordation of the expenses incurred.

12. The expenses referenced herein were reasonably incurred and necessary and appropriate in the prosecution of this litigation and were for the common benefit of the plaintiffs (including but not limited to the Class Plaintiffs) in the Flint Water Cases.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 8, 2021
New York, New York

LEVY KONIGSBERG, LLP

/s/ Corey M. Stern
Corey M. Stern