

EXHIBIT 23

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

PERRY CLINE, on behalf of)
himself and all others)
similarly situated,)

Plaintiff,)

v.)

Case No. 17-cv-313-JAG

SUNOCO, INC. (R&M))
and SUNOCO PARTNERS)
MARKETING & TERMINALS, L.P.,)

Defendants.)

DECLARATION OF RUSSELL POST IN SUPPORT OF
MOTION FOR ATTORNEYS' FEES AND REIMBURSEMENT OF EXPENSES
ON BEHALF OF BECK REDDEN, LLP

I, Russell Post, of Beck Redden, LLP declare as follows:

1. I am a partner at Beck Redden, LLP. I submit this declaration in support of Class Counsel's Motion for Approval of Attorneys' Fees ("Fee Motion"), Class Counsel's Motion for Approval of Reimbursement of Litigation Expenses ("Expense Motion"), and Class Representative's Motion for Case Contribution Award ("Case Contribution Award Motion"), which are filed contemporaneously herewith. Unless otherwise stated herein, the statements made herein are based upon my personal knowledge and information available to me to the best of my recollection, and while I do not believe there are any errors, omissions, incomplete or incorrect statements, to the extent any occur, they are wholly accidental and unintentional.

2. Beck Redden has litigated class actions and complex commercial litigation in state and federal courts across the country. I have personally participated in several such cases.

3. I am a board-certified appellate specialist. I and my law firm were retained by Class Representative to assist in defending the Judgment for the Class on appeal. I personally rendered legal services and had responsibility for coordinating and leading the activity carried out by attorneys at Beck Redden in this litigation. Beck Redden significantly contributed to this litigation and performed work on behalf of and for the benefit of the Class.

4. The information in this declaration regarding Beck Redden's time and expenses is based upon records maintained by Beck Redden in the ordinary course of business. I am the partner who oversaw and conducted the day-to-day activities of the appellate attorneys in this litigation. This declaration was prepared with the assistance of other lawyers and staff at Beck Redden with knowledge of the matters reflected herein and reviewed in detail by me before signing.

5. Beck Redden has expended considerable time and effort in defending the Judgment for the Class in this matter on appeal. As a result of substantial time and labor, we have so far successfully defended the full Judgment on appeal, although Defendants' efforts continue. With this background and based on the below information, I believe the fee request is fair and reasonable and should be approved.

6. I understand that Class Counsel undertook this litigation on a contingency basis. Based on my experience and that of Beck Redden, the application of hourly rates on a pay as you go basis could not and would not work here. Mr. Cline could not afford to pay for the fees and expenses it took to litigate this matter, which remains ongoing. And, as a professional matter, neither me nor my firm could or would have agreed to take on this litigation on an hourly basis where we advanced costs and expenses and worked at risk of non-payment only to be paid an hourly rate if, and only if, we obtained a full recovery for our client and absent class members.

7. This case is unique in that Class Counsel had to go beyond a trial and appeals to actual enforcement efforts due to Defendants' refusal to pay the judgment.

8. Based on the work performed and this review of information reflecting work performed by attorneys at Beck Redden in this litigation, I directed preparation of the chart set forth below identifying Beck Redden's partners, associates, and paraprofessionals who undertook litigation activities in connection with the litigation, each individual's regular hourly rate, and the total number of hours each individual expended in connection with work on this litigation.

9. As set forth below, Beck Redden's total number of hours in this litigation to date is at least 1,179.3 hours. Further, we anticipate that the amount of time required to defend Sunoco's continued appeals with the Tenth Circuit and inevitable second appeal to the U.S. Supreme Court would require an additional amount of time and labor of \$185,000 when applying Beck Redden's regular hourly rates.

Beck Redden		
	Hours	Rate
Partners		
Russell Post	384.2	\$775.00
David Gunn	.8	\$700.00
Associates		
Owen McGovern	526.9	\$555.00
Daniel Nightingale	195.9	\$505.00
Zachary Nelson	12.1	\$480.00
Patrick Redmon	.4	\$470.00

Paraprofessionals		
Grace Darrah	12.4	\$125.00
Anson Fung	24.6	\$125.00
Danny Shokry	14.4	\$125.00
Srinidhi Nidhi Suresh	7.6	\$125.00
Total Time and Labor		\$703,045.00

10. In my judgment, the number of hours expended and the services performed by the attorneys at Beck Redden were reasonable and expended for the benefit of the Class. Beck Redden is providing additional detail regarding the hours expended in this litigation to the Court (Ex. 20 to the Motion for Approval of Attorneys' Fees). I believe this total number of hours is a conservative and understated amount because, among other things, all of our attorneys work extensively on many matters in a collaborative context where it is not possible to record every hour worked and/or not possible to reduce any given hour to only one case. Therefore, I believe my firm worked more hours on this case than the hours listed above.

11. Beck Redden's hourly figures are based on its billing rates, which do not include charges for expense items. Expense items are billed separately and such charges are not duplicated in the billing rates.

12. As set forth in the chart below, Beck Redden has incurred a total of \$8,390.89 in unreimbursed expenses in connection with this litigation as of the date of this declaration. In my judgment, these expenses were reasonable, necessary, and critical to the prosecution of this litigation:

**Beck Redden, LLC
Expense Report**

	Total Category Expense
Administrative Expenses	
Electronic Printing	2,227.57
Delivery Expense	369.87
SWA Wi-Fi	8.00
Research & Investigation	
Pacer/ West Law	5,785.45
TOTAL SUBMITTED EXPENSES	8,390.89

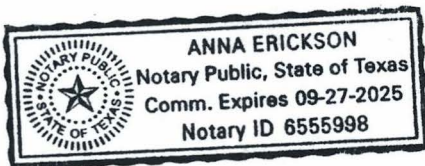
13. These expenses are reflected on the books and records of Beck Redden. It is Beck Redden’s policy and practice to prepare such records from expense vouchers, check records, credit card records, and other source materials. Based on my oversight of Beck Redden’s work in connection with this litigation and my review of these records, I believe them to constitute an accurate record of the expenses actually incurred by the Firm in connection with this litigation.

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

Executed on January 31, 2023.

Russell S. Post

SWORN TO AND SUBSCRIBED BEFORE ME on January 31, 2023, by Russell S. Post.



Notary Public in and for the State of Texas