EFiled: Apr 03 2024 05:00PM EDT Transaction ID 72659266 Case No. 2020-0357-MTZ

## IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN RE PATTERN ENERGY GROUP INC. STOCKHOLDERS LITIGATION

CONSOLIDATED C.A. No. 2020-0357-MTZ

AFFIDAVIT OF CHAD JOHNSON FILED ON BEHALF OF ROBBINS GELLER RUDMAN & DOWD LLP IN SUPPORT OF PROPOSED SETTLEMENT, AWARD OF ATTORNEYS' FEES AND EXPENSES, AND INCENTIVE AWARDS

| STATE OF NEW YORK  | )      |
|--------------------|--------|
|                    | ) ss.: |
| COUNTY OF NEW YORK | )      |

Chad Johnson, being duly sworn, deposes and says:

- 1. I am a Partner with the firm of Robbins Geller Rudman & Dowd LLP ("Robbins Geller" or the "Firm"), and am a member in good standing of the New York, District of Columbia, and Illinois bars. Robbins Geller serves as Co-Lead Counsel for Lead Plaintiff Jody Britt and the Class in the above-captioned action (the "Action").
- 2. I respectfully submit this affidavit in support of the proposed settlement ("Settlement"), an award of attorneys' fees and expenses, and incentive awards.
- 3. Robbins Geller undertook this Action on an entirely contingent basis. From the initial investigation of this Action through September 3, 2023, *i.e.*, when the parties executed the Binding Term Sheet memorializing the Settlement, attorneys, paralegals, and support staff at Robbins Geller expended a total combined

21,543.55 hours to the prosecution of the Action for a total lodestar of \$13,331,232.50 based on Robbins Geller's current hourly rates. These hourly rates are consistent with hourly rates submitted by the Firm to state and federal courts in other securities class action litigation. The Firm's rates are set based on periodic analysis of rates charged by firms performing comparable work both on the plaintiff and defense side.

4. The chart below reflects the Firm's time, hourly rates, and lodestar through September 3, 2023:

| TIMEKEEPER <sup>1</sup> |      | HOURS<br>INCEPTION<br>THROUGH<br>09/03/23 | RATE | LODESTAR        |
|-------------------------|------|---|------|-----------------|
| Cummings, Desiree       | (P)  | 1,851.90                                  | 945  | \$ 1,750,045.50 |
| Johnson, C. Chad        | (P)  | 1,126.00                                  | 1200 | 1,351,200.00    |
| Mandel, Noam N.         | (P)  | 737.50                                    | 965  | 711,687.50      |
| Tirabassi, Sabrina E.   | (P)  | 1,236.30                                  | 925  | 1,143,577.50    |
| Zweig, Jonathan C.      | (P)  | 1,992.00                                  | 875  | 1,743,000.00    |
| Avalos Cuellar, Ana S.  | (A)  | 1,143.40                                  | 465  | 531,681.00      |
| Delaney, Sarah E.       | (A)  | 391.10                                    | 425  | 166,217.50      |
| Rabban, Cristelle R.    | (A)  | 768.35                                    | 490  | 376,491.50      |
| Roth, Mason G.          | (A)  | 1,255.90                                  | 515  | 646,788.50      |
| Thoma, Anne M.          | (A)  | 204.30                                    | 515  | 105,214.50      |
| Malina, Avital O.       | (OC) | 14.40                                     | 850  | 12,240.00       |
| Allen, Steven           | (SA) | 2,524.90                                  | 475  | 1,199,327.50    |
| Ditzenberger, Scott M.  | (SA) | 1,887.80                                  | 475  | 896,705.00      |
| Minott, Roxanne T.      | (SA) | 2,138.30                                  | 475  | 1,015,692.50    |
| Rice, Kimberly D.       | (SA) | 2,695.10                                  | 440  | 1,185,844.00    |

<sup>&</sup>lt;sup>1</sup> (P) = Partner; (A) = Associate; (OC) = Of Counsel; (SA) = Staff Attorney; (RA) = Research Analyst; (LS) = Litigation Support; (SUA) = Summer Associate.

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| TIMEKEEPER <sup>1</sup> |       | HOURS<br>INCEPTION<br>THROUGH<br>09/03/23 | RATE    | LODESTAR                |
|-------------------------|-------|---|---------|-------------------------|
| Roelen, Scott R.        | (RA)  | 19.30                                     | 325     | 6,272.50                |
| Angotti, Madison S.     | (LS)  | 172.80                                    | 245     | 42,336.00               |
| Camozzi, Miranda C.     | (LS)  | 410.60                                    | 315     | 129,339.00              |
| Aronberg, Sydney T.     | (SUA) | 118.10                                    | 170     | 20,077.00               |
| Giuggio, Carolyn A.     | (SUA) | 122.90                                    | 175     | 21,507.50               |
| Paralegals              |       | 652.80                                    | 350-410 | 263,250.00              |
| Document Clerks         |       | 79.80                                     | 150-160 | 12,738.00               |
| TOTAL                   |       | 21,543.55                                 |         | <i>\$ 13,331,232.50</i> |

5. From September 4, 2023, *i.e.*, the day after the parties executed the Binding Term Sheet, through December 6, 2023, *i.e.*, when the parties executed the Stipulation and Agreement of Settlement, Compromise, and Release, attorneys and paralegals at Robbins Geller expended a total combined 60.10 hours to the prosecution of the Action for a total lodestar of \$67,289.50 based on the Firm's current hourly rates.

6. The chart below reflects Robbins Geller's time, hourly rates, and lodestar from September 4, 2023 through December 6, 2023:

| TIMEKEEPER <sup>2</sup>    |     | HOURS<br>09/04/23<br>THROUGH<br>12/06/23 | RATE | LODESTAR    |
|----------------------------|-----|--|------|-------------|
| Cummings, Desiree          | (P) | 1.50                                     | 945  | \$ 1,417.50 |
| Gusikoff Stewart, Ellen A. | (P) | 7.20                                     | 1200 | 8,640.00    |
| Johnson, C. Chad           | (P) | 38.00                                    | 1200 | 45,600.00   |

 $<sup>^{2}</sup>$  (P) = Partner.

| TIMEKEEPER <sup>2</sup> |     | HOURS<br>09/04/23<br>THROUGH<br>12/06/23 | RATE | LODESTAR     |
|-------------------------|-----|--|------|--------------|
| Zweig, Jonathan C.      | (P) | 13.20                                    | 875  | 11,550.00    |
| Paralegals              |     | 0.20                                     | 410  | 82.00        |
| TOTAL                   |     | 60.10                                    |      | \$ 67,289.50 |

- 7. The work performed by Robbins Geller attorneys, paralegals, and support staff included, among other things: (i) investigating the claims underlying the Action; (ii) preparing and filing two complaints (one initial and one amended); (iii) briefing and contributing to the preparation to argue motions to dismiss; (iv) undertaking substantial defendant and third-party discovery; (v) engaging in significant expert work and discovery; and (vi) preparing for and engaging in three mediations, including the preparation of mediation statements.
- 8. Robbins Geller seeks payment of \$577,122.39 in expenses and charges to date, all of which were necessary to the prosecution of the Action. These expenses break down as follows:

| CATEGORY                            | AMOUNT     |
|-------------------------------------|------------|
| Witness and Attorney Service Fees   | \$ 220.00  |
| Transportation and Meals            | 174.36     |
| Messenger, Overnight Delivery       | 146.92     |
| Deposition Reporting                | 70,808.27  |
| Expert (Cypress Holdings LLC)       | 335,379.32 |
| In-House Photocopies                | 75.00      |
| (500 copies @ \$0.15 per page)      |            |
| Online Legal and Financial Research | 25,325.80  |

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| eDiscovery Database Hosting                     | 103,639.88    |
|---|---------------|
| Mediation Fees (Phillips ADR Enterprises, P.C.) | 41,352.84     |
| TOTAL   | \$ 577,122.39 |

- Robbins Geller's expenses pertaining to this case are reflected in the 9. books and records of the firm. These books and records are prepared from invoices, bills, expense vouchers, and check records kept in the normal course of business. I am the partner who oversaw the day-to-day activities in this Action and I reviewed these records (and backup documentation where necessary or appropriate) in connection with the preparation of this affidavit. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the time and expenses committed to this Action. As a result of this review, reductions were made to both time and expenses in the exercise of billing judgment. The time and expenses referenced herein reflect those reductions. Based on this review and the adjustments made, I believe that the time reflected in the Firm's lodestar calculation and the expenses for which payment is sought herein are reasonable and were necessary for the effective and efficient prosecution and resolution of the Action.
- 10. I respectfully request that the Court award the attorneys' fees and expenses as requested.

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I state under penalty of perjury under the laws of the State of New York that the foregoing is true and correct.

Executed this 2nd day of April, 2024, in New York, New York.

CHAD JOHNSON

SUBSCRIBED AND SWORN TO (or affirmed) before me on this 2nd day of April, 2024, by Chad Johnson, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

NOTARY PUBLIC

SELEMA M COULOUFACOS
Notary Public - State of New York
NO. 01CO6421724
Qualified in Westchester County
My Commission Expires Sep 7, 2025