

EXHIBIT 1

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF SCHENECTADY**

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**JEANETTE CONIGLIO, individually and on
behalf of all others similarly situated,**

Plaintiff,

-against-

Index No. 2024-1351

CARENET MEDICAL GROUP, P.C.

Defendant.
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**DECLARATION OF CASSANDRA P. MILLER IN SUPPORT OF PLAINTIFF'S
UNOPPOSED MOTION FOR APPROVAL OF
ATTORNEYS' FEES, EXPENSES, AND SERVICE AWARD**

1. I am Cassandra P. Miller, counsel for Plaintiff in the above-captioned case. This declaration supports Plaintiff's Motion for Approval of Attorneys' Fees, Expenses, and Service Award, and explains the bases for the Attorneys' Fees, including the extensive effort put into this case by Settlement Class Counsel.

2. Prior to filing Plaintiff's case, Plaintiff's counsel conducted an extensive pre-suit investigation to ascertain all publicly available details about the cause, scope, and result of the data breach, as well as about the damages suffered by the Plaintiff and the Class. This extensive investigation helped Settlement Class Counsel effectively analyze and develop various legal theories and causes of action, as well as evaluate the strengths and weaknesses of various claims.

3. On June 28, 2024, Plaintiff filed this class action lawsuit against Defendant in this Court. The Complaint alleged claims arising from the Security Incident. Specifically, Plaintiff asserted claims of: (i) negligence; (ii) breach of implied contract; (iii) unjust enrichment; (iv) violation of N.Y. Gen. Bus. Law § 349 *et seq.* and (v) declaratory judgement.

4. Recognizing the benefits of early resolution, the parties began settlement discussions in early February 2024. Thereafter, the Parties exchanged informal discovery, settlement proposals, and, after weeks of adversarial arms-length negotiations, were able to reach an agreement on all the principal terms of settlement for this matter.

5. Settlement Class Counsel demonstrated skill and dedication in zealously litigating the case, obtaining significant results and benefits for the class.

6. As part of the Settlement Agreement, Defendant has agreed to pay for the entire cost of Claims Administration and Notice separately from any funds made available to the class, much like the Attorneys Fees, expenses, and service award payments.

7. Since reaching the Settlement, Settlement Class Counsel has drafted a motion for preliminary approval of the Settlement and assisted with the drafting and preparation of the Settlement Agreement, short and long form notice, and claim forms.

8. Plaintiff Jeanette Coniglio assisted in the investigation of this case, participated in extensive interviews, reviewed and approved pleadings, stayed in contact with Settlement Class Counsel, and answered Settlement Class Counsel's many questions.

9. Settlement Class Counsel's work is not over and will continue throughout the claims period. Based on experience, Settlement Class Counsel will spend substantial additional hours seeking final approval, defending the Settlement from potential objections (of which there are none to date), and supervising claims administration and the distribution of proceeds.

10. Based on Settlement Counsel's experience, my firm expects to spend another 30-40 hours seeking final approval, defending the Settlement from and potential objections, and supervising claims administration and the distribution of proceeds.

11. Here, Settlement Class Counsel incurred 123.60 hours litigating this matter, or \$71,832.50 in lodestar at counsel's hourly rates.

12. Settlement Class counsel has incurred \$2,790.60 total in expenses, which are detailed below:

Expense	Amount
Filing Fees & Court Costs	\$406.82
Travel Expenses	\$838.67
Administrative & Research Costs	\$1,545.11
TOTAL	\$2,790.60

13. Settlement Class Counsel have calculated that their total lodestar yields a multiplier of 2.51, which is well within the range accepted by courts in New York and the Second Circuit.

14. The lodestar multiplier will ultimately be much lower once final approval is sought, as Counsel expects to spend additional time in the finalization and filing of this motion, at the final approval hearing, and through the end of the claims process and distribution of funds to those Settlement Class Members who made eligible claims.

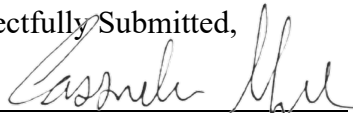
Pursuant to CPLR 2106(a), I declare signed under penalty of perjury under the laws of New York, that the foregoing is true and correct.

Executed this 21st day of April 2025 in Oak Park, Illinois.

Dated: April 21, 2025

Respectfully Submitted,

By:



Cassandra P. Miller (*pro hac vice*)

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Attorney for Plaintiffs and Proposed Class