

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY



FILED  
SERVICES

2021 JAN 25 1:48

JENNIFER T. FREY  
CLERK, CIRCUIT COURT  
FAIRFAX, VA

JOHN C. DEPP, II

Plaintiff,

v.

Civil Action No.: CL-2019-0002911

AMBER LAURA HEARD

Defendant.

**DECLARATION OF BENJAMIN G. CHEW**

1. My name is Benjamin G. Chew. All of the statements in this declaration are based on my personal knowledge and are true and correct to the best of my information and belief.

2. I received my degree of Juris Doctor from the University of Virginia School of Law on May 22, 1988, and have been an active member of the Virginia State Bar since November 14, 1988. Prior to that, I graduated from Princeton University in 1984.

3. I am a partner at Brown Rudnick LLP ("BR") and am honored to represent the Plaintiff John C. Depp, II in the above-captioned action.

4. I submit this Declaration pursuant to this Honorable Court's Order of January 14, 2021 granting Plaintiff an award of reasonable attorneys' fees and costs expended in opposing Defendant's Motion to Compel the Deposition of Adam R. Waldman ("Defendant's Motion") and prosecuting Mr. Depp's Motion to Quash or for a Protective Order as to that same deposition ("Plaintiff's Motion").

5. The principal attorneys at BR involved in the defense of Defendant's Motion and prosecution of Plaintiff's Motion were associates Camille M. Vasquez, Andrew C. Crawford and me.

6. I have carefully reviewed all of the relevant BR billing records relating to the defense of Defendant's Motion and prosecution of Plaintiff's Motion. Further, I have exercised billing discretion and have not claimed herein all time incurred by the attorneys who worked on these matters. Nor have I claimed time associated with the preparation of this Declaration, including reviewing the time and calculating the amounts. And I have excluded all together time spent by certain other attorneys and legal assistants who worked on these matters in the interests of fairness and simplicity. I also have not claimed any costs associated with these matters even though Plaintiff in fact incurred copying and court reporter disbursements.

7. I believe that the hourly rates for the attorneys assigned herein are reasonable for a case of this complexity and magnitude in the Northern Virginia/Washington D.C. area. *See Vienna Metro LLC v. Pulte Home Corp.*, No. 1:10-CV-00502, 2011 WL 13369780, at \*6 (E.D. Va. Aug. 24, 2011) (recognizing reasonable rates for litigation matters in Northern Virginia); *Bethune-Hill v. Virginia State Bd. of Elections*, No. 3:14CV852, 2020 WL 5577824, at \*8, \*9 (E.D. Va. Sept. 17, 2020).

8. I regularly practice in Virginia courts and have served as counsel in several defamation cases here and in other jurisdictions.

9. Camille M. Vasquez, Esq. has been practicing law for ten years, specializing in commercial/civil litigation. Ms. Vasquez received her undergraduate degree from the University of Southern California earned her J.D. from Southwestern Law School.

10. Andrew C. Crawford, Esq. is in his sixth year of practice. Mr. Crawford is admitted to practice in Virginia and the District of Columbia and has experience in commercial/civil litigation matters. He earned his undergraduate degree at Wake Forest University and received his J.D. from Boston College Law School.

11. I spent a total of 22 hours on these matters. Calculated at Ms. Bredehoff's hourly billing rate of \$700.00 - as set forth in her Declaration dated October 22, 2020 previously submitted in this case - my actual billing rate is higher - the total claimed for purposes of Plaintiff's fee petition is \$15,400.00.

12. Ms. Vasquez spent a total of 13 hours on these matters. Calculated at the hourly rate of \$450 per hour - her actual rate is higher - the total claimed for purposes of this fee petition is \$5,850.00.


13. Mr. Crawford spent a total of 1.70 hours on these matters. Calculated at a rate of \$425 per hour - his actual rate is higher - the total claimed for purposes of this fee petition is \$722.50.

14. The total amount of fees for which reimbursement is sought in connection with defending Defendant's Motion and prosecuting Plaintiff's Motion is \$21,972.50.

15. Though Plaintiff also incurred costs relating to these matters described in paragraph 6 above, he is not seeking reimbursement of them in this petition.

16. The time expended was reasonable and necessary to achieve the results obtained.

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

  
Benjamin G. Chew  
VSB # 29113

1/25/21

# brownrudnick

BENJAMIN G. CHEW  
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January 25, 2021

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## VIA HAND DELIVERY

The Honorable John T. Frey  
Clerk  
Circuit Court of Fairfax County  
4110 Chain Bridge Road, Suite 320  
Fairfax, Virginia 22030

**Re: *John C. Depp, II v. Amber Laura Heard***  
**Case No. CL-2019-0002911**  
**Declaration of Attorneys' Fees and Costs**

Dear Mr. Frey,

Enclosed for filing in the above-referenced matter please find my Declaration submitted on behalf of Plaintiff John C. Depp, II, and pursuant to the Court's Order dated January 14, 2021. Also enclosed for filing is a proposed Order for the Court's consideration.

Many thanks as always for your kind assistance in this matter.

Warm regards,



Benjamin G. Chew  
VSB # 29113

Enclosures

cc: All Counsel of Record