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OVERVIEW

Suzanne is a Principal in the Global Economics Group San Francisco office, specializing in economics, statistics, data analytics and financial analysis. Suzanne's work focuses on the assessment and quantification of economic impact in matters involving intellectual property infringement, labor and employment disputes, and complex commercial litigation. Her over fifteen years of professional experience includes testimony in patent infringement, trade secret theft, employment litigation, and fraud matters.

Suzanne has experience on a wide array of labor issue. She has analyzed claims of Fair Labor Standards Act violations such as unpaid overtime, misclassification, rest and meal break violations, inappropriate clock rounding, off-the-clock work and improper regular rate calculations. In addition, Suzanne has evaluated class certification claims through sampling, data analysis and statistical analysis. She has developed regression models and other statistically valid tests to analyze claims filed under Title VII and Equal Pay Act.

Sue has estimated damages in trade secret, patent, trademark, and copyright disputes. In addition, she has directed the economic analysis of alleged price fixing in various industries for purposes of opposition to class certification and damages. She has quantified damages in class action cases alleging revenue recognition, insider trading, stock option backdating, the use of adverse non-public information and the omission or misrepresentation of material facts. She has also developed hedonic models to test for and quantify property value diminution damages in numerous class action matters

brought against oil & gas, chemical and other energy companies.

Suzanne serves as a public arbitrator in employment and securities matters and has written publications that have been included in *Litigation Services Handbook: The Role of Financial Expert* and *Environmental Compliance Litigation Strategy*.

REPRESENTATIVE MATTERS

Labor and Discrimination

- Evaluated claims and calculated damages in a wage and hour suit against a major retailer. The DSLE alleged that the retailer failed to pay overtime wages per state regulations. Extracted payroll data, calculated regular rates and potential overtime liability, designed and implemented a statistically valid sampling methodology for records contained on microfiche, and allocated settlements to class members. Presented to and worked directly with the DLSE's attorney throughout the settlement process.
- Evaluated claims and evaluated damages against a nationally known neurosurgeon and hospital. Allegations included disparate treatment and unequal pay on the basis of color, gender and national origin, unlawful retaliation, violation of the Health Care Whistleblower Act, intentional interference with advantageous relations, and slander.
- Evaluated claims and calculated damages in a class action suit alleging a major technology company violated the Fair Labor Standards Act by failing to classify the plaintiffs as employees. Developed a survey and sampling plan and analyzed potential damages related to unpaid overtime, missed meal and rest periods and other employee benefits.
- Analyzed discrimination claims in a wrongful termination suit against a major retailer. The plaintiff claimed termination as a result of racial and religious discrimination while the company maintained the dismissal was due to continual violation of employee discount usage. Extracted sales data, analyzed plaintiff's

discount usage, and conducted various statistical tests to compare usage frequency with respect to peers by store and region.

- Quantified damages in a wage and hour class action lawsuit against an ambulatory service provider. Conducted lost wage analyses by assessing damages for multiple employee classifications and differentiating individual hourly rates and employment duration. These analyses were used as a basis for settlement.
- Analyzed claims of wage and hour violations in a Department of Labor inquiry of a major logistics company. Analyzed all timekeeping and payroll data to determine the extent and patterns of violations and related damages. The findings were presented directly to the Department of Labor attorney and used as a basis for resolution.
- Evaluated claims of meal break and rest period violations in a class action lawsuit against a nationwide food and beverage distribution services company. The plaintiffs alleged that the company violated the state's meal break and rest period guidelines. Analyzed GPS data, delivery logs, clocking and payroll data, and performed various statistical tests. The analysis was used as a basis for settlement.
- Examined claims and calculated damages in a class action lawsuit against a major retailer related to unpaid commissions from unidentified merchandise returns. The plaintiffs alleged that commissions were inappropriately reduced for returned merchandise which could not be traced to a specific sales associate. Developed a complex model to calculate appropriate commission payouts with respect to relevant factors including quotas, sales targets, and draws. The analysis was used as a basis for settlement.
- Evaluated claims and quantified damages in a class action lawsuit against a leading national retailer related to paycheck cashing surcharges. The plaintiffs allegedly incurred excessive fees as a direct result of the defendant's failure to provide access to banking institutions which did not impose check cashing surcharges. Created a database of all paychecks related to plaintiffs' claims and conducted various analyses to determine the patterns, quantities and penalties

paid. The analysis was used as a basis for settlement.

- Testified on damages in a wrongful termination case against a leading national law firm. The plaintiff, an attorney, claimed she was terminated in retaliation to her claims of sexual harassment. Critiqued the plaintiff's lost earnings analyses and developed firm and industry specific compensation models to assess alleged losses in salary and bonuses.
- Evaluated damages in a wrongful termination matter brought against a national investment bank. The plaintiff, a former managing partner, claimed loss of salary, bonuses, benefits and stock options as a result of the alleged wrongful termination. Developed a flexible lost wage model based on the plaintiff's projected income and stock options, severance received and mitigating income from subsequent employment.
- Examined claims of alleged breach of fiduciary duty under ERISA and estimated damages suffered by participants in a company's retirement plan.

