

IN RE: CHINESE-MANUFACTURED DRYWALL PRODUCTS LIABILITY LITIGATION

**EXHIBIT B – SECOND AFFIDAVIT OF [NAME OF LAW FIRM] IN CONNECTION
WITH REQUEST FOR ALLOCATION OF COMMON BENEFIT FEE AND COST
AWARD**

STATE OF _____

COUNTY/PARISH OF _____

BEFORE ME, the undersigned authority;

PERSONALLY CAME AND APPEARED:

(INSERT NAME OF PARTNER/AFFIANT)

who, after being first duly sworn, under penalty of perjury, did depose and declare that the following are true correct:

1. I am a partner in the law firm of _____.
2. The address of the law firm identified in number 1 above is _____.
3. I have complied with Pre Trial Order No. 9 or 9A in all material aspects and the law firm identified herein has submitted true and correct time and expense submissions pursuant to the Court's Pre Trial Orders. This Affidavit is submitted on behalf of all the members of the law firm of which I am a partner.
4. The Court may rely on the information submitted by my firm to Philip Garrett, the Court appointed Certified Public Accountant which is contained in his Case Cost Management System in this litigation.
5. The extent to which the law firm identified in paragraph no. 1 above made a substantial common benefit contribution to the outcome of the litigation is described as follows:

a. The consistency quantum, duration, and intensity of the firm's commitment to the litigation is as follows:

b. The level of partner participation by the firm is as follows:

c. The firm's membership and leadership on the Plaintiffs' Steering Committee ("PSC") is as follows:

d. The firm's participation and leadership in discovery (motions, depositions) is as follows:

e. The firm's participation and leadership in law and briefing matters is as follows:

f. The firm's participation and leadership in science and experts matters is as follows:

g. The firm's participation and leadership in document review is as follows:

- h. The firm's activities in support or conduct trials of individual Chinese Drywall claimants, including bellwether trials and non-MDL trials which impacted proceedings on a common benefit level (identify the claimant, docket number and venue of each trial and outcome) is as follows:

- i. The firm's participation and leadership in settlement negotiations, drafting of settlement documentation and closing papers, and administration of settlement agreements (excluding individual representations) is as follows:

- j. The firm's activities of common benefit work in the following non-MDL jurisdictions:

- k. The following members of the firm held leadership positions on the regular committees engaged in common benefit work (state position and committee):

- l. The firm's participation in ongoing activities, such as the Fee Committee, Settlement Claims Administration, Court Appointed Committees (e.g. Settlement Allocation Committees, Claims Administration Committee, Fee

Committee, etc.), that is intended to provide common benefit included the following:

- m. Counsel in the firm were or were not involved in the Chinese Drywall litigation prior to the JPMDL, and the time and expense incurred during such time period outlined below was for common benefit:

- n. The firm made the following significant contributions to the funding of the litigation (include all assessments made to the MDL) and the amount of any sums reimbursed and date(s) of reimbursement:

- o. The members of the firm who were PSC members or committee members whose commitment to the litigation did not ebb included:

- p. A complete and accurate listing of all sources and amounts of prior payments received from a Chinese Drywall claimant or other sources (identify amounts paid for fees and amounts paid for costs) to the firm:

- q. The other relevant factors which applicant requests be considered by the Court:

SWORN TO AND SUBSCRIBED
BEFORE ME THIS ____ DAY OF
_____, 201____.

NOTARY PUBLIC
Print Name: _____
My commission expires: _____

[APPLY SEAL]