

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

ADELA BAI, Individually and On Behalf of
All Others Similarly Situated,

Plaintiff,

v.

TCP INTERNATIONAL HOLDINGS LTD.,
KAREL ROBERT DEN DAAS, ELLIS YAN,
and BRIAN CATLETT,

Defendants.

Case No. 1:16-cv-00102

JUDGE: Hon. Donald C. Nugent

**DECLARATION OF ADAM M. APTON IN SUPPORT OF LEAD PLAINTIFFS’
MOTION FOR AN AWARD OF ATTORNEY’S FEES
AND REIMBURSEMENT OF EXPENSES**

I, Adam M. Apton, hereby declare as follows:

1. I am a Senior Associate at Levi & Korsinsky, LLP (“Levi & Korsinsky”), who with Pomerantz LLP is Co-Class Counsel in this Action. I submit this Declaration in support of the application for an award of attorneys’ fees and expenses in the above-captioned action against TCP International Holdings Ltd. (“TCP” or the “Company”), Darel Robert, Den Daas, Ellis Yan and Brian Catlett (the “Action”).

2. By Order dated March 18, 2016, the Court appointed movants Michael Rivkind, Robert H. Anthony, Adela Bai, and Roland L. Willis as Lead Plaintiff (collectively, the “TCP International Investor Group” or “Co-Lead Plaintiffs”), and Pomerantz LLP and Levi & Korsinsky as Lead Counsel for the putative class (collectively “Co-Lead Counsel”). Dkt. No. 56.

3. As Co-Lead Counsel, in consultation with the Co-Lead Plaintiffs, our firms have personally directed every aspect of the prosecution and resolution of this Action on behalf of the

purported Class.

4. I have personal knowledge of various matters set forth herein based on my day – to-day participation in the prosecution and settlement of this Action, and, if called as a witness, could and would testify completely thereto. Additionally, as the supervisor of the attorneys at my firm who worked on this matter, I have learned about, and have a detailed understanding of the efforts of other attorneys who have worked on the Action.

5. The identification and background of Levi & Korsinsky, the partners and other attorneys who litigated this matter are attached as Exhibit A to this Declaration.

6. In connection with the prosecution of the claims set forth in the Action, attorneys of Levi & Korsinsky, *inter alia*, (1) reviewed and analyzed TCP's Class Period and pre-Class Period public filings, annual reports, press releases, quarterly earnings call and industry and investment conference transcripts, and other public statements; (2) collected and reviewed a compilation of analyst reports and major financial news service reports on TCP; (3) reviewed and analyzed stock trading data relating to TCP; (4) analyzed potential challenges to Lead Plaintiffs' adequacy; (5) conducted extensive investigation and analysis of publicly-available data, presentations, and other relevant materials; (6) conducted extensive investigation and analysis of non-public information, including interviews with former TCP employees; (7) drafted the initial complaint and extensively researched factual and legal issues in preparation for filing a detailed Consolidated Complaint to comply with the Private Securities Litigation Reform Act of 1995; (8) prepared for and engaged in mediation, including drafting a mediation statement, as well as continued negotiation efforts over the weeks following the mediation sessions in order to finalize the Settlement; (9) obtained and reviewed internal documents during the settlement process to confirm the adequacy of the TCP Settlement; (10) conducted an interview of Defendant Den Daas in connection with confirming the adequacy of the Settlement; (11) negotiated the Settlement; and (12) drafted the Settlement documents.

7. This action was pursued on a fully contingent basis. The total number of hours expended by the attorneys and paralegals is 189.45 hours. This number is derived from the time

records regularly maintained by my Firm. A listing of the professionals who worked on this matter, the number of hours expended by each such professional, and their hourly rates is attached as Exhibit B, hereto. The total amount for the services performed in this Action based upon our current rates is \$95,150.25.

8. My firm expended a total of \$7,619.68 in unreimbursed expenses in connection with continuing the prosecution of this litigation. A listing of the expenses incurred, compiled from the records regularly maintained by my firm, is attached as Exhibit C, hereto.

9. The expenses incurred pertaining to this Action are reflected in the books and records of my firm. These books and records are prepared from expense vouchers and check records, and are an accurate record of the expenses incurred by my firm.

I declare under the penalty of perjury that the foregoing is true and correct. Executed this 18th day of December, 2017.

/s/ Adam M. Apton
Adam M. Apton