Intellectual Property

- Testified in Federal Court on damages and related economics, accounting, royalty and similar issues in a patent infringement matter related to medical devices. The allegations included contributory infringement and active inducement of infringement.
- Testified on damages in a matter involving alleged interference with prospective economic advantage, interference with contractual relations, breach of contract and misappropriation of trade secrets involving a provider of anti-counterfeiting investigative services to one of largest worldwide computer and office equipment supply companies. Refuted opposing expert's claims for unjust enrichment and lost profits.
- Testified at trial in a matter involving an alleged scheme whereby employees at a major health care provider attempted to take over plaintiff's business through

trade secret misappropriation, violation of non-compete agreements, unfair competition and breach of contract.

- Analyzed damages in a matter involving alleged misappropriation of trade secrets in the semiconductor industry. Analyzed claims of “first-mover” advantage, conducted a market analysis, estimated price elasticity and calculated lost profits.
- Evaluated and quantified damages in a matter involving alleged trade secret theft and violation of non-solicitation and non-competition agreements involving employee know-how, process technology and customer information in the advertising industry.
- Analyzed damages in an alleged trade secret theft and misappropriation matter related to techniques and source code for computer emulators. The case also involved allegations of tortious interference of contracts involving trade secrets, patent infringement and antitrust violations.
- Estimated damages in copyright disputes in the publishing, software and entertainment industries.
- Evaluated and quantified damages in patent disputes in the energy, telecommunications, high tech and semiconductor industries. Performed market analyses, assessed lost profits, evaluated the contribution of the patent to the end product, evaluated price erosion claims and evaluated the Georgia-Pacific factors for purposes of determining a reasonable royalty.
- Calculated lost profits in trademark disputes in the medical, computer and retail industries.
- Assisted clients in energy and plastics industry in strategic evaluations of their reasonable royalty negotiation for the rights to their technology. Identified and reviewed comparable license agreements, performed market analyses and analyzed various financial considerations.

- Testified in the arbitration of a breach of contract case involving a developer and seller of Internet-based energy technology software that enables enterprises to reduce energy costs and related expenditures.

Antitrust/Competition Policy

- Retained as an expert for the defense of manufacturing companies in connection with alleged price fixing and unfair competition by suppliers of Dynamic Random Access Memory (DRAM). Analyzed purchase and sales data to determine total sales volume, purchases, average sales price, pass-through, etc.
- Directed the economic analysis of alleged price fixing among leading manufacturers in the chemical and paper industries for purposes of opposition to class certification and quantification of damages. Both matters were brought forward by the U.S. Department of Justice.
- Evaluated the nature of the potential claims arising out of the options trading antitrust matter that alleged a conspiracy to maintain single-listings of options for purposes of opposition to class certification. Analysis included a review of various academic studies on the effects of more frequent multiple listings of equity options in recent years and an empirical inquiry into the bid-ask spreads and actual transactions involving the sale of options.

Complex Commercial Litigation/Class Action

- Testified on economic damages in a breach of contract case involving a developer and seller of Internet-based energy technology software that enables enterprises to reduce energy costs and related expenditures.
- Quantified the potential impact of environmental contamination on residential property values in Alabama, California, Georgia, Michigan, Missouri, New Mexico and New Jersey. Analyses included identification of comparable areas, development of sales transaction histories, hedonic modeling to analyze the

property value diminution claims by comparing the subject areas to areas not affected by the contamination, analysis of purchase transaction information including loan documents and deeds and analysis of media coverage. Cases involved soil, air, and groundwater contaminated with TCE's, PCB's, dioxins and various other chemicals.

- Evaluated class certification criteria and property value diminution claims in environmental litigation matters and critiqued opposing experts' methodologies to determine damages on a class-wide basis.
- Analyzed the impact of potential liability exposures on the joint excess insurance program of a Fortune 100 mid-west utility company and a joint venture entity. The analysis incorporated various scenarios to consider different independent variables, including allocation methodology, trigger, underlying primary insurance programs, previous exhaustion, insolvencies, settlement agreements, and claim priority.
- Quantified damages in cases alleging revenue recognition, insider trading, stock option backdating, the use of adverse non-public information and the omission or misrepresentation of material facts. Used econometric models and other statistically valid tests to evaluate claims of revenue recognition violations & managed earnings and to test the materiality of earnings restatements & disclosures.
- Analyzed claims and assessed damages in a District Attorney's inquiry into pricing accuracy of a major retailer. Critiqued existing studies and the opposing expert's report and identified significant flaws in data collection and conclusions. Evaluated financial impact to consumers, analyzed inventory data and results from Weights and Measures audits and extrapolated error rates to the entire population of stores. Presented evidence to and faced cross-examination by state and city attorneys. The analyses were used as a basis for settlement.

EDUCATIONAL BACKGROUND AND SELECTED AFFILIATIONS

- M.B.A. – Arizona State University
- M.S., Economics – Arizona State University
- B.S., Mechanical Engineering – University of Texas
- Registered Environmental Manager (NREP)
- Public Arbitrator – Employment & Securities Matters
- Legal Services for Children – Board of Directors
- Certified Bikram Yoga Teacher