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7 *Counsel for Plaintiffs*

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**UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

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**IN RE TRANSPACIFIC PASSENGER
 AIR TRANSPORTATION ANTITRUST
 LITIGATION**

Civil Case No. 3:07-cv-05634-CRB

15

MDL No. 1913

16

Honorable Charles R. Breyer

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This Document Relates to:

**DECLARATION OF ELIZABETH C.
 PRITZKER IN SUPPORT OF MOTION
 FOR ATTORNEYS' FEES AND
 REIMBURSEMENT OF EXPENSES**

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All Actions

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1 I, Elizabeth C. Pritzker, declare and state as follows:

2 1. I am a partner of the law firm of Pritzker Levine LLP. I submit this declaration
3 in support of Plaintiffs' application for an award of attorneys' fees in connection with the
4 services rendered in this litigation. I make this declaration based on my own personal
5 knowledge, and if called as a witness, I could and would competently testify to the matters
6 stated herein.

7 2. My firm has served as counsel to Plaintiff Mark Foy during the course of this
8 litigation. The background and experience of Pritzker Levine LLP and its attorneys are
9 summarized in the firm resume attached hereto as Exhibit 1.

10 3. Pritzker Levine LLP has prosecuted this litigation solely on a contingent-fee
11 basis, and has been at risk that it would not receive any compensation for prosecuting claims
12 against the Defendants. While Pritzker Levine devoted its time and resources to this matter, it
13 necessarily had to take time and resources away from some other pending matters.

14 4. On behalf of Pritzker Levine LLP, I previously submitted a declaration (filed
15 in the docket at ECF 987-35) attesting to the work performed by the firm's attorneys over the
16 course of the litigation. This work includes pre-filing investigation and research (*id.*, ¶¶ 5-6),
17 research and preparation of legal memoranda in opposition to defendants' summary judgment
18 motions (¶ 7), discovery-related work concerning Defendant China Airlines (¶ 8), Japanese-
19 language document review and analysis (¶ 9), and preparation and completion of depositions
20 of China Airlines witnesses in the United States and in Taiwan (¶¶ 10-11). As detailed in that
21 declaration, which covered the period March 1, 2013 through February 20, 2015, Pritzker
22 Levine attorneys spent 1,055.85 hours, with a corresponding lodestar of \$521,981.25, assisting
23 in the prosecution of the litigation and performing work on behalf of the Class, as assigned to
24 the firm by Co-Lead Counsel. *Id.*, ¶ 12.

25 5. Since my prior declaration, Pritzker Levine attorneys have continued to keep
26 our client apprised of the status litigation, have conferred with lead counsel on the status of the
27 litigation and settlements, and have attended to any research, litigation or settlement matters as
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1 directed by Co-Lead Counsel. For the period of February 21, 2015 through May 16, 2018, my
2 firm has expended a total of 11.85 hours on these tasks, with a corresponding lodestar of
3 \$5,423.00. Attached hereto as Exhibit 2 hereto is my firm's total hours and lodestar, computed
4 at historical rates, for the period of February 21, 2015 through May 16, 2018. The lodestar
5 amount reflected in Exhibit 2 is for work assigned and/or approved by Co-Lead Counsel, and
6 was performed by professional staff at my law firm for the benefit of the Class.

7 6. The hourly rates for the attorneys and professional support staff in my firm
8 included in Exhibit 2 are the usual and customary hourly rates charged by Pritzker Levine
9 during that time frame.

10 7. My firm had no unreimbursed costs and expenses in connection with the
11 prosecution of this litigation for the period February 21, 2015 through May 16, 2018.

12 8. I have reviewed the time and expenses reported by my firm in this case which
13 are included in this declaration, and I affirm that they are true and accurate.

14 I declare under penalty of perjury under the laws of the United States of America that
15 the forgoing is true and correct.

16 Executed this 2nd day of August 2018 at Oakland, California.

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ELIZABETH C. PRITZKER

EXHIBIT 1

PRITZKER LEVINE
LLP
ATTORNEYS AT LAW

Pritzker Levine LLP is a boutique law firm focused on complex litigation nationwide. Our attorneys bring a unique blend of expertise, efficiency and sound judgment to the vigorous representation of clients in individual and class cases.

Pritzker Levine attorneys have successfully represented corporate clients, public entities, pension funds, small businesses, nonprofit groups, labor unions, whistleblowers and injured persons in cases involving antitrust violations, securities fraud and derivative claims, commercial disputes, consumer protection, financial wrongdoing, employment law and personal injuries, resulting in recoveries in excess of \$800 million.

Founding partners, Elizabeth Pritzker and Jonathan Levine, each have more than 25 years of experience in complex, multi-party and class litigation. The firm's highly accomplished attorneys have repeatedly been recognized as "*Super Lawyers*" or "*Rising Stars*" for their work serving their clients' interests in courtrooms, mediations and arbitrations across the country.

Pritzker Levine LLP maintains offices in California and New York, and represents clients in state and federal courts throughout the United States.

ANTITRUST

Pritzker Levine has served as a lead or co-lead counsel in antitrust litigation matters representing plaintiff classes alleging price fixing, monopolization and other anticompetitive conduct. We serve in a court-appointed leadership capacity in certain cases, and contribute as members of a court-approved executive committee or in a supportive role for the lead law firms in other cases.

While our leadership role varies, our contributions are always valuable. Our leadership experience includes the following antitrust matters:

- ***Il Fornaio (America) Corporation et al. v. Lazzari Fuel Company, LLC et al.***, Case No. 13-cv-05197-WHA (N.D. Cal.): As court-appointed Class Counsel, Pritzker Levine represented restaurants and a certified class of direct purchasers in a class action alleging a conspiracy among three primary U.S. distributors to fix prices and allocate the market and customers for mesquite lump charcoal in the United States. The case resulted in a class settlement that was approved by Judge William H. Alsup, with settlement payments to class members representing approximately 85% of actual antitrust damages.

- ***In re TFT-LCD (Flat Panel) Antitrust Litigation***, MDL No. 1827 (N.D. Cal.): As court appointed Liaison Counsel, Elizabeth Pritzker and the Pritzker Levine firm represented a certified class of direct purchaser plaintiffs in a multi-district antitrust class action alleging price-fixing by foreign and domestic manufacturers of Thin Film Transistor Liquid Crystal Display (TFT-LCD) products. The direct purchaser case resulted in class settlements of \$473 million, and an \$87 million jury verdict before trebling. *TFT-LCD* is considered to be one of the largest antitrust MDL actions in the United States. The case was litigated and tried to verdict before Judge Susan Illston.

- ***In re National Collegiate Athletic Association Grant-In-Aid Cap Antitrust Litigation***, MDL No. 3541 (N.D. Cal.): As Additional Class Counsel, Pritzker Levine represents student-athlete plaintiffs Kendall Gregory-McGhee, Justine Hartman, Afure Jemerigbe and classes of current and former collegiate athletes of Division I football, men's basketball or women's basketball who received athletic grants-in-aid from colleges or universities that are members of the NCAA or one of its division conferences. This multi-district, nationwide class action alleges that the NCAA and its members illegally agreed or colluded to cap or depress the athletic

grant-in-aid program, causing serious financial hardship to hundreds of collegiate athletes, in violation of federal antitrust laws. Nationwide classes seeking injunctive relief have been certified, and \$208 million class damages settlement has received final court approval. Litigation for the injunctive relief classes is pending before Judge Claudia Wilken.

- ***In re German Automotive Manufacturers Antitrust Litigation***, MDL No. 2796 (N.D. Cal.): Elizabeth Pritzker and Pritzker Levine LLP were appointed to the Plaintiffs' Steering Committee in this multi-district antitrust case alleging price-fixing of certain automotive technologies by major German automakers. This case is pending before Judge Charles Breyer and is in active litigation.

- ***In re Packaged Seafood Products Antitrust Litigation***, MDL No. 2670 (S.D. Cal.): We serve as Discovery Co-Chair and as a member of the Indirect Purchaser Plaintiffs' Steering Committee, and represent a class of consumers in a multi-district antitrust case alleging price-fixing by the major producers of canned or packaged shelf-stable tuna products. This litigation is pending before Judge Janis L. Sammartino in the U.S. District Court for the Southern District of California and is in active litigation.

- ***In re Transpacific Passenger Air Transportation Antitrust Litigation***, Case No. 07-cv-5634-CRB (N.D. Cal.): Elizabeth Pritzker, as a member of Plaintiffs' Executive Committee, represents a class of consumers and direct purchasers in a multi-district class action alleging fuel surcharge price-fixing by airlines in the transpacific passenger airline market. Plaintiffs have secured settlements totaling approximately \$160 million. The case is pending before Judge Charles Breyer.

- ***In re Lithium Ion Rechargeable Batteries Antitrust Litigation***, MDL No. 2420 (N.D. Cal.): We serve as a member of the court-appointed Plaintiffs' Steering Committee, and represent direct purchasers in a multi-district antitrust class action alleging price-fixing by the major manufacturers of lithium ion rechargeable batteries. Direct purchaser plaintiffs have secured over \$70 million in settlements with defendants. Judge Yvonne Gonzalez Rogers granted final settlement approval on May 8, 2018.

- ***In re EpiPen (Epinephrine Injection, USP) Marketing, Sales Practices and Antitrust Litigation***, MDL No. 2785 (D. Kansas): Elizabeth Pritzker, as Chair of the Plaintiffs' Steering Committee, represents a class of consumers in this multi-district antitrust class action alleging that Mylan engaged in anticompetitive actions and restrained competition in the pricing and sale of the EpiPen epinephrine injector. The case is pending before Judge Daniel D. Crabtree in the U.S. District Court of Kansas, and is in active litigation.

- ***In re Domestic Drywall Antitrust Litigation***, MDL No. 2437 (E.D. Penn.): Pritzker Levine represents a number of 501(c)(3) nonprofit community development organizations and a proposed class of indirect purchasers in a nationwide class action alleging a conspiracy among gypsum board manufacturers and distributors to fix and raise the prices for gypsum board. This multi-district litigation has been consolidated before Judge Michael M. Baylson in the U.S. District Court for the Eastern District of Pennsylvania, where indirect purchaser class settlements are pending final court approval. We serve as a Liability Assessment Team Leader and on the Plaintiffs' Steering Committee.

- ***In re Keurig Green Mountain Single-Serve Coffee Antitrust Litigation***, MDL No. 2542 (S.D.N.Y.): Pritzker Levine serves as a member of the Indirect Purchaser Plaintiff Litigation Committee and represents consumers and a proposed class of indirect purchasers in a nationwide class action against Keurig Green Mountain, Inc., Green Mountain Roasters, Inc., and Keurig, Inc. (collectively “Keurig”) for monopolizing the U.S. market for the sale of single-serve portion packages of coffee, tea, cocoa and other beverages. This multi-district litigation has been consolidated before Judge Vincent S. Broderick in U.S. District Court for the Southern District of New York, and is in active litigation.

- ***In re Disposable Contact Lens Antitrust Litigation***, MDL No. 2626 (M.D. Florida): In its role as a member of the Plaintiffs’ Steering Committee, Pritzker Levine represents plaintiffs and a proposed class of purchasers in a nationwide antitrust class action against contact lens manufacturers alleging that the manufacturers colluded to maintain the retail prices of contact lenses by imposing resale price maintenance restrictions on those products. This multi-district litigation has been consolidated before Judge Harvey E. Schlesinger in the U.S. District Court for the Middle District of Florida and is in active litigation.

- ***In re Commodity Exchange, Inc. Gold Futures and Options Trading Litigation***, MDL No. 2548 (S.D.N.Y): Pritzker Levine represents clients and a proposed class of investors in multi-district litigation against the Bank of Nova Scotia, Barclay’s Bank PLC, Deutsche Bank, AG, Deutsche Bank Securities, Inc., HSBC Holdings PLC, HSBC USA, Inc., Societe Generale S.A., SG Americas Securities, LLC, the London Gold Market Fixing, Ltd., and others, alleging that defendants conspired, combined or agreed to fix the prices of physical gold and certain financial instruments directly linked to physical gold, in violation of the Commodities

Exchange Act. The case is pending before Judge Valerie E. Caproni in the U.S. District Court for the Southern District of New York, and is in active litigation.

CONSUMER PROTECTION

Pritzker Levine and its attorneys have represented consumers injured by violations of a wide variety of deceptive practices and consumer protection laws. We have brought claims on behalf of all types of consumers, including credit card holders and purchasers of prescription drugs, motor vehicles, cosmetic products, consumer electronics, and time shares interests. We also prosecute privacy class actions for consumers who have been impacted by computer malware or data breaches. Examples of some of our consumer law case include:

- ***Corcoran v. CVS Pharmacy, Inc.***, Case No. 15-cv-02624-YGR (N.D. Cal): Pritzker Levine serves as Co-Lead Interim Class Counsel in a multi-state class action alleging a common fraudulent and deceptive pricing scheme by CVS to overcharge customers with third-party health care plans for generic prescription drugs purchased at CVS pharmacies. This case is pending appeal in the Ninth Circuit Court of Appeals.
- ***In re Lenovo Adware Litigation***, MDL No. 2624 (N.D. Cal): Pritzker Levine serves as Interim Co-lead Class Counsel in multi-district class action litigation against the Chinese computer manufacturer, Lenovo and software provider Superfish for damages arising from the surreptitious installation of a Superfish spyware program by Lenovo on certain notebook computer models sold in the United States. The Superfish program allowed Superfish to monitor and alter computer users' internet search results, while at the same time making those computers vulnerable to security breaches and data theft. This case is pending before Judge Haywood Gilliam and is in active litigation.

- ***Patane et al. v. Nestle Waters North America Inc. / Brown et al v. Nestle Waters North America Inc.***, Lead Case No. 17-cv-01381-JAM (D. Conn.): Pritzker Levine, as a member of Plaintiffs’ Executive Committee, represents consumers in litigation against Nestle Waters North America Inc., alleging that Nestle deceptively labels, markets and sells its Poland Spring® line of bottled water products at 100% natural spring water. This case is pending before Judge Jeffrey A. Meyer in the U.S. District Court of Connecticut and is in active litigation.

- ***In re Volkswagen “Clean Diesel” Marketing, Sales Practices, and Products Liability Litigation***, MDL No. 2672 (N.D. Cal): As cooperating plaintiffs’ counsel, Pritzker Levine represented class representatives in multi-district litigation stemming from Volkswagen’s admission to federal regulators in September 2015 that the company used illegal software to cheat emissions tests on certain of its four-cylinder diesel cars, including the popular TDI models of the VW Jetta, Passat, Golf and Beetle, and the Audi A3 TDI diesel sedan. A set of class settlements for monetary compensation and auto repairs totaling more than \$10.3 billion has received final court approval.

- ***In re Adobe Systems, Inc. Privacy Litigation***, 13–CV–05226–LHK (N.D. Cal.): Pritzker Levine, as a member of the Plaintiffs’ Executive Committee, represented plaintiffs and a proposed class of software purchasers and users in litigation against Adobe Systems, Inc., in an action arising from the 2013 security breach of Adobe’s servers in California. The breach resulted in the theft of Adobe source code for some of its most popular products and 40 GB of consumers’ personally identifiable information (“PII”), such as names, addresses, financial information, passwords and password hints. Judge Lucy Koh approved a class settlement of the litigation in September 2015.

- ***In re GIB LLC Cases***, J.C.C.P. 4657 (Cal. Sup. Ct., County of Los Angeles): As Co-lead Class Counsel in this California State Court Judicial Council Coordinated Proceeding, Elizabeth Pritzker represented certified classes of salon owners, hair stylists and consumers who were exposed to off-gassing formaldehyde and other harsh chemicals from the Brazilian Blowout line of hair smoothing products and hair treatments that were deceptively advertised as “formaldehyde free” and as not containing harmful chemicals. In January 2014, the Los Angeles Superior Court granted final approval to a class settlement that provided substantial monetary benefits distributed to stylists and consumers, together with business practice changes with respect to the marketing, sale, handling, use, and disposition of Brazilian Blowout products.

- ***Benedict v. Diamond Resorts Corp., et al.***, Case No. 1:2012cv00183 (D. Hawaii): Pritzker Levine partners Elizabeth Pritzker and Jonathan Levine represented as Co-lead Counsel a class of timeshare owners challenging the imposition of an unauthorized Special Assessment fee for the repair of one of the timeshare resorts in Hawaii. Judge David A. Ezra granted final approval to a class action settlement of the matter in June 2013.

- ***Berrien v. New Raintree Resorts, International, LLC, et al.***, Case No. 4:10-cv-03125-CW (N.D. Cal): Pritzker Levine partners Jonathan Levine and Elizabeth Pritzker represented, as Class Counsel, timeshare vacation program members of Raintree Vacation Club and Club Regina who were charged a Special Assessment Fee. Following favorable decisions on defendants’ motions to dismiss and plaintiffs’ motion for class certification, the case resulted in a court-approved class settlement in March 2012.

- ***Wixon v. Wyndham Resort Development Corp., et al.***, Case No. C 07-2361- JSW (BZ) (N.D. Cal.): Pritzker Levine partners Jonathan Levine and Elizabeth Pritzker, as Lead Class and Derivative Counsel, represented time-share owners in a nationwide class action challenging pricing of WorldMark resorts and in derivative litigation against the WorldMark Board of Directors challenging corporate governance matters. After more than four years of litigation in federal and state court, the case was settled on favorable terms. Judge Jeffrey S. White finally approved the class settlement in August 2011.
- ***Gathron v. Chrysler Group, LLC***, 4:13-cv-05922-WHO (N.D. Cal.): As Co-Lead Counsel, Pritzker Levine partner Elizabeth Pritzker and special counsel Bethany Caracuzzo represented a proposed class of owners and lessees of 2011-2012 Dodge Chargers alleging that factory-installed headlight harnesses in these model year vehicles were defective and posed a serious safety hazard. The case was filed in the U.S. District Court for the Northern District of California, before Judge William H. Orrick. As a result of plaintiffs' efforts, Chrysler instituted a recall and repair program that included reimbursement benefits to vehicle lessees and owners.
- ***In re Providian Credit Card Cases***, J.C.C.P. No. 4085 (Cal. Sup. Ct., County of San Francisco): Pritzker Levine partner Jonathan Levine represented as Co-lead Counsel a nationwide class of Providian credit card holders in this California State Court Judicial Council Consolidated Proceeding. The lawsuit alleged that Providian engaged in unlawful, unfair and fraudulent business practices by charging its customers unauthorized fees and charges. The case resulted in a \$105 million settlement, plus injunctive relief – one of the largest class action recoveries arising out of consumer credit card litigation.

- ***In re GM Cases***, J.C.C.P. No. 4396 (Cal. Sup. Ct., County of Los Angeles): Pritzker Levine partner Elizabeth Pritzker, as Class Counsel, represented a certified class of owners and lessees of Chevrolet Silverado trucks whose vehicle engines had abnormal “knock, ping or slap” noise. The complaint alleged that GM maintained an Engine Knock Noise Adjustment Program that gave owners and lessees who complained free extended warranties and other benefits, but that GM failed to notify all affected owners and lessees of the Adjustment Program and its benefits, in violation of California’s Secret Warranty Law. This hotly contested litigation included two unsuccessful appeals by General Motors. The Los Angeles Superior Court finally approved a class settlement in 2009, which was ratified by the Bankruptcy Court for the Southern District of New York in 2011 after GM filed for bankruptcy.

- ***In re SONY-BMG CD Technologies Litigation***, Case No. 1:05-cv-09575-NRB (S.D.N.Y): Pritzker Levine partner Elizabeth Pritzker represented as Co-lead Class Counsel a nationwide class of consumers alleging deceptive conduct in design, manufacture and sale of music CDs containing digital rights management (DRM) software containing security flaws and limiting use of the CDs. The case resulted in a settlement that provided for a nationwide recall of certain CDs, the dissemination of software utilities to remove the offending DRM software, cash and other compensation for consumers, and injunctive relief governing SONY BMG’s use of DRM.

- ***In re Ipod Cases***, J.C.C.P. No. 4355 (Cal. Sup. Ct., County of San Mateo): Pritzker Levine partner Elizabeth Pritzker, as Co-Lead Class Counsel, represented consumers in a nationwide class action lawsuit alleging that Apple’s advertising about the battery life of its First and Second Generation iPods was false and

misleading. This Judicial Council Coordinated Proceeding, which was filed in California State Court before the Honorable Beth Labson Freeman, resulted in a settlement conservatively valued at approximately \$15 million, which provided warranty extensions, battery replacements, cash payments, and store credits for those class members who experienced a battery failure.

SHAREHOLDER AND SECURITIES FRAUD LITIGATION

Pritzker Levine's attorneys are leading advocates for individual and institutional investors, and have a deserved reputation for success in representing shareholder interests in derivative or shareholder litigation. Our experience in matters involving shareholder disputes or securities fraud includes the following matters.

- ***Young v. Henderson***, Case No. RG-15-778891 (Cal. Sup. Ct., County of Alameda): We represent a shareholders in direct and derivative litigation filed in California State Court, alleging individual and derivative claims on behalf of six California limited liability companies, and asserting claims for breaches of fiduciary duty, conversion, breaches of contract, and related claims arising out of defendants' alleged misuse and misappropriation of foreign investment funds provided under the federal Immigration Investment, or EB-5, program. Pritzker Levine successfully moved for appointment of a receiver, and facilitated the sale of commercial real estate assets (including the landmark Oakland Tribune Tower), recouping approximately \$30 million for foreign investors. The litigation is still pending in the California State Court, but has spawned a parallel federal enforcement action by the Securities and Exchange Commission (SEC). The SEC action is currently pending in the federal District Court in San Francisco, California.

- ***Securities and Exchange Commission v. Bivona, et al.***, Case No. 3:16-cv-01386-EMC (N.D. Cal.): Pritzker Levine currently represents a majority investor group comprising approximately seventy percent of the membership interests in certain investment funds at issue as real parties in interest in a federal enforcement action by the SEC against a prior fund manager. The investors seek to assume management responsibilities of the funds, which are now the subject of a federal receivership, in order to protect their investments and further the investment purposes of the funds. This matter is currently pending before Judge Edward Chen, and is in active litigation.

- ***In re Lehman Brothers Debt/Equity Securities Litigation***, Case No. 1:08-cv-05523-LAK:GWC (S.D.N.Y): Pritzker Levine partner Jonathan Levine represented as Class Counsel a certified class of retail investors in Lehman-issued structured products sold by UBS Financial Services, Inc. The plaintiffs alleged that UBS violated federal securities laws by selling the structured products pursuant to offering documents that misrepresented Lehman’s financial condition and failed to disclose that the “principal protection” feature of many of the notes depended upon Lehman’s solvency. The case resulted in a settlement that created a \$120 million fund to resolve the claims.

- ***In re SLM Corporation Securities Litigation***, Case No. 08 Civ. 1029 (WHP) (S.D.N.Y): Pritzker Levine partner Jonathan Levine, as Lead Counsel, represented a certified nationwide class of investors of SLM Corporation (“Sallie Mae”) in litigation alleging that Sallie Mae, the leading provider of student loans in the U.S., misled the public about its financial performance in order to inflate the company’s stock price. The case resulted in a settlement that established a \$35 million fund to resolve investors’ claims.

- ***In re Winstar Communications Securities Litigation***, Case No. 01 Civ. 3014 (GBD) (S.D.N.Y.): Pritzker Levine partner Jonathan Levine represented Allianz of America, Inc., Fireman’s Fund and other large private institutional investors in federal securities litigation against the senior executives of Winstar Communications Inc., Lucent Technologies Inc. and Grant Thornton LLP, arising out of plaintiffs’ investments in Winstar Communications, Inc. The case was resolved through several confidential settlements, the last one achieved on the eve of trial.
- ***In re American Express Financial Advisors Securities Litigation***, Case No. 04 Civ. 1773 (DAB) (S.D.N.Y.): Pritzker Levine partner Jonathan Levine represented as Co-lead Counsel a nationwide class of individuals who bought financial plans and invested in mutual funds from American Express Financial Advisors. The case alleged that American Express steered its clients into underperforming “shelf space funds” to reap kickbacks and other financial benefits. The case resulted in a cash settlement of \$100 million.
- ***Rosen v. Macromedia, Inc.***, Case No. 988526 (Cal. Sup. Ct., County of San Francisco): Pritzker Levine partner Jonathan Levine, as Co-Lead Counsel, represented a certified nationwide class of investors of Macromedia in litigation alleging that the company and certain of its executives misled the public about its financial performance and products in order to inflate its stock price. The case resulted in a settlement that established a \$48 million fund to resolve investors’ claims.
- ***In Re Gupta Corporation Securities Litigation***, Case No. C 94-1517 FMS (N.D.Cal.): Pritzker Levine partner Jonathan Levine represented as Co-lead

Counsel a certified nationwide class of investors of Gupta Corporation in litigation alleging that Gupta and its senior-most executives misled the public about the company's financial performance in order to inflate the company's stock price. The case resulted in a \$15 million settlement fund to resolve investors' claims.

- ***Provenz v. Miller***, Case No. CV-92-20159-RMW (N.D.Cal): Pritzker Levine partner Jonathan Levine represented as Co-lead Counsel a certified nationwide class of investors of MIPS Technologies, Inc. in litigation alleging that MIPS and certain of its executives misled the public about its financial performance and products in order to inflate the company's stock price. The case resulted in a settlement that established a \$15 million fund to resolve investors' claims.

ATTORNEY PROFILES

Elizabeth C. Pritzker

Elizabeth Pritzker is a co-founding partner of Pritzker Levine LLP. She has 26 years of litigation experience representing clients in antitrust matters, consumer cases, business and employment disputes, and in First Amendment-related litigation.

Ms. Pritzker practices exclusively in the areas of litigation, trial and client counseling. She has successfully represented corporate clients, small businesses, public entities, nonprofit groups, labor unions, employees and injured persons in individual and class cases, and has counseled or successfully litigated on behalf of journalists and media clients.

Ms. Pritzker has served in a leadership capacity in numerous matters, including in several cases brought under federal and state antitrust and consumer protection statutes prosecuted in the federal district court in the Northern District of California and in the California state courts.

In the antitrust arena, Ms. Pritzker served as court-appointed Class Counsel in *Il Fornai (America) Corporation v. Lazzari Fuel Company, LLC*, N.D. Cal. Case No. 13-

cv-05197-WHA, an antitrust class action alleging customer allocation and bid-rigging among the major sellers of restaurant-grade mesquite charcoal. She also was appointed to serve as Liaison Counsel for Direct Purchaser Plaintiffs in *In re TFT-LCD (Flat Panel) Antitrust Litigation*, N.D. Cal. Case No. 07-md-01827-SI, a multi-district class action alleging price-fixing by manufacturers of LCD panels. She now serves as Additional Class Counsel in *In re National Collegiate Athletic Association Grant-In-Aid Cap Antitrust Litigation*, N.D. Cal. Case No. 14-md-02541-CW, where she represents current and former college athletes in multi-district litigation alleging that the NCAA and its members illegally agreed or colluded to cap or depress the athletic grant-in-aid program in violation of federal antitrust laws.

Ms. Pritzker currently serves on the Plaintiffs' Steering Committee in two Northern District of California antitrust class actions: *In re Lithium Ion Rechargeable Batteries Antitrust Litigation*, N.D. Cal. Case No. 13-md-02420-YGR, a multi-district class action alleging price fixing by foreign and domestic battery manufacturers; and *In re Transpacific Air Transportation Antitrust Litigation*, N.D. Cal. Case No. 07-cv-5634-CRB, a multi-district class action alleging price-fixing of airfares and surcharges by airlines in the transpacific airline market. Outside of the district, Ms. Pritzker currently has leadership positions in several antitrust matters, including: *In re Packaged Seafood Products Antitrust Litigation*, MDL No. 2670 (S.D. Cal.) (Discovery Chair/End-User Plaintiffs' Steering Committee); *In re EpiPen (Epinephrine Injection, USP) Marketing, Sales Practices and Antitrust Litigation*, MDL No. 2785 (D. Kansas) (Chair of Plaintiffs' Steering Committee); *In re Domestic Drywall Antitrust Litigation*, MDL No. 2437 (E.D. Penn.) (Liability Assessment Team Leader/Indirect Purchaser Plaintiffs' Steering Committee); and *In re Disposable Contact Lens Antitrust Litigation*, MDL No. 2626 (M.D. Florida) (Plaintiffs' Steering Committee).

In the consumer protection field, Ms. Pritzker and the firm currently serve as Co-lead Class Counsel in *Corcoran v. CVS Pharmacy, Inc.*, Case No. 15-cv-02624-YGR (N.D.

Cal), representing consumers in litigation against CVS for unfair and deceptive practices in the pricing and sale of generic drugs to insured customers, and in *In re Lenovo Adware Litigation*, MDL No. 2624 (N.D. Cal), representing consumers harmed by malicious software installed on certain Lenovo notebook computers. Previously, Ms. Pritzker served as Co-Lead Class Counsel in *In re GIB LLC Cases*, JCCP No. 4657, where she represented a certified class of salon owners, hair stylists and consumers exposed to off-gassing formaldehyde and other harsh chemicals from the Brazilian Blowout line of hair smoothing products that were falsely advertised as “formaldehyde free” and as not containing harmful chemicals. She also served on the Plaintiffs’ Executive Committee in *In re Adobe Systems, Inc. Privacy Litigation*, N.D. Cal. Case No. 5:13-cv-05226-LHK, a class action brought on behalf of users of Adobe software products whose personal private information or property were compromised as a result of alleged substandard security practices at Adobe that lead to a massive data and security breach in September 2013. Both matters resulted in court-approved settlements.

Ms. Pritzker has been consistently honored as a Northern California “*Super Lawyer*” (2010-2018), and has earned the distinction of being included among the “*Top 100 Super Lawyers*,” as well as the “*Top 50 Women Super Lawyers*,” in Northern California. In 2015, the American Antitrust Institute selected Ms. Pritzker as a finalist for its annual “*Outstanding Antitrust Litigation Achievement in Private Law Practice*” Award.

Ms. Pritzker’s volunteer service includes work on behalf of the bench and bar. She sits on the Duke Law *Committee on Standards and Best Practices for Increasing Diversity in Mass Tort and Class Action Leadership*, and serves as a Lawyer Representative to the District Court for Northern District of California. She also sits on the Executive Committee of the Antitrust, Unfair Competition and Privacy Law Section of the State Bar of California, where she currently serves as Vice-Chair, *E-Briefs*. She has been honored by the Society of Professional Journalists–Northern California Chapter with the prestigious

“*James Madison Freedom of Information Award*” for her legal work on behalf of San Francisco Bay Area journalists and media.

Before founding Pritzker Levine, Ms. Pritzker was a partner for eight years at Girard Gibbs LLP in San Francisco, California. She was a principal attorney at Cotchett, Pitre & McCarthy LLP in Burlingame, California. She co-founded The First Amendment Project, a nonprofit public interest law firm representing journalists, media and others in First Amendment-related litigation, and served as its Chief Staff Attorney from 1992 to 1999.

Education

Ms. Pritzker received her Bachelor of Arts degree in Economics from McGill University in Montreal, Quebec, Canada. She obtained her Juris Doctor from the University of San Francisco School Of Law.

Bar Membership

Ms. Pritzker is admitted to practice in the State of California. She also is admitted to the United States Supreme Court; the United States District Courts for the Northern, Central, Southern, and Eastern Districts of California; and the United States District Court for the District of Colorado.

Publications/Speaking Engagements

As part of the Executive Committee of the Antitrust, Unfair Competition and Privacy Law Section of the California State Bar, Ms. Pritzker has authored several articles about recent developments in the antitrust, privacy and consumer law fields for the Section’s monthly *E-Briefs*. She is a frequent commentator and lecturer on various topics, including antitrust law, class action procedure and practice, electronic discovery, use and enforcement of the Freedom of Information Act and individual state right-to-know laws, and civil litigation and trial practice.

Ms. Pritzker has served as a presenter on these and other issues on behalf of the American Bar Association (ABA), the American Association for Justice (AAJ), the San

San Francisco Trial Lawyers Association (SFTLA), the State Bar of California, the California First Amendment Coalition (CFAC), and Consumer Attorneys of California (CAOC), among others. Ms. Pritzker's publications and speaking engagements include:

- Author, "*Making the Intangible Concrete: Litigating Intangible Harms in a Post-Spokeo World*," Competition: the Journal Antitrust, Unfair Competition and Privacy Law Section of the State Bar of California, Vol. 26, No. 1, Spring 2017.
- Speaker, "*Antitrust 101*," Annual Convention of Sections of the State Bar of California, August 2017.
- Speaker, "*Antitrust 101*," Annual Convention of the State Bar of California, September 2016.
- Webinar Speaker, "*Multistate Indirect Purchaser Class Actions: Using Consumer Protection Statutes to Hurdle the Illinois Brick Wall*," American Bar Association, December 2015.
- Webinar Moderator, "*Emerging Standards Under the FTAIA*," Antitrust, Unfair Competition and Privacy Law Section of the State Bar of California, February 2015.
- Speaker, "*The Lightbulb Conspiracy: Environmental Impacts of Planned Obsolescence*," Environmental Youth Forum 2015, February 2015.
- Lecturer, "*Post-Brinker Employment Class Action Seminar*," 46th Annual Consumer Attorneys of California Convention. November 2012.
- Presenter, "*Class Actions under Dukes*," Cambridge International Forums: Plaintiffs Class Action Forum, April 2012.
- Lecturer, *Summary Judgment Seminar*, San Francisco Trial Lawyers Association, February 2012.
- Moderator, *Judicial Perspectives on Class Actions*, Consumer Attorneys of California, March 2012.

Community/Pro Bono

Ms. Pritzker is passionate about environmentally-sensitive architecture and design. Her concern for the environment and the impact of consumer electronic waste on the health of the planet is depicted in the documentary film, *The LightBulb Conspiracy: The Untold Story of Planned Obsolescence*, by Cosima Dannoritzer.

Ms. Pritzker is a participating mentor in antitrust law for the American Bar Association (ABA) Antitrust Law Section and Young Lawyers Division, and a former board member of the Legal Aid Society of San Mateo County

Ms. Pritzker is a former board member of Bay Area Lawyers for Individual Freedom (BALIF). During her board term, she served as member of the Executive Committee and a Co-Chair of BALIF's Judiciary Committee. Previously, she chaired BALIF's Young Lawyers and Law Student Committee, where she oversaw and implemented BALIF's 'Connections' Mentoring Program.

Jonathan K. Levine

Jonathan Levine is a co-founding partner of Pritzker Levine LLP. Mr. Levine has more than 26 years of experience prosecuting complex securities fraud, business, antitrust and consumer class action litigation in state and federal courts. He has successfully represented high net worth investors, state public pension funds, multi-national corporations, small businesses, whistleblowers and consumers in individual, derivative and class action litigation.

Mr. Levine has served in a leadership role in numerous cases brought under federal and state securities, antitrust and consumer statutes. He also has represented whistleblowers before the U.S. Securities and Exchange Commission, the U.S. Commodity Futures Trading Commission and the U.S. Department of Justice. He served recently as Lead or Co-lead Counsel in *In re SLM Corp. Securities Litigation* (\$35 million settlement), *In re American Express Financial Advisors Securities Litigation* (\$100 million

settlement) and *In re Winstar Communications Securities Litigation* (confidential settlement on behalf of Allianz of America, Inc., Fireman's Fund and other large private institutional investors).

In the consumer protection field, Mr. Levine currently serves as Co-lead Counsel in *In re Lenovo Adware Litigation*, MDL 2624 (N.D. Cal.), where he represents more than 800,000 consumers in a nationwide multidistrict class action against Lenovo and Superfish for damages arising from the surreptitious installation of a Superfish spyware program by Lenovo on certain notebook computer models sold in the United States. He served as Co-lead Counsel in *In re Providian Credit Card Cases*, J.C.C.P. No. 4085 (Cal. Sup. Ct., County of San Francisco), which resulted in a \$105 million settlement, plus injunctive relief, one of the largest class action recoveries in the United States arising out of consumer credit card litigation. He also served as Lead or Co-lead Counsel in three class action cases challenging actions taken by timeshare developers to the detriment of the timeshare owners: *Wixon v. Wyndham Resort Development Corporation*, Case No. C 07-2361- JSW (BZ) (N.D. Cal.); *Berrien v. New Raintree Resorts*, Case No. 4:10-cv-03125-CW (N.D. Cal); and *Benedict v. Diamond Resorts Corporation*, Case No. 1:2012cv00183 (D. Hawaii).

Before collaborating with Elizabeth Pritzker to create Pritzker Levine LLP, Mr. Levine was a partner for more than a decade at Girard Gibbs LLP in San Francisco. He was a partner for nine years at Kaplan Fox & Kilsheimer LLP, a New York law firm.

Mr. Levine has been repeatedly recognized by his peers as a Northern California "Super Lawyer." He has served as an appointed member of the Committee on Federal Courts of the State Bar of California and as the past chair of the American Bar Association Litigation Section Subcommittee on Officers and Directors Liability. He currently serves as Chairman of the Executive Committee of the Business Section of the Alameda County Bar Association and as a member of Privacy Law Subcommittee of the State Bar of California Antitrust, Unfair Competition and Privacy Law Section.

Education

Mr. Levine graduated from Columbia University with a Bachelor of Arts degree in English. He obtained his Juris Doctor degree from Fordham University School of Law.

Bar Membership

Mr. Levine is admitted to practice in the States of California, New York and Connecticut. He is also admitted to practice before the U.S. Supreme Court, the U.S. Courts of Appeals for the Second, Fourth, Ninth and Eleventh Circuits, and the U.S. District Courts for the Southern and Eastern Districts of New York, the Northern, Central, Southern and Eastern Districts of California, the Northern District of Texas and the District of Colorado.

Publications/Speaking Engagements

Mr. Levine frequently writes and speaks on a host of legal issues. He recently served as a member of the National Association of Public Pension Attorneys' *Morrison* Working Group and was one of the drafters of *Living in a Post-Morrison World: How to Protect Your Assets Against Securities Fraud*, NAPPA (2012). He is the author of "E-Mail and Voice Mail Discovery Issues," Glasser LegalWorks (1998), and "Discovery Techniques in Commercial Litigation and Recent Developments In the Rules of Discovery," American Trial Lawyers Association (1991), and the co-author of "California Online Privacy Laws: The Battle for Personal Data," Competition: The Journal of the Antitrust, UCL and Privacy Section of the State Bar of California (Fall 2016), as well as "The Business Judgment Rule and Derivative Actions," Practising Law Institute (1989).

Mr. Levine has lectured on securities litigation under the Private Securities Litigation Reform Act of 1995, consumer fraud and predatory lending litigation, and computer discovery and electronic data retention risk control. He was the featured speaker addressing *Successful Direct Examination of Expert Witnesses* at the Bridgeport 2011 Conference on Working With and Deposing Experts (March 2011), and *Evaluating the*

Impact of the LIBOR Scandal at the West LegalEdCenter (August 2012).

Community/Pro Bono

Mr. Levine has served as a member of the Piedmont Civil Service Commission and the Piedmont Parks Commission. He also serves as a member of Piedmont Planning Commission and on its Environmental Task Force.

Bethany L. Caracuzzo

Bethany Caracuzzo serves as Special Counsel with Pritzker Levine LLP, where she focuses on litigation involving antitrust violations, defective products and services, employment law disputes and personal injury law. She has been repeatedly recognized by her peers as a Northern California “*Super Lawyer*,” an honor accorded to less than 5 percent of all licensed attorneys in California.

Ms. Caracuzzo is active in the firm’s prosecution of several antitrust class actions, including *In re Packaged Seafood Products Antitrust Litigation*, MDL No. 2670 (S.D. Cal.) (representing consumers in a multi-district class action alleging price-fixing by major U.S. producers of canned and packaged tuna), *In re Transpacific Air Transportation Antitrust Litigation*, N.D. Cal. Case No. 07-cv-5634-CRB (representing consumers in a multi-district class action alleging price-fixing by airlines in the transpacific passenger airline market), and *In re Domestic Drywall Antitrust Litigation*, E.D. Pa. Case No. 13-md-2437-MMB (representing nonprofit housing development entities and indirect purchasers in a multi-district class action alleging price fixing by U.S. drywall manufacturers). She was a key contributor to the firm’s settlement of consumer class action litigation involving the Brazilian Blowout line of hair smoothing products.

Prior to joining Pritzker Levine, Ms. Caracuzzo spent twelve years representing injured victims at two well-known San Francisco Bay Area law firms. She has litigated and obtained favorable settlements in personal injury cases involving medical malpractice,

dangerous drugs, defective products, dangerous property conditions, motor vehicle accidents and professional malpractice. She has served as a member of several trial teams in litigating cases to verdict, including case involving wrongful death, traumatic birth injuries and injuries from defective products.

Ms. Caracuzzo has represented plaintiffs in cutting edge medical malpractice matters involving In Vitro Fertilization (“IVF”) procedures. She also represented plaintiffs in cases addressing issues of clergy and teacher sexual abuse, and in civil rights cases.

In the employment arena, Ms. Caracuzzo has successfully represented individual victims of harassment and discrimination based upon their race, gender, national origin, disability and religious beliefs, as well as victims of sexual harassment and abuse. She also has worked to obtain a favorable results on behalf of dozens of victims who, as result of illegal Ponzi schemes, were defrauded of their life savings.

Ms. Caracuzzo began her legal career in the Office of the District Attorney for San Diego County, where she focused on child support enforcement, paternity disputes and custodial/family law matters. She later worked as a Research Attorney for the Superior Court of Alameda County.

Education

Ms. Caracuzzo graduated *cum laude* from Boston College, earning a Bachelor of Arts degree in International Relations with a focus on conflict resolution. She obtained her Juris Doctor degree in just two years from California Western School of Law in San Diego, California. While at California Western, she received the Wiley W. Manual Award for Pro Bono Excellence for her work with the San Diego AIDS Foundation Project.

Bar Memberships

Ms. Caracuzzo is admitted to practice in the State of California and before the U.S. Court of Appeals for the Ninth Circuit and the U.S. District Courts for the Northern, Central, Southern, and Eastern Districts of California.

Speaking Engagements

Ms. Caracuzzo currently serves as the Secretary to the Women’s Caucus of Consumer Attorneys of California (CAOC), a group dedicated to the advancement of women lawyers as well as committed to supporting and furthering legislation that impacts the lives of Californians. She is an active member of several professional associations, including San Francisco Trial Lawyers Association (SFTLA), California Employment Lawyers Association (CELA), the American Association for Justice (AAJ), the Alameda County Bar Association (ACBA), and the Bar Association of San Francisco (BASF).

In February 2013, Ms. Caracuzzo was a featured SFTLA lecturer in a continuing legal education seminar entitled “Opposing Motions for Summary Judgment.”

John A. Kehoe

John Kehoe is of counsel to Pritzker Levine LLP. Mr. Kehoe is based in the firm’s New York office, where he works with clients to elicit changes to enhance corporate governance, promote management responsibility, protect stockholder rights, and recover financial losses as a result of wrongful misconduct. He currently is assisting the firm in the prosecution of complex litigation matters, including *In re Lenovo Adware Litigation*, MDL 2624 (N.D. Cal.) (representing consumers in a multi-district class action Lenovo and Superfish for damages arising from the surreptitious installation of a Superfish spyware program by Lenovo on certain notebook computers), and *In re Disposable Contact Lens Antitrust Litigation*, MDL 2626 (M.D. Fla.) (representing plaintiffs in a nationwide class action against contact lens manufacturers alleging that the manufacturers colluded to maintain the retail prices of contact lenses).

During more than 18 years in practice, Mr. Kehoe prosecuted precedent-setting securities and financial fraud cases in federal and state courts on behalf of institutional and individual clients, including serving as lead counsel in *In re Bank of America Corporation*

Securities Litigation (\$2.4 billion settlement); *In re Wachovia Preferred Securities and Bond/Notes Litigation* (\$627 million settlement); *In re Initial Public Offering Securities Litigation* (\$586 million settlement resolving 309 consolidated actions); *In re Lehman Brothers Securities and ERISA Litigation* (\$516 million settlement); and *In re Marvell Technology Group Ltd. Securities Litigation* (\$72 million settlement). Mr. Kehoe has represented clients before the Second and Eleventh Circuit Courts of Appeals, and is active in merger and acquisition litigation before the Delaware Court of Chancery, including serving on the Executive Committee in *In re Safeway Stockholders Litigation*, where value of the transaction to stockholders was increased by more than \$80 million.

Mr. Kehoe is the founding partner of The Kehoe Law Firm, was formerly a partner with Kessler Topaz Meltzer & Check, LLP for six years, a partner with Girard Gibbs LLP for two years, and was previously associated with Clifford Chance LLP, a London-based global law firm, where he defended Fortune 500 companies in complex securities and antitrust civil litigation and against enforcement actions brought by the Department of Justice, the Securities and Exchange Commission, and the Federal Trade Commission.

Mr. Kehoe is a program faculty member with the National Institute of Trial Advocacy, and was previously an adjunct faculty member with the Trial Advocacy Training Program at the Louisiana State University School of Law. Prior to attending law school, Mr. Kehoe served as a law enforcement officer in the State of Vermont for eight years, where he was a member of the tactical Special Reaction Team and member of the Major Accident Investigation Team.

Education

Mr. Kehoe received his Juris Doctorate, *magna cum laude*, from Syracuse University College of Law, where he was associate editor of the Syracuse Law Review, associate member of the Syracuse Moot Court Board and an alternate member on the National Appellate Team. He also received a Masters of Public Administration from the University of Vermont, and Bachelor of Arts from DePaul University.

Bar Memberships

Mr. Kehoe is a member of the New York City and New York State Bar Associations, and he is admitted to practice in New York and Pennsylvania, and is a member in good standing with the U.S. District Court for the Southern District of New York and the U.S. Court of Appeals for the Second Circuit.

Speaking Engagements

Mr. Kehoe is a frequent speaker at conferences focused on shareholder rights and corporate governance issues, including the 2013 National Conference on Public Employee Retirement Systems (Rancho Mirage, CA); 2013 Investment Education Symposium (New Orleans, LA); 2013 Public Funds East Conference (Newport, RI); 2012 Rights and Responsibilities for Institutional Investors (Amsterdam, Netherlands); 2011 European Investment Roundtable (Stockholm, Sweden); 2011 Public Funds Symposium (Washington, D.C.); 2011 National Conference on Public Employee Retirement Systems (Miami Beach, FL); 2010 ESG, USA Global Trends and U.S. Sustainable Investing (NY, NY); 2010 ICGN Annual Conference: “*The Changing Global Balances*” (Toronto, Canada); 2010 Public Funds West Summit (Scottsdale, AZ); 2009 ICGN Annual Conference: “*The Route Map to Reform and Recovery*” (Sydney, Australia); and the 2007 European Pensions Symposium (Marbella, Spain).

Heather P. Haggarty

Heather P. Haggarty is an associate attorney with Pritzker Levine LLP. Her practice focuses on complex commercial litigation. She currently is assisting in the firm’s prosecution of several antitrust matters, including *In re National Collegiate Athletic Association Grant-In-Aid Cap Antitrust Litigation*, N.D. Cal. Case No. 14-md-02541-CW (representing college athletes in multi-district litigation alleging that the NCAA and its members combined or agreed to cap or depress the athletic grant-in-aid program in

violation of federal antitrust laws), and *In re Lithium Ion Rechargeable Batteries Antitrust Litigation*, N.D. Cal. Case No. 13-md-02420-YGR (representing consumers and direct purchasers in a multi-district class action alleging price fixing by lithium ion battery manufacturers).

Over her legal career, Ms. Haggarty has litigated a wide range of commercial cases involving securities fraud, trademark, copyright and patent infringement and white collar criminal defense. She also has extensive experience in internal corporate investigations. Before joining Pritzker Levine, Ms. Haggarty worked for several years as a litigation associate at Bullivant Houser Bailey PC in San Francisco. Prior to that, she worked for three years as a litigation associate in the trial department at Dorsey & Whitney, LLP in New York.

Education

Ms. Haggarty graduated from Scripps College, earning a Bachelor of Arts degree in Political Psychology. She obtained her Juris Doctor degree from Fordham University School of Law.

Bar Memberships

Ms. Haggarty is admitted to practice in the States of California and New York. She is also admitted to practice before the United States District Court for the Southern District of New York.

Publications/Speaking Engagements

Ms. Haggarty is the author or co-author of several articles, including: “*California Online Privacy Laws: The Battle for Personal Data*,” published in Competition: The Journal of the Antitrust, UCL and Privacy Section of the State Bar of California (Fall 2016); “*Rule 23(b)(3)(F): Closing the Doors of the Courthouse*,” published in the Common Good, Fordham Law School (1999); “*Court Permits Differential Treatment Based on Native American Sovereignty*,” published in the New York Law Journal (1998); “*Defamation, Internet Providers, and Publisher Liability: A Square Peg in a Round Hole?*,” published

in the NY State Bar Association Entertainment, Arts & Sports Law Journal (1998); and “*The Media and the Attorneys’ Absolute Privilege to Defame: Undermining or Preserving the Integrity of the Judicial Process?*,” published in the NY State Bar Association Entertainment, Arts & Sports Law Journal (1997).

Community/Pro Bono

Ms. Haggarty has served as a volunteer attorney with the Lawyers Committee for Civil Rights Under Law and with Public Justice in Oakland, California. She has also done volunteer work for Public Advocates in San Francisco.

Anne Maness Whitney

Anne Maness Whitney is an associate attorney with Pritzker Levine LLP. Ms. Whitney assists the firm in the prosecution of multi-district class actions involving antitrust violations and privacy law. She is currently assisting with the firm’s prosecution of *In re National Collegiate Athletic Association Athletic Grant-in-Aid Cap Antitrust Litigation*, MDL No. 2541 (N.D. Cal.) (representing current and former student-athletes in a class action alleging artificial caps on Grant-in-Aid scholarships); *In re Lenovo Adware Litigation*, MDL No. (N.D. Cal.) (representing consumers in a class action alleging secret installation of spyware); and *In re Disposable Contact Lens Antitrust Litigation*, MDL No. 2626 (M.D. Florida) (representing consumers in a nationwide antitrust class action against contact lens manufacturers alleging that the manufacturers colluded to maintain the retail prices of contact lenses). She has been honored as a “Rising Star” among *Super Lawyers* of Northern California.

Ms. Whitney holds a certification from the International Association of Privacy Professionals in the area of U.S. private sector (C.I.P.P./US). Before moving to California, she worked as a staff attorney at Legal Aid of North Carolina, focusing on foreclosure defense and landlord/tenant law.

Education

Ms. Whitney graduated from Duke University, earning a Bachelor of Arts degree in history with a political science minor. She obtained her law degree from George Mason University School of Law.

Bar Memberships

Ms. Whitney is admitted to practice in the states of California and North Carolina. She is also admitted to practice before the United States District Court for the Northern District of California.

Community/Pro Bono

Ms. Whitney has served as a volunteer attorney with Legal Aid of North Carolina in Raleigh, North Carolina and continues to do so through advice-only telephone referrals.

EXHIBIT 2

EXHIBIT 2**Pritzker Levine LLP**

Hours Reported and Lodestar on a Historical Basis

February 21, 2015 through May 16, 2018

NAME	TOTAL HOURS	HOURLY RATE	LODESTAR
ATTORNEY HOURS			
Caracuzzo, Bethany (OC)	0.35	2015: \$600.00	\$210.00
Haggarty, Heather (A)	1.00	2017: \$595.00	\$595.00
Levine, Jonathan P)	0.10	2015: \$650.00	\$65.00
	0.00	2016: \$675.00	\$0.00
	0.90	2017: \$695.00	\$625.50
Pritzker, Elizabeth (P)	0.10	2015: \$650.00	\$65.00
Yamamoto, Shiho (A)	8.70	2015: \$425.00	\$3,697.50
	0.20	2016: \$450.00	\$90.00
NON-ATTORNEYS			
Brown, Tammara (PL)	0.25	2015: \$150.00	\$37.50
	0.25	2017: \$150.00	\$37.50
TOTAL:	11.85		\$5,423.00

- (P) Partner
(OC) Of Counsel
(SA) Senior Associate
(A) Associate
(SPL) Senior Paralegal
(PL) Paralegal
(LC) Law Clerk

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Reinhardt Wendorf & Blanchfield
Counsel for Plaintiffs

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**IN RE TRANSPACIFIC PASSENGER
AIR TRANSPORTATION ANTITRUST
LITIGATION**

Civil Case No. 3:07-cv-05634-CRB-DMR
MDL No. 1913

Honorable Charles R. Breyer

This Document Relates to:

All Actions

**DECLARATION OF GARRETT D.
BLANCHFIELD, JR. IN SUPPORT OF
MOTION FOR ATTORNEYS' FEES AND
REIMBURSEMENT OF EXPENSES**

1 I, Garrett D. Blanchfield, Jr., declare and state as follows:

2 1. I am a partner of the law firm of Reinhardt Wendorf & Blanchfield. I submit
3 this declaration in support of Plaintiffs' application for an award of attorneys' fees in
4 connection with the services rendered in this litigation. I make this declaration based on my
5 own personal knowledge, and if called as a witness, I could and would competently testify to
6 the matters stated herein.

7 2. My firm has served as counsel to Plaintiff Scott Frederick during the course of
8 this litigation. The background and experience of Reinhardt Wendorf & Blanchfield and its
9 attorneys are summarized in the *curriculum vitae* attached hereto as Exhibit 1.

10 3. Reinhardt Wendorf & Blanchfield has prosecuted this litigation solely on a
11 contingent-fee basis, and has been at risk that it would not receive any compensation for
12 prosecuting claims against the Defendants. While Reinhardt Wendorf & Blanchfield devoted
13 its time and resources to this matter, it necessarily had to take time and resources away from
14 some other pending matters.

15 4. During the pendency of the litigation, Reinhardt Wendorf & Blanchfield
16 performed the following work:

17 RWB represented one of the clients from the Amended Complaint. As a result, RWB
18 worked with the client to respond to Defendants' Requests for production of
19 documents and interrogatories. RWB also prepared the client for his deposition as a
20 class representative, defended his deposition, and kept the client informed of relevant
21 developments in the litigation, including settlements. In addition, RWB drafted
22 discovery that was served on Defendants and was responsible for working through
23 discovery issues with Defendant SAS. Finally, RWB provided attorneys who
24 reviewed documents in foreign languages as well as English.

25 5. Attached hereto as Exhibit 2 is my firm's total hours and lodestar, computed at
26 historical rates, for the period of February 21, 2015 through May 16, 2018. The total number
27 of hours spent by Reinhardt Wendorf & Blanchfield during this period of time was 7.7, with a
28 corresponding lodestar of \$5,284.00. This summary was prepared from contemporaneous,
daily time records regularly prepared and maintained by my firm. The lodestar amount
reflected in Exhibit 2 is for work assigned and/or approved by Co-Lead Counsel, and was

1 performed by professional staff at my law firm for the benefit of the Class.

2 6. The hourly rates for the attorneys and professional support staff in my firm
3 included in Exhibit 2 are the usual and customary hourly rates charged by Reinhardt Wendorf
4 & Blanchfield during that time frame.

5 7. My firm has expended a total of \$33.90 in unreimbursed costs and expenses in
6 connection with the prosecution of this litigation. These costs and expenses are broken down
7 in the chart attached hereto as Exhibit 3. They were incurred on behalf of Direct Purchaser
8 Plaintiffs by my firm on a contingent basis, and have not been reimbursed. The expenses
9 incurred in this action are reflected on the books and records of my firm. These books and
10 records are prepared from expense vouchers, check records and other source materials and
11 represent an accurate recordation of the expenses incurred.

12 8. Reinhardt Wendorf & Blanchfield has paid a total of \$112,500 in assessments
13 for the joint prosecution of the litigation against the Defendants.

14 9. I have reviewed the time and expenses reported by my firm in this case which
15 are included in this declaration, and I affirm that they are true and accurate.

16 I declare under penalty of perjury under the laws of the United States of America that
17 the forgoing is true and correct.

18 Executed this 30th day of July, 2018 at St. Paul, MN.

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20 
21 _____
Garrett D. Blanchfield, Jr.

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EXHIBIT 1



Reinhardt, Wendorf & Blanchfield
Attorneys at Law

E-1250 FIRST NATIONAL BANK BUILDING
332 MINNESOTA STREET
SAINT PAUL, MINNESOTA 55101

FIRM PROFILE

The law firm of Reinhardt Wendorf & Blanchfield was founded in March, 2003 by Mark Reinhardt, Mark Wendorf and Garrett Blanchfield, and is the successor firm of Reinhardt & Anderson, a nationally known class action firm. The firm focuses its practice on representing plaintiffs in class action litigation. The philosophy of the firm encompasses the values of hard work, ingenuity, integrity, pride in a quality product and successful result.

Reinhardt Wendorf & Blanchfield zealously represents plaintiff classes in actions involving violations of state and federal antitrust, securities, consumer protection and racketeering laws. Our attorneys have successfully confronted some of the world's biggest corporations, challenged their questionable practices and recovered billions of dollars in the cases in which we have been involved. The firm's reputation for excellence has been recognized in courtrooms across America.

ANTITRUST LITIGATION

Reinhardt Wendorf & Blanchfield is committed to vigorously prosecuting price fixing and anti-competitive, unlawful business practices on behalf of its clients. The firm's antitrust attorneys have the experience and the economic and legal background necessary to help consumers and businesses injured by anti-competitive conduct. Our attorneys have successfully litigated major antitrust cases in state and federal courts throughout the United States at both the

trial court and appellate levels. Some of the antitrust cases in which the firm has played a significant role are:

In re Aftermarket Filters Antitrust Litigation, *Court File No. 08-cv-4883 (N. D. Ill.)*. Reinhardt Wendorf & Blanchfield is class counsel and participated in significant document review in this antitrust case alleging a conspiracy to fix the prices and allocate customers for aftermarket air, oil, fuel and transmission filters in violation of §1 of the Sherman Act. Counsel recovered \$18,000,000 on behalf of the plaintiff class.

In Re: ACTOS End-Payor Antitrust Litigation, *Court File No. 13-cv-09244 (SDNY)*. Reinhardt Wendorf & Blanchfield is class counsel in the antitrust case alleging defendants engaged in an anticompetitive scheme to allocate and unreasonably delay competition in the market for the prescription drugs ACTOS and ACTOS*plus*.

In Re: Aggrenox Antitrust Litigation, *Court File No. 14-md-2516-SRU (D. Conn.)*. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging defendants participated in an anti-competitive scheme to delay generic competition for Aggrenox, including a “pay-for-delay” settlement to delay entry of a generic version of the drug.

In re Air Cargo Shipping Services Antitrust Litigation, *Court File No. 06-md-01775-JG-VVP (EDNY)*. Reinhardt Wendorf & Blanchfield is class counsel and participated in document review in this class action alleging antitrust violations in the air cargo shipping services market. More than \$848 million has been recovered on behalf of the plaintiff class.

In Re: Aluminum Warehousing Antitrust Litigation, *Court File No. 13-md-2841 (SDNY)*. The firm is class counsel in this antitrust case alleging a conspiracy to increase aluminum stockpiles and load-out delays in order to inflate the Platts Midwest Premium, a key component of aluminum contracts, and thereby drive up aluminum prices.

In re American Express Anti-Steering Rules Antitrust Litigation (II) *Court File No. 11-MD-02221(EDNY)*. Reinhardt Wendorf & Blanchfield was co-lead counsel and is a member of the Executive Committee in this massive merchant antitrust case alleging claims of monopolization.

In re American Express Consolidated Merchants Litigation, *Court File No. 04-CV-00366 (SDNY)*. Reinhardt Wendorf & Blanchfield is co-lead counsel in this massive merchants antitrust tying case claims. This case was heard in the United States Supreme Court *sub nom*, American Express Company, et al. v. Italian Colors Restaurant, et al., 133 S Ct. 2304 (June 20, 2013).

In re Aspartame Antitrust Litigation, *Court File No. 06-1732-LDD (E. D. Pa.)*, Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging price fixing in the sweeteners industry.

In re ATM Fee Antitrust Litigation, *Court File No. 04-cv-02676-CRB (N. D. Calif.)*, Reinhardt Wendorf & Blanchfield is class counsel and participated in significant discovery in this antitrust case relating to bank fees for ATM card usage.

In Re: Automotive Parts Antitrust Litigation, *Court File No. 12-md-02311 (E.D. Mich.)* Reinhardt Wendorf & Blanchfield serves as class counsel in this massive antitrust case alleging defendants engaged in a decade-long conspiracy to unlawfully fix and artificially raise the price of many automotive parts resulting in increased prices to both automotive manufacturers and consumers.

In re Blood Reagents Antitrust Litigation, *Court File No. 09-md-2081(E. D. Pa.)* Reinhardt Wendorf & Blanchfield serves as class counsel in this class action alleging a conspiracy to artificially fix, raise and/or stabilize the price of Blood Reagents in the United States.

In Re: Blue Cross Blue Shield Antitrust Litigation, *Court File No. 13-cv-20000 (N.D. Ala.)*. Reinhardt Wendorf & Blanchfield represents a class of subscribers alleging defendants engaged in a conspiracy to allocate markets in order to establish and maintain monopoly power throughout the regions in which they operate in violation of the Sherman Act.

Boland v. Consolidated Multiple Listing Service, Inc. et al., *Court File No. 09-cv-1974-SB, District of South Carolina*. Reinhardt Wendorf & Blanchfield serves as class counsel in this case alleging unlawful restraint of competition among real estate brokerages in violation of federal antitrust laws.

In re: Brand Name Prescription Drugs Antitrust Litigation, *Court File No. 94-C-897, Northern District of Illinois*. The firm performed substantial work including serving as a member of the trial team, representing the class in this prescription drug antitrust price fixing case that recovered over \$700 million in settlements on behalf of the plaintiff class.

In re Bromine Antitrust Litigation, *Court File No. IP 99-9310-C-B/S, Southern District of Indiana*. Mark Reinhardt served as lead counsel in this multi-district antitrust class action alleging a nationwide conspiracy to fix the prices of certain bromine products. The plaintiff class recovered nearly \$10,000,000 in cash and product vouchers.

Chicago Ingredients, Inc. v. Archer Daniels and Midland Company, Inc., Ajinomoto U.S.A., Inc., Ajinomoto Co., Inc., Chiel Foods and Chemicals, Inc., Miwon Co, Ltd., Takeda Chemical Industries, Ltd., Takeda U.S.A., Inc., and Tong Hai Fermentation Industrial Corp., *Master File No. CV-00-0384, District of Minnesota*. Reinhardt Wendorf & Blanchfield was class counsel in this multi-district antitrust class action.

In re Carbon Black Antitrust Litigation, MDL Docket No. 1543. The firm served as class counsel in this national antitrust class action alleging violations of federal antitrust laws.

In re: Carbon Dioxide Industry Antitrust Litigation, *Court File No. MDL 940, Middle District of Florida*) Our attorneys and paralegals performed substantial work representing the class in this antitrust case alleging that the major manufacturers of bulk liquid carbon dioxide engaged in a horizontal agreement to fix prices. The plaintiff class recovered \$53 million in settlements along with significant therapeutic relief.

In Re: Cathode Ray Tube (CRT) Antitrust Litigation, *Master File No. 3:07-cv-05944-SC, MDL No. 1917, Northern District of California*. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging a national conspiracy to fix the price of, cathode-ray tubes ("CRTs") and products containing CRTs. Over \$149,000,000 in settlements was obtained on behalf of the plaintiff class.

CC1 Limited Partnership, et al v. Horizon Lines, Inc., et al, *Court File No. 08-cv-01467-DRD, U.S. District Court, District of Puerto Rico*. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging a conspiracy to suppress and eliminate competition in the market for coastal water freight transportation services between the United States and Puerto Rico. Class counsel negotiated \$52,250,000 in settlements on behalf of the plaintiff class.

In re Chocolate Confectionary Antitrust Litigation, *Court File No. MDL 1935, Middle District of Pennsylvania*. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging a conspiracy to fix the prices of chocolate in the worldwide chocolate market.

In re Cigarette Antitrust Litigation, *Court File No. 1:00-CV-0447-JOF, Northern District of Georgia*. Reinhardt Wendorf & Blanchfield served on the expert witness committee in this nationwide antitrust case against the major manufacturers of cigarettes.

In re Commercial Tissue Products Antitrust Litigation, *MDL No. 1189, U.S. District Court, District of Florida*. The firm was on the executive committee and participated in extensive discovery in this national antitrust case alleging price fixing in the paper products industry. The plaintiff class recovered in excess of \$40,000,000 in settlements.

Kirk Dahl et al., v. Bain Capital Partners LLC, et al., *Court File No. 07-cv-12388, District of Massachusetts*. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging a conspiracy among some of the world's largest private equity firms to not compete when bidding on large leveraged buy-outs. The plaintiff class recovered in excess of \$590 million in settlements.

In re Delta/Airtran Baggage Fee Antitrust Litigation, *Court File No. 09-md-2089, Northern District of Georgia*. Reinhardt Wendorf & Blanchfield serves as class counsel

in this class action alleging violations of the federal antitrust laws related to the baggage fees charged by airlines.

In Re: Domestic Air Transportation Antitrust Litig., MDL File No. 861, Northern District of Georgia. The firm served as class counsel in this class action alleging violations of federal antitrust laws related to airfare pricing. Counsel negotiated settlements totaling \$458,000,000 on behalf of the plaintiff class.

In re: Domestic Drywall Antitrust Litigation, Court File No. 13-md-2437-MMB, Eastern District of Pennsylvania. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging manufacturers conspired to fix, raise, stabilize and maintain the prices of gypsum board in violation of Federal Antitrust laws.

In re DRAM Antitrust Litigation, Court File No. MDL 1486, Central District of California. Reinhardt Wendorf & Blanchfield served as class counsel and participated in extensive discovery in this antitrust case alleging a national conspiracy to fix the price of D-RAM, a type of computer chip. Counsel negotiated settlements in the amount of \$325,997,000 on behalf of the plaintiff class.

Matthew Edwards v. National Milk Producers Federation et. al., 11-cv-4766-JSW, Northern District of California. Reinhardt Wendorf & Blanchfield represents one of the named plaintiffs in this antitrust case alleging a conspiracy to limit the production of raw farm milk in violation of Federal Antitrust laws.

In re: European Rail Pass Antitrust Litigation, Civil File No. 00-Civ.691-1(WCC), Southern District of New York. Reinhardt Wendorf & Blanchfield served as lead counsel in this antitrust class action alleging price fixing of the commission paid to travel agents selling passes for European rail travel. The plaintiff class recovered \$375,000 in cash and \$888,000 in rail passes from two defendants who, in the wake of downturns in the travel industry, faced serious financial difficulties and potential bankruptcy.

Expressions Hair Design v. Schneiderman, Court File No. 13-cv-3775-JSR (SDNY). Reinhardt Wendorf & Blanchfield is class counsel in this case alleging the New York no-surge law, N.Y. Gen. Bus. Law § 518, violates the First Amendment to the U.S. Constitution, is unconstitutionally vague, and is preempted by federal antitrust law.

In re Fasteners Antitrust Litigation, Court File No. MDL 1912, Eastern District of Pennsylvania. Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging a national conspiracy to fix the price of fasteners, zippers, snaps, hooks & eyes, rivets, eyelets and similar fastening devices. Counsel recovered \$17,550,000 in settlements for the plaintiff class.

In re Flash Memory Antitrust Litigation, Master File No. 07-0086 SBA, MDL 1852, Northern District of California. Reinhardt Wendorf & Blanchfield was class counsel in this indirect purchaser antitrust class action alleging a national conspiracy to fix the price of flash memory chips which were used in a variety of applications, including, memory

cards, USB storage devices, digital audio devices, mobile wireless technology, game consoles and personal computers.

In re Flat Glass Antitrust Litigation (II), *Court File No. MDL No. 1942*, Reinhardt Wendorf & Blanchfield was class counsel and worked extensively with the economic experts in this antitrust case alleging a national conspiracy to fix the prices of Construction Flat Glass. Over \$22.3 million in settlements was recovered on behalf of the plaintiff class.

In re Flat Glass Antitrust Litigation, *MDL 1200, Western District of Pennsylvania*. Reinhardt Wendorf & Blanchfield was on the executive committee of this antitrust case alleging a horizontal price fixing conspiracy. Class counsel recovered \$61.7 million in settlements on behalf of the class.

Fond du Lac Bumper Exchange, Inc., et al. v. Jui Li Enterprise Co., et al, *Court File No. 09-cv-00852 (E.D. Wis.)* The firm serves as class counsel in this national class action alleging a conspiracy to fix the price of aftermarket auto sheet metal parts in violation of Federal antitrust laws.

In re Graphics Processing Units Antitrust Litigation, *Court File No. 07-cv-01826-WHA, (N. D. Cal.)*. Reinhardt Wendorf & Blanchfield was class counsel in this indirect purchaser class action alleging violation of federal antitrust laws related to Graphics Processing Units and Cards.

In re High Fructose Corn Syrup Antitrust Litigation, *Master File No. 95-1477, MDL No. 1087, District of Illinois*. Reinhardt Wendorf & Blanchfield was class counsel and participated in extensive discovery in this national antitrust case alleging horizontal price fixing by the major manufacturers of high fructose corn syrup. \$431,000,000 in settlement were recovered on behalf of the plaintiff class.

In re High Pressure Laminates, *Court File No. 00-MD-1368 (CLB), Southern District of New York*. Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging price fixing in the high pressure laminate industry. The plaintiff class recovered \$9.5 million in settlements.

In re Hydrogen Peroxide Antitrust Litigation *Court File No. 05-1339, MDL 1682, Eastern District of Pennsylvania*. Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging price fixing in the manufacture and sale of Hydrogen Peroxide and its downstream products sodium perborate & sodium per carbonate. Counsel obtained over \$87.3 million in settlements from four defendants on behalf of the plaintiff class.

In re: Industrial Silicon Antitrust Litigation, *Civil File No. 95-2104, Western District of Pennsylvania*. The firm served as co-lead and trial counsel in this antitrust price fixing case that recovered \$22.5 million in settlements from six defendants on behalf of the plaintiff class.

In re International Air Transportation Surcharge Antitrust Litigation, *Court File No. 06-cv-01793-CRB, Northern District of California*. Reinhardt Wendorf & Blanchfield was class counsel in this class action alleging antitrust violations related to fuel surcharges in the air transportation industry. Counsel obtained \$59,007,273 in settlements on behalf the class of U.S. Ticket purchasers and £48,339,176 on behalf U.K. ticket purchasers.

In re K-Dur Antitrust Litigation, *Civil File No. 01-1652 (JAG), District of New Jersey*. Reinhardt Wendorf & Blanchfield was class counsel and participated in discovery in this antitrust market allocation class action alleging unlawful agreements between Schering-Plough Corporation, Upsher-Smith Laboratories and American Home Products Corporation related to extended-release potassium chloride tablets and capsules.

Kleen Products, LLC, et al v. Packaging Corporation of America, et al., *Court File No. 10-cv-5711, Northern District of Illinois* Reinhardt Wendorf & Blanchfield serves as class counsel participating in extensive discovery projects in this pending class action alleging violation of federal antitrust laws.

In Re: Lidoderm Antitrust Litigation, *Court File No. 14-md-02521 (N.D. Cal.)*. The firm is class counsel in this class action alleging defendants engaged in an anticompetitive scheme to delay availability of a generic version of the lidocaine patch Lidoderm.

In re Linen Services Antitrust Litigation, *Court File No. 03-cv-7823-GEL, Southern District of New York*. Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging price fixing in the linen services industry. Counsel negotiated settlements in the amount of \$6.3 million in cash and \$2.9 million in vouchers on behalf of the plaintiff class.

In re Linerboard Antitrust Litigation, *Court File No. 99-CV-2549, Eastern District of Pennsylvania*. Reinhardt Wendorf & Blanchfield served on the expert witness committee and participated in extensive discovery in this antitrust class action alleging the manufacturers of corrugated linerboard conspired to fix prices on a nationwide level. The Plaintiff class recovered over \$200 million in settlements.

In Re: Lithium Ion Batteries Antitrust Litigation, *Court File No. 13-md-02420-YGR (N.D. Cal.)*. The firm is class counsel in this antitrust class action alleging the Manufacturers of Lithium Ion Batteries engaged in a conspiracy to unlawfully fix and artificially raise the prices of Lithium Ion Rechargeable Batteries in violation of federal antitrust laws.

Marcus Corporation v. American Express, *Court File No. 04-05432, Southern District of New York*. Reinhardt Wendorf & Blanchfield is co-lead counsel in this pending anti-trust case challenging the tying of credit cards to charge cards.

McDonough, et al v. Toys "R" Us, Inc., et al, *Court File No. 06-cv-0242-AB, Eastern District of Pennsylvania*. The firm is class counsel and participated in substantial discovery in this pending class action alleging antitrust violations in the baby products market. Settlements totaling \$35.5 have been obtained on behalf of the plaintiff class.

In Re: Medical X-Ray Film Antitrust Litigation, *Court File No. CV-93-5904 (CPS), Eastern District of New York*. The firm was on the executive committee in this national class action alleging price fixing in the medical x-ray film industry. The Plaintiff class recovered \$39,360,000 in settlements.

In re Milk Products Antitrust Litigation, *Master File No. 3-96-458, District of Minnesota*. The firm was on the steering committee of this Minnesota antitrust case alleging a regional conspiracy to fix the price of milk.

In re Monosodium Glutamate Antitrust Litigation, *Master File No.00-1328 PAM/JGL, District of Minnesota*. Reinhardt Wendorf & Blanchfield participated in extensive document review in the antitrust case against the producers of MSG. The plaintiff class recovered \$123,400,000 in settlements.

In re NASDAQ Market Makers Antitrust Litigation, *Court File No. 94 Civ. 3996 RWS, Southern District of New York*. The firm performed substantial work representing the class in this case alleging market manipulation by the market makers in the National Association of Securities Dealers. Over \$1 billion in settlements was recovered on behalf of the plaintiff class.

In re NCAA Student-Athlete Name and Likeness Licensing Litigation, *Court File No. 09-cv-1967, Northern District of California*. Reinhardt Wendorf & Blanchfield serves as class counsel and represents one of the named plaintiffs in this class action alleging *per se* violations of federal antitrust laws by engaging in a price-fixing conspiracy and a group boycott/refusal to deal that has unlawfully foreclosed class members from receiving compensation in connection with commercial exploitation of their images following their conclusion of intercollegiate athletic competition. A \$40 million settlement was reached with two of the defendants. A trial against the remaining defendant resulted in the Court finding that the NCAA's rules prohibiting compensation for likeness use was an antitrust violation and issued a permanent injunction against those rules.

In Re: National Football League's "Sunday Ticket" Antitrust Litigation, *MDL No. 2668 (C.D. Cal.)*. The Firm is class counsel in this case filed on behalf of bars and restaurants alleging defendants colluded to charge supra-competitive prices for out of market NFL games via DirecTV's NFL Sunday Ticket package.

In Re: Niaspan Antitrust Litigation, *Court File No. 13-md-2460 (E.D. Penn.)*. Reinhardt Wendorf & Blanchfield is class counsel in this antitrust case alleging defendants engaged in a multifaceted anticompetitive scheme to exclude competition by

preventing, suppressing and delaying entry of generic versions from the market for the prescription drug Niaspan.

In re Online DVD Rental Antitrust Litigation, *Court File No. 09-md-2029, Northern District of California*. Reinhardt Wendorf & Blanchfield serves as class counsel and has participated in extensive discovery in this class action alleging monopolization and illegal restraint of trade in the on-line DVD rental market. Class counsel has negotiated a settlement of \$27,250,000 from one of the defendants. Litigation continues against the remaining defendant.

In re Optical Disk Drive Products Antitrust Litigation, *Court File No. 10-md-2143, Northern District of California*. Reinhardt Wendorf & Blanchfield served as class counsel in this class action alleging violation of federal antitrust laws in the optical disk drive market. Counsel negotiated settlement totaling \$37,750,000 on behalf of the plaintiff class.

In re OSB Antitrust Litigation, *Master File No. 06-CV-00826 (PSD), Eastern District of Pennsylvania*. Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging a conspiracy to fix the price of OSB board. RWB worked with the experts, participated in extensive discovery and was in charge of the discovery efforts against one of the defendants. The plaintiff class recovered over \$120,000,000 in settlements.

In Re: Packaged Ice Antitrust Litigation, *Court File No. MDL 1952*. Reinhardt Wendorf & Blanchfield is class counsel and represented one of the named plaintiffs in this antitrust case alleging a national conspiracy to fix the price of packaged ice. The defendants in this case declared bankruptcy, however, counsel was able to negotiate a settlement of \$700,000 with Reddy Ice.

In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation, *MDL 05-1720 (JG)(JO), Eastern District of New York*. RWB is co-lead counsel of a subset of allegations against Visa and MasterCard and is participating in extensive discovery in this massive anti-trust case against the issuers of credit cards. Counsel recovered in excess of \$6 billion in settlement on behalf of the plaintiff class.

Performance Labs, Inc., et al. v. American Express Co., et al., *Case No. 06-cv-2974 (SWK), Southern District of New York*. Reinhardt Wendorf & Blanchfield is co-lead counsel in this case alleging that the restrictions placed on merchants by American Express are antitrust violations.

In re Photochromic Lens Antitrust Litigation, *Court File No. 10-md-2173, Middle District of Florida*. Reinhardt Wendorf & Blanchfield serves as class counsel in this class action alleging violation of federal antitrust laws.

In re Plastic Cutlery Antitrust Litigation, *Master File No. 96-728, Eastern District of Pennsylvania*. The firm was co-lead counsel in this national antitrust case alleging the

major manufacturers of plastic cutlery engaged in a horizontal agreement to fix prices. The Plaintiff class recovered over \$1.1 million in settlements.

In Re: Plastic Tableware Antitrust Litigation, *Master File No. 94-CV-3564 (United States District Court, Eastern District of Pennsylvania)* The firm was co-lead counsel in this national antitrust case alleging the major manufacturers of injection molded plasticware engaged in a horizontal agreement to fix prices. Plaintiff class recovered \$9 million in settlements.

In re Polypropylene Carpet Antitrust Litigation, *Master File No. 4:95-CV-193-HLM, MDL Docket No. 1075 (N. D. GA)*. The firm was on the executive committee and participated in extensive discovery in this national antitrust case alleging price fixing of polypropylene carpet. The plaintiff class recovered over \$7 million in settlements.

In re Polyurethane Foam Antitrust Litigation, *Court File No. 10-md-2196 (JZ), Northern District of Ohio*. Reinhardt Wendorf & Blanchfield serves as class counsel in this antitrust class action alleging violation of federal antitrust laws. The plaintiff class recovered over \$275,500,000 in settlements.

In re Pool Product Distribution Market Antitrust Litigation, *Court File No. 12-md-02328-SSV, (E.D. La)* The firm serves as class counsel in this national antitrust class alleging the Defendants entered into agreements and attempted to monopolize the market for Pool Products in violation of antitrust laws. Counsel negotiated settlements totaling \$15,950,000 on behalf of class plaintiffs.

In re: Potash Antitrust Litigation, *Court File No. 3-93-197, District of Minnesota*. The firm served a co-lead counsel in this national antitrust class action alleging the major producers of potash conspired to artificially inflate prices.

In re Pressure Sensitive Labelstock Antitrust Litigation, *Court File No. 03-MDL-1556 (M. D. Pa.)*. Reinhardt Wendorf & Blanchfield was class counsel and participated discovery in this antitrust case alleging price fixing in the pressure sensitive label industry. Settlements of \$46.5 million have been recovered on behalf of the plaintiff class.

In re Publication Paper Litigation, *Court File No. 3:04-MD-1631, District of Connecticut*. Reinhardt Wendorf & Blanchfield is class counsel in this nationwide antitrust case alleging price fixing of coated and uncoated magazine paper.

In Re: Puerto Rican Cabotage Antitrust Litigation, *Court File No. 08-md-1960 (D. PR)*. Reinhardt Wendorf & Blanchfield was class counsel in this antitrust case alleging Jones Act shipping companies engaged in a conspiracy to fix prices for ocean shipping services between the United States and Puerto Rico.

In re Refrigerant Compressors Antitrust Litigation, Court File No. 02-md-02042, Eastern District of Michigan. Reinhardt Wendorf & Blanchfield serves as class counsel in this pending class action alleging a conspiracy to fix, raise, maintain and/or stabilize prices of, and allocate the worldwide market for, hermetically sealed refrigerant compressors. The plaintiff class recovered \$48.4 million in settlements.

In re Rubber Chemicals Antitrust Litigation, Court File No. 02-19278, Hennepin County District Court). Reinhardt Wendorf & Blanchfield served on the discovery and expert witness committees in this indirect purchaser antitrust class action, and served as lead counsel for the Minnesota case. As lead counsel, Garrett Blanchfield obtained a unanimous reversal of defendants' motion to dismiss from the Minnesota Supreme Court. *Lorix v. Crompton Corp., et al*, 734 N.W.2d 619 (Minn. 2007). The plaintiff class recovered \$3,798,225 in settlements.

Seiver et al. v. Time Warner, Court File No. 03-CV-7747, Southern District of New York. Reinhardt Wendorf & Blanchfield was co-lead counsel in this antitrust class action alleging Time Warner entered into illegal tying arrangements which required its subscribers to lease unwanted cable modems as part of their subscription fee for cable modem high-speed internet access.

In re Static Random Access Memory (SRAM) Antitrust Litigation, Court File No. 07-cv-01819-CW, Northern District of California. The firm was class counsel in this class action case alleging a national conspiracy to fix the price of SRAM, a type of computer chip. Over \$76 million in settlements has been recovered on behalf of the plaintiff class.

In Re: Steel Antitrust Litigation, Court File No. 08-cv-5214 (N.D. Ill.). The firm is class counsel in this antitrust case alleging defendants engaged in a scheme to artificially restrict the supply of steel products in the United States, thereby allowing defendants to charge supra-competitive prices. Settlements in excess of \$163,000,000 have been negotiated on behalf of the plaintiff class with three defendants remaining in the case.

In Re: TFT-LCD (Flat Panel) Antitrust Litigation, Court File No. M: 07-1827 SI, MDL No. 1827, Northern District of California. Reinhardt Wendorf & Blanchfield is class counsel and is participating in extensive discovery in this pending antitrust case alleging a national conspiracy to inflate and stabilize the prices of Thin-Film Transistor Liquid Crystal Displays. Almost \$1.1 billion was recovered on behalf of the plaintiff class.

In re Transpacific Passenger Air Transportation Antitrust Litigation, Court File No. 07-cv-5634, Northern District of California. Reinhardt Wendorf & Blanchfield serves as class counsel in this class action alleging a long-running international conspiracy to fix the prices of trans-Pacific air passenger transportation and the fuel surcharges on this transportation. \$39,502,000 has been recovered on behalf of the plaintiff class.

In Re: Treasury Securities Auction Antitrust Litigation, MDL No. 2673 (SDNY). The firm is class counsel in this class action alleging defendants engaged in a scheme to manipulate the market for U.S. Treasury bills, notes and bonds in violation of federal antitrust laws.

Universal Delaware, Inc., d/b/a Gap Truck Stop v. ComData Corporation, Court File No. 07-cv-1078-JKG-HSP, Eastern District of Pennsylvania. Reinhardt Wendorf & Blanchfield was class counsel and participated in discovery in this class action case alleging anti-competitive conduct related to transaction fees on Comdata Proprietary Card Transactions. Defendants collectively agreed to pay \$130,000,000 in cash settlements.

In re Urethane Antitrust Litigation, Court File No. 04-1616, District of Kansas. Reinhardt Wendorf & Blanchfield represents the class in this ongoing antitrust class action alleging price fixing in the sale of urethane and urethane chemicals. More than \$1.144 billion was recovered on behalf of the plaintiff class.

In Re: Vehicle Carrier Services Antitrust Litigation, Court File No. 13-cv-3306 (D. NJ). The firm is class counsel in this antitrust case alleging the providers of vehicle carrier services engaged in a multi-year conspiracy to fix, raise, maintain and/or stabilize prices, and allocate the market and customers in the United States.

In re Vitamins Antitrust Litigation, Court File No. 99-197 (TFH), District of Columbia. Reinhardt Wendorf & Blanchfield was class counsel and participated in extensive discovery in this national antitrust case alleging price fixing in the bulk vitamins industry. This case recovered over \$1 billion in settlements from several of the defendants.

SECURITIES CLASS ACTION LITIGATION

The attorneys of Reinhardt Wendorf & Blanchfield are well-known for their class action securities litigation practice. The firm has represented classes of shareholders throughout the country, recovering millions of dollars for defrauded shareholders. Reinhardt Wendorf & Blanchfield aggressively pursues these cases on behalf of shareholders and other victims injured by corporate fraud, misrepresentation, breaches of fiduciary duty, and other financial wrongdoings. Some of the securities cases in which the firm played a significant role are:

In Re: ADC Telecommunications, Inc. Shareholder Litigation, *Court File No. 27-cv-10-17053 (Henn. Cty. District Court)*. Reinhardt Wendorf & Blanchfield was class counsel in this derivative case in which the Defendants agreed to make disclosures related to the acquisition.

Bruce Bosshart et. al v. Manugistics Group, Inc., *File No. 98-CV-1504, District of Minnesota*. The firm served as co-lead counsel in this securities fraud class action that recovered \$2 million on behalf of the plaintiff class.

In Re: Caribou Coffee, Inc. Shareholder Litigation, *Court File No. 27-cv-12-24893 (Henn. Cty. District Court)*. Reinhardt Wendorf & Blanchfield served as local counsel in this shareholder litigation alleging breach of fiduciary duty related to the decision by the Caribou Board of Directors to sell the company to Joh A. Benckiser Group. As a result of this litigation, Defendants agreed to make additional disclosures about the transaction.

In re Ceridian Corporation *Civil File No. 04-CV-03704-MJD-JGL, District of Minnesota*. Reinhardt Wendorf & Blanchfield was liaison counsel in this securities fraud class action.

Unger v. Chronomed, Inc. et al *Civil Action No.: MC 04-12272, Hennepin County*. Reinhardt Wendorf & Blanchfield was liaison counsel in this Minnesota securities fraud class action.

In Re Computer Learning Centers Securities Litigation, *File No. 98-859-A, Eastern District of Virginia*. The firm was co-lead counsel in the securities class action alleging violation of federal securities laws. Class counsel recovered over \$7.5 million in cash and stock on behalf of the plaintiff class.

Craig Anderson, et. al. v. EFTC Corporation, et al, *File No. No. 98-CV-962, District of Colorado*. The firm served as co-lead counsel in the securities class action that recovered \$6 million on behalf of the plaintiff class.

Don Blakstad et al v. Net Perceptions, Inc. et al. *Master File No. 03-17820 District of Minn.* The firm served as class counsel in this securities fraud class action.

In re Engineering Animation Securities Litigation, *Court File No. 4-99-CV-10117, Central District of Iowa.* The firm served as class counsel in this securities fraud class action that recovered \$7.5 million on behalf of the plaintiff class.

In Re: FSI International, Inc. Shareholder Litigation, *Court File No. 10-cv-12-1118 (Carver Cty. District Court).* Reinhardt Wendorf & Blanchfield served as local counsel in this shareholder class action alleging breach of fiduciary duty related to the acquisition of FSI by Tokyo Electron Limited.

In re Future Health Care Securities Litig., *File No. C-9-95-180, Southern District of Ohio.* Reinhardt Wendorf & Blanchfield served as class counsel in this securities class action that recovered \$5.75 million in settlements on behalf of the plaintiff class.

In re Gander Mountain Securities Class Action, *Court File No. 05-CV-0183 DWF/JSM, District of Minnesota.* Reinhardt Wendorf & Blanchfield served as class counsel in this securities fraud class action.

Greenblatt v. Nash-Finch Company et al., *Court File No. 27-cv-13-13710 (Henn. Cty. District Court).* Reinhardt Wendorf & Blanchfield was local counsel in this shareholder case alleging breach of fiduciary duty related to the merger of Nash-Finch with SS Delaware, Inc. As a result of this case, the defendants agreed to make additional disclosures related to the transaction.

Scott Halliday, et al. v. Lawson Software, *Court File No. 62-cv-3669, Ramsey County.* Reinhardt Wendorf & Blanchfield served as liaison counsel in this Minnesota direct shareholder class action for breach of fiduciary duty related to the takeover of Lawson Software by CGC Software Holdings. As a result of this case, the defendants agreed to make additional disclosures to shareholders.

Hennepin County 1986 Recycling Bond Litigation, *Master File CT 92-22272, Hennepin County.* Reinhardt Wendorf & Blanchfield was class counsel and served on the executive committee in this Minnesota class action representing bondholders who alleged improper redemption. The plaintiff class recovered over \$10.6 million in settlements.

IBEW Local 98 Pension Fund v. Best Buy Co., Inc., *Court File No. 11-429 (D. Minn.).* Reinhardt Wendorf & Blanchfield was plaintiffs' counsel in this class action alleging violations of the Securities Exchange Act of 1934.

In re Imperial Credit Industries, Inc., Securities Litigation, *Case No. CV 98-8842 SVW, Central District of California.* Reinhardt Wendorf & Blanchfield served as co-lead counsel in this securities fraud class action.

International Union of Operating Engineers, Local 132 Pension Plan v. International Multifoods Corp., et al. *Case No. CV 04-1361, Hennepin County.* Reinhardt Wendorf & Blanchfield served as liaison counsel in this securities class action alleging breach of fiduciary duty related to the merger between International Multifoods Corp. (IMC) and Smucker. As a result of this class action, IMC agreed to include additional information in the Registration Statement related to the merger.

Jones v. Sherman Black, et al., *Court File No. 27-cv-10-2804 (Henn. Cty. District Court).* Reinhardt Wendorf & Blanchfield was class counsel in this shareholder action alleging breach of fiduciary duty. This case was consolidated with the **In Re: Compellant Technologies, Inc. Shareholder Litigation** in Delaware Chancery Court where counsel were able to negotiate additional disclosures and amendments to the merger agreement between Dell and Compellant.

Jim Pierce, et al. v. Americredit Corp., et al., *Master File No. 4:03-CV-026-Y, Northern District of Texas.* Reinhardt Wendorf & Blanchfield served as class counsel in this securities fraud class action.

Joshua Teitelbaum v. Rural Cellular Corporation, et al., *Court File No.: 21-CV-07-1145, Douglas County.* Reinhardt Wendorf & Blanchfield was liaison counsel in this Minnesota stockholder class action alleging breach of fiduciary duty related to the sale of Rural Cellular Corporation to Verizon Communications. As a result of this litigation, Defendants agreed to make additional significant disclosures about the transaction.

Kirk Dahl, et al. v. Charles Schwab & Co., Inc., 524 N.W.2d 746 (Minn. 1994) Reinhardt Wendorf & Blanchfield was co-lead counsel in this class action alleging violations of stockbroker fiduciary duty.

In Re: Lakes Entertainment Shareholder Litigation, *Court File No. 27-cv-15-1990 (Henn. Cty. District Court).* Reinhardt Wendorf & Blanchfield was local counsel in this shareholder class action alleging breach of fiduciary duty.

Long v. Eschelon Telecom, Inc. et al. *Court File No.: 27-cv-07-6687, Hennepin County.* Reinhardt Wendorf & Blanchfield was liaison counsel in this Minnesota securities class action alleging self-dealing and breach of fiduciary duty. As a result of this case, the defendants agreed to make additional disclosures to shareholders.

Lusk v. Life Time Fitness, Inc., *Court File No. 15-cv-01911 (D. Minn.).* The Firm serves as local counsel in this class action alleging violations of the Securities Exchange Act of 1934 related to the buyout of Lifetime Fitness by a consortium of investors that included Life Time's founder and CEO.

In re Metris Securities Litigation, *Court File No. 02-3677, District of Minnesota.* Reinhardt Wendorf & Blanchfield served as liaison counsel in this securities fraud class action that settled for \$7,500,000.

In re Nash Finch Securities Litigation, *Court File No. 05-02934 ADM-AJB, District of Minnesota*. Reinhardt Wendorf & Blanchfield was liaison counsel in this class action alleging violations of the Securities Exchange Act of 1934. The plaintiff class received \$6,750,000 in settlements.

In re Navarre Corp. Securities Litig., *Court File No.: 05-1151-PAM-RLE, District of Minnesota*. Reinhardt Wendorf & Blanchfield was liaison class counsel in this securities fraud class action that recovered \$4,000,000 on behalf of the class plaintiffs.

In re Pemstar Securities Litigation, *Court File No.02-1821, District of Minnesota*. Reinhardt Wendorf & Blanchfield served as liaison class counsel in this securities fraud class action that settled for \$12,000,000.

In re Piper Funds, Inc. Institutional Government Income Portfolio Litigation, *Court File No. 3-94-587, District of Minnesota*. The firm performed substantial work representing the class in this national class action alleging violation of federal securities laws. Settlements totaling \$70 million were recovered on behalf of the plaintiff class.

Police Pension Fund of Peoria v. Capella Education Company, *Court File No. 10-cv-04474 (D. Minn.)*. The firm was counsel for the plaintiff class in this securities fraud case alleging defendants made false statement and failed to disclose adverse facts known to them about Capella which caused class members to pay inflated prices for Capella common stock and suffer economic loss when the adverse facts became known in the market.

In re Powerwave Technologies Inc. Securities Litigation, *Court File No. SACV-98-605-GLT (Eex), Central District of California*. The firm served as co-lead counsel in this national securities class action that recovered \$3 million on behalf of the plaintiff class.

In re Putnam Mutual Funds Investment Litigation, *MDL Docket No. 1590*. Reinhardt Wendorf & Blanchfield served as class counsel in this mutual fund timing class action which recovered \$3,225,500 in settlements for the plaintiff class.

Reinhardt et al. v. Strong, et al, *Court File No. 03-CV-7438(PKC) Southern District of New York*. Reinhardt Wendorf & Blanchfield served as class counsel in this mutual fund timing class action. \$13,678,500 in settlements was recovered on behalf of the plaintiff class.

In re Retek Securities Litigation, *Court File No. 02-CV-4209, District of Minnesota*. Reinhardt Wendorf & Blanchfield served as class counsel in this securities fraud class action.

In Re: Rochester Medical Corp. Shareholder Litigation, *Court File No. 55-cv-13-6107 (Olmstad Cty. District Court)*. Reinhardt Wendorf & Blanchfield Served as local

counsel in this shareholder action alleging breach of fiduciary duty related to the sale of Rochester Medical Corp. to C.R. Bard, Inc. As a result of this case, the defendants agreed to make certain supplemental disclosures regarding material information concerning the merger to ensure shareholders were fully informed.

Rowe v. St. Paul Travelers Companies, Inc., Court File No. 04-cv-4576-JRT-FLN, District of Minnesota. Reinhardt Wendorf & Blanchfield was liaison counsel in this derivative case which resulted in changes to the company's Corporate Governance Policy.

In re Rural Cellular Litigation, Court File No. 03-CV-121, District of Minnesota. Reinhardt Wendorf & Blanchfield served as liaison counsel in this securities fraud class action.

Sailors v. Northern States Power Co., Court File No. CV 3-91-479, District of Minnesota. The firm served as co-lead counsel in this securities fraud class action.

In Re: SHFL Entertainment, Inc., Court File No. 27-cv-13-13529 (Henn. Cty. District Court). Reinhardt Wendorf & Blanchfield served as local counsel in this shareholder action alleging breach of fiduciary duty related to the acquisition of SHFL by Bally Technologies. As a result of this case, the defendants agreed to make additional material supplemental disclosures related to the transaction.

In Re the Sportsman's Guide, Inc. Litigation, Court File No. 19-C6-06-7903, Dakota County. Reinhardt Wendorf & Blanchfield was liaison counsel in this securities class action alleging breach of fiduciary duty related to the acquisition of Sportsman's Guide, Inc. by Redcats USA, Inc. As a result of this litigation, Defendants agreed to make significant disclosures about the transaction.

In re St. Paul Companies Securities Litigation, Court File No. 02-3825, District of Minnesota. Reinhardt Wendorf & Blanchfield served as co-liaison counsel in this securities fraud class action. Over \$4,000,000 in settlements was recovered on behalf of the plaintiff class.

In re Stellent, Inc. Securities Litigation, Master File No. CV-03-4384 RHK/AJB, District of Minnesota. Reinhardt Wendorf & Blanchfield served as liaison counsel in this securities fraud class action that recovered \$12,000,000 for the Plaintiff class.

In re SuperValu Securities Litigation, Court File No. 02-CBV-1738, District of Minnesota. Reinhardt Wendorf & Blanchfield served as co-liaison counsel in this securities fraud class action. Over \$6,000,000 in settlements was recovered on behalf of the plaintiff class.

Svenningson v. Piper, Jaffray and Hopwood, et al., File No. 3-85-921, District of Minnesota. The firm was co-lead counsel in this securities class action alleging failure to perform due diligence. Plaintiff class recovered \$4,000,000 in settlements.

In Re: Synovis Life Technologies, Inc. Shareholder Litigation, *Court File No. 62-cv-11-10039 (Ramsey Cty. District Court)*. Reinhardt Wendorf & Blanchfield served as local counsel in this class action alleging breach of fiduciary duty. A settlement was reached in which defendants agreed to make certain additional material disclosures related to the merger with Baxter International, Inc.

In re Transcript International Securities Litigation, *Master File No. 4:98-CV-3099, District of Nebraska*. Reinhardt Wendorf & Blanchfield was co-lead counsel in this securities fraud class action. The plaintiff class recovered \$3.85 million in cash and 4.46 million shares of common stock. An additional \$11.75 million in settlements was obtained from the accountants and underwriters.

In re Tricord Systems Inc. Securities Litigation, *Master File No. 3-94-746, District of Minnesota*. The firm was class counsel and served on the executive committee in this securities fraud class action.

In re United Health Group Incorporated PSLRA Litigation, *Court File No. 06-1691 JMR/FLN, District of Minnesota*. Reinhardt Wendorf & Blanchfield was liaison counsel in this securities class action that recovered \$925,500,000 in settlements on behalf of the class in addition to significant corporate governance reforms.

In re Xcel Securities, Derivative & "ERISA" Litigation, *Master File No.02-2677(DSD/FLN), District of Minnesota*. Reinhardt Wendorf & Blanchfield served as liaison counsel in this securities fraud class action. Class counsel negotiated a settlement in the amount of \$80,000,000 for the plaintiff class.

Young v. cv3, Inc et al., *Court File No. 27-cv-10-14045 (Henn. Cty. District Court)*. The firm was class counsel in this shareholder class action alleging breach of fiduciary duty.

CONSUMER AND RICO LITIGATION

The attorneys of Reinhardt Wendorf & Blanchfield have zealously protected consumer rights in state and federal courts, including the United States Supreme Court. Cases the firm has successfully litigated include deceptive acts and practices in the areas of lending, false and deceptive advertising, fraud, breach of contract, misrepresentation, unsafe food, dishonest and deceptive marketing practices, invasion of privacy issues, violations of the Telephone Consumer Protection Act, and other violations of consumers' rights. Some of the consumer and RICO cases in which the attorneys of Reinhardt Wendorf & Blanchfield played a significant role are:

In Re: 100% Grated Parmesan Cheese Marketing and Sales Practices Litigation. *MDL No. 2705, U.S. District Court, Northern District of Illinois.* The firm currently serves on the executive committee in this consumer class action challenging the false and deceptive advertising practices of numerous manufacturers of Parmesan Cheese.

Boyd Demmer, et al v. Illinois Farmers Insurance Group, *Court File No. MC 00-017872, Hennepin County District Court.* Reinhardt Wendorf & Blanchfield served as class counsel in this case alleging violation of Minnesota Statutes relating to the collection of insurance premiums for wage loss coverage on automobile policies. As a result of this litigation, counsel obtained refunds of a portion of the PIP premiums paid by class members.

Buchet, et al. v. ITT Consumer Financial Corporation, et al., *File No. 3-91-809, District of Minnesota.* The firm served as co-lead counsel in this national consumer class action alleging RICO violations and forgery. Counsel recovered \$6.4 million in settlements on behalf of the plaintiff class.

Camp v. the Progressive Corporation, et al. *Civil Action No. 01-2680 Eastern District of Louisiana.* The firm served as class counsel and participated in significant discovery in this class action alleging violation of state overtime laws. The plaintiff class recovered over \$6,000,000 in settlements.

In Re: Caterpillar, Inc. C13 and C15 Engine Products Liability Litigation, *Court File No. 14-cv-03722 (D. N.J.).* Reinhardt Wendorf & Blanchfield represents one of the named plaintiffs in this class action alleging MY2007 engines suffer from a common design defect that renders MY2007 CAT engines unreliable, resulting in the engine failing, derating, or requiring repowering.

City of Wyoming v. Procter & Gamble Company, et al., *Court File No. 15-cv-02101-JRT-TNL (D. Minn.).* Reinhardt Wendorf & Blanchfield represents the named plaintiff in

this class action filed on behalf of municipalities for damages caused to sewer systems and waste treatment facilities by “flushable wipes.”

In Re: Conagra Peanut Butter Products Liability Litigation, *Court File No. 07-mdl-1845 TWT (United States District Court, Northern District of Georgia)*. Reinhardt Wendorf & Blanchfield served as class counsel in this product liability class action related to peanut butter that was contaminated with salmonella. Millions of dollars in settlements were paid out to individual claimants.

Denton v. Newell Window Furnishings, Inc., *Court File No. 97CH01556, Cook County, Illinois*). The firm served as co-lead counsel in this product liability class action related to lead contained in mini blinds.

Elliot v. ITT, et al., *Court File No. 90-C-1841, Northern District of Illinois*. The firm served as lead counsel in this consumer class action alleging RICO violations and insurance packing.

Frankle v. Best Buy Co., Inc., *Court File No. 08-cv-5501 JRT/JJG, District of Minnesota*. The firm was liaison counsel in this consumer class action alleging the improper installation and venting of dryers in consumer homes. As a result of this case, Best Buy agreed to replace improper dryer venting with heavy metal or semi-rigid duct vent at no cost to the consumer or to reimburse class members their reasonable out-of-pocket expenses if they have already replaced the improper venting.

In Re: General Motors LLC Ignition Switch Litigation, *Court File No. 14-md-2543 (SDNY)*. Reinhardt Wendorf & Blanchfield represents the class in this case alleging defendants knowingly sold motor vehicles containing defective ignition switches. These defective switches were cutting off engine power, thus disabling critical functions, such as power steering, power braking and airbags, needed to safely operate vehicles.

Gerriets et al v. Western National Mutual Insurance Company, *Court File No. MC 00-016563, Hennepin County District Court*). Reinhardt Wendorf & Blanchfield served as class counsel in this case alleging violation of Minnesota Statutes relating to the collection of insurance premiums for wage loss coverage on automobile policies. Counsel obtained refunds of a portion of the PIP premiums paid by class members.

Good v. Ameriprise Financial, Inc., et al, *Court File No. 06-CV-1027 DWF/SRN, District of Minnesota*. Reinhardt Wendorf & Blanchfield was class counsel in this consumer class action related to the payment of commissions.

H. J. Inc. v. Northwestern Bell Telephone Co., 492 U.S. 229, 109 S.Ct. 2893 (1989) Mark Reinhardt served as lead counsel and both briefed and successfully argued before the Supreme Court of the United States in this national consumer class action alleging RICO bribery. (H.J., Inc. v. Northwestern Bell, 109 U.S. 2893 (1989)).

Hall v. State of Minnesota et al., Court File No. 62-cv-15-2112 (Henn. Cty. District Court). Reinhardt Wendorf & Blanchfield is class counsel in this case alleging defendants violate the due process clauses of the United States and Minnesota Constitutions by taking possession of property it knows it does not own then selling, keeping or otherwise benefitting from unrestricted use without providing adequate notice to the rightful owners.

Hamline Park Plaza Partnership, et al. v. Northern States Power Company, Court File No. CT 95-004816 Hennepin County District Court. The firm served as lead counsel in this Minnesota class action alleging consumer fraud and deceptive trade practices related to Northern States Power's Lighting Retrofit Program.

Hara v. USAA Casualty Insurance Company, Court File No. 10-cv-3944, District of Minnesota. Reinhardt Wendorf & Blanchfield served as class counsel for this Minnesota class action for damages and equitable relief arising from Defendant's failure to calculate insurance premiums correctly using information available to it, in breach of its obligations under its form insurance policies and under Minnesota statutory law.

Hawkins v. Thorp Loan Credit & Thrift Company, File No. 85-6074, Hennepin County District Court. The firm served as lead counsel in this Minnesota consumer class action alleging violation of the Minnesota Small Loan Act. Counsel obtained over \$47 million in cash refunds and product discounts on behalf of the plaintiff class.

In re Herbal Supplements Marketing and Sales Practices Litigation, Court File No. 15-cv-5070 (N.D. Ill.) Reinhardt Wendorf and Blanchfield represents one of the named plaintiffs in this class action alleging certain store brand herbal supplements did not contain the ingredients the product label claimed the product contained, or, contained other substances that were not disclosed on the packaging for those herbal supplements.

In Re High Carbon Concrete Litigation, File No.: 97-20657, Hennepin County District Court. The firm was lead counsel in this consumer case brought on behalf of a class of approximately 1000 class members alleging violations of the Minnesota Deceptive Trade Practices Act and the Minnesota Prevention of Consumer Fraud Act. The class-wide settlement provided for complete replacement of the defective concrete application at no cost to the consumer.

Hohn v. ITT, Court File No. 4-87-808, District of Minnesota. The firm served as lead counsel in this RICO and consumer fraud class action.

In re Jetblue Airways Corp. Privacy Litigation, MDL Docket No. 1587. Reinhardt Wendorf & Blanchfield served as class counsel in this consumer privacy class action.

Johnson v. American Family Mutual Insurance Company, Court File No. 10-cv-4224, District of Minnesota. Reinhardt Wendorf & Blanchfield served as class counsel for this Minnesota class action for damages and equitable relief arising from Defendant's failure to calculate insurance premiums correctly using information available to it, in

breach of its obligations under its form insurance policies and under Minnesota statutory law.

Johnson v. The Evangelical Lutheran Church in America, *Court File No. 11-cv-00023 (D. Minn.)*. The Firm was counsel for the plaintiff class in this case alleging guaranteed lifetime annuity payments were drastically reduced in violation of the contract Plaintiffs entered into with the Defendants.

Joseph King v. The Home Depot, Inc. *Court File No. 1:04-00239-WQD District of Maryland*. Reinhardt Wendorf & Blanchfield served as class counsel in this case alleging improper assignment of credit card payments. \$4 million in settlements was recovered for the plaintiff class.

Kluessendorf v. Progressive Preferred Insurance Company, *Court File No. 10-cv-3945, District of Minnesota*. Reinhardt Wendorf & Blanchfield served as class counsel for this Minnesota class action for damages and equitable relief arising from Defendant's failure to calculate insurance premiums correctly using information available to it, in breach of its obligations under its form insurance policies and under Minnesota statutory law.

Lynette Lijewski, et al. v. Regional Transit Board, et al., *Court File No. 4-93-Civ-1108, District of Minnesota*. The firm served as co-lead counsel in this Minnesota class action alleging violations of the Americans with Disabilities Act. Counsel obtained significant therapeutic relief as well as a cash settlement on behalf of the plaintiff class.

In Re: McCormick & Company, Inc. Pepper Products Marketing and Sales Practices Litigation, *MDL NO. 2665 (D.C.)*. The firm is plaintiffs' counsel in this class action alleging defendants deceived customers by selling partially empty containers of black pepper, a practice in the food industry commonly known as nonfunctional slack fill.

Naficy et al v. Sprint Spectrum, L.P., *Civil File No. CV-98-4093 CBM (Shx), Central District of California*. The firm was lead counsel in this California class action alleging the Sprint PCS wireless network had not been developed to a sufficient level to allow Sprint PCS to meet anticipated demand and, as a result, the quality of service did not meet the level of quality promised in Sprint PCS advertisements. The plaintiff class settled with Sprint for restitution totaling 10% of the total air time charges up to \$20 per account, for a specified month.

In Re: National Football League Players' Concussion Injury Litigation, *Court File No. 12-md-02323 (D. Penn.)*. Reinhardt Wendorf & Blanchfield is class counsel in this case alleging long-term chronic injuries and financial losses suffered as a result of the Defendants wrongful conduct with respect to concussive brain injuries sustained by Plaintiffs during their NFL careers. Counsel for the class negotiated a settlement that includes medical testing and cash payments of \$1.5-\$5 million per player, depending on

diagnosis as well as \$10 million to be spent on education programs to promote safety and injury prevention.

Nelson v. Citibank, *Court File No. 4-29-287, District of Minnesota*. The firm served as lead counsel in this national consumer class action alleging violations of the National Bank Act.

In re Northwest Privacy Litigation, *Civil File No. CV 04-0126, District of Minnesota*. The firm was lead counsel in this consumer class action alleging release of confidential customer information in violation of the Electronic Communications Privacy Act, 18 U.S.C. §2701 *et seq.*, and state and federal law.

Leonard & Eileen Olson, et al v. American Family Mutual Insurance Company, *Court File No. MC 00-016519, Hennepin County District Court*. Reinhardt Wendorf & Blanchfield served as class counsel in this case alleging violation of Minnesota Statutes relating to the collection of insurance premiums for wage loss coverage on automobile policies. Counsel obtained refunds of a portion of the PIP premiums paid by class members.

Palmer v. Illinois Farmers Insurance Company, *Court File No. 10-cv-3956, District of Minnesota*. Reinhardt Wendorf & Blanchfield served as class counsel for this Minnesota class action for damages and equitable relief arising from Defendant's failure to calculate insurance premiums correctly using information available to it, in breach of its obligations under its form insurance policies and under Minnesota statutory law.

Park v. Konica Minolta Photo Imaging, I.S.A., Inc., *File No. 2:05-cv-5519 (HAA), District of New Jersey*. Reinhardt Wendorf & Blanchfield served as lead counsel in this national consumer case alleging the deceptive marketing of defective digital cameras. The relief provided in the settlement extended the warranty period with respect to the defective product and, class members received repair of the defective product; reimbursement for the cost of repairs if the consumer had already had the camera repaired; or a partial reimbursement of costs if the consumer bought a new digital camera (regardless of manufacturer).

In re Pet Food Products Liability Litigation, *MDL Docket No. 1850*. Reinhardt Wendorf & Blanchfield served as class counsel in this products liability class action alleging contaminated pet food products caused the illness and/or death of thousands of cats and dogs across the United States. \$24,000,000 in settlements was recovered on behalf of the plaintiff class.

Rathbun v. W.T. Grant, 219 N.W.2d 641 (Minn. 1974). Mark Reinhardt served as lead counsel in this consumer class action alleging usury. The case was one of the first class actions brought under the new rules in Minnesota.

Raymond Arent et al v. State Farm Mutual Automobile Insurance Company, *Court File No. MC 00-016521, Hennepin County District Court*. Reinhardt Wendorf &

Blanchfield served as class counsel in this case alleging violation of Minnesota Statutes relating to the collection of insurance premiums for wage loss coverage on automobile policies. Counsel settled the case and obtained refunds of a portion of the PIP premiums paid by class members.

Roth v. Life Time Fitness, Inc. et al., *Court File No. 15-cv-03270 (D. Minn.)* Reinhardt Wendorf & Blanchfield serves as plaintiffs' counsel in this class action alleging failure to pay wages due and owing for work performed.

In Re Salmonella Litigation, *File No. PI94-016304, Hennepin County District Court.* The firm served as lead counsel in this national consumer class action filed on behalf of individuals who became ill after consuming salmonella bacteria contained in ice cream. Plaintiff class recovered approximately \$4.5 million in settlements for the plaintiff class.

In Re Schmitt Music Litigation, *File No. 3-93-116, District of Minnesota.* The firm served as lead counsel in this consumer class action alleging RICO and usury violations in the state of Minnesota related to the Defendant's "Instrument Trial Purchase Plan" which was marketed to the parents of students in school band programs. The Plaintiff class recovered \$2.5 million in settlements.

Streich v. American Family Mutual Ins. Co., 399 N.W.2d 210 (Minn. Ct. App. 1987). The firm served as lead counsel in this consumer class action alleging consumer fraud. Counsel obtained a substantial settlement for the class.

Sutton v. FCA Restaurant Company LLC, *Court File No. 08-cv-5122(ADM/JJK), District of Minnesota.* Reinhardt Wendorf & Blanchfield was class counsel in this class action related credit card numbers and expiration dates being printed on customer receipts in violation of the Fair Credit Reporting Act. Class members received vouchers for free food at defendant's restaurants to settle the case.

In Re: Syngenta Litigation, *Court File No. 27-cv-15-3785 (Hennepin County District Court).* Reinhardt Wendorf & Blanchfield represents one of the named plaintiffs in this Minnesota case alleging the defendant introduced genetically modified corn without first obtaining approval from China, a key export market which effectively closed the market to U.S. corn shipments starting in November 2013 causing lost revenue to corn producers.

In re Synthroid Marketing Litigation, *Court File No. 97 C 6017, MDL 1182, Northern District of Illinois.* Reinhardt Wendorf & Blanchfield served as class counsel and participated in extensive discovery in this class action related to the marketing of thyroid medication. Over \$87 million in settlements were paid out to the plaintiff class.

In Re: Takata Airbag Products Liability Litigation, *Court File No. 15-MD-2599 (S.D. Fla.).* The firm is counsel for the plaintiff class in this products liability class action related to defective Takata airbags installed in many motor vehicles. Plaintiffs' allege the defective airbags often fail to protect vehicle occupants from bodily injury during

accidents, either when they fail to deploy or when they violently explode, sometimes expelling metal debris and shrapnel at vehicle occupants.

In Re: Target Corporation Customer Data Security Breach Litigation, *Court File No. 14-md-0522 (D. Minn.)*. Reinhardt Wendorf & Blanchfield serves as Coordinating Liaison Counsel and represents a class of financial institution plaintiffs alleging they have suffered substantial losses as a result of Target's failure to adequately protect its sensitive payment data. Counsel negotiated a settlement of \$39,400,000 on behalf of the plaintiff class of financial institutions.

Tripp, et al. v. Aetna, et al., *Court File No. 90-0008JC, District of New Mexico*. The firm served as lead counsel in this consumer class action alleging violations of the small loan act and RICO violations.

Percic Enterprises, Inc. v. European Autoworks, Inc., *Court File No. 09-cv-03629 (D. Minn.)* Reinhardt Wendorf & Blanchfield served as class counsel in this class action involving claims under the Telephone Consumer Protection Act.

In re U.S. Bancorp Litigation, *Master File No. 99-891, District of Minnesota*. The firm served as co-lead counsel in this national consumer class action alleging breach of fiduciary duty in the release of personal customer data. Counsel obtained a settlement of \$5 million in cash and product refunds on behalf of the plaintiff class.

In re Volkswagen and Audi Warranty Extension Litigation, *Court File No. 07-md-1790, District of Mass.* Reinhardt Wendorf & Blanchfield served as class counsel in the national consumer fraud case related to defendant's defective design of the 1.8 litre turbo-charged engines found in model year 1997-2004 Audi vehicles and model year 1998-2004 Volkswagen Passat vehicles. As a result of the litigation, the defendant agreed to reimburse class members 50-100% of their out-of-pocket costs for oil sludge related engine repairs and replacements and reasonable related expenses.

In Re: Volkswagen "Clean Diesel" Marketing, Sales Practices, and Products Liability Litigation, *Court File No. 15-md-2672 (N.D. Cal.)* The firm is counsel for the plaintiff class in this case alleging Volkswagen deceptively and falsely manufactured, marketed and sold to consumers "clean" diesel automobiles as having low emissions and high fuel efficiency and vehicle performance when, in fact, vehicles contained emissions cheating software that produced false emissions results when tested.

Yost, et al v. Allstate Insurance Company, *Court File No. MC 00-016522, Hennepin County District Court*. Reinhardt Wendorf & Blanchfield served as class counsel in this case alleging violation of Minnesota Statutes relating to the collection of insurance premiums for wage loss coverage on automobile policies. Counsel obtained refunds of a portion of the PIP premiums paid by class members.

Small v. Target Corp., *Court File No. 13-1509 (D. Minn.)* Reinhardt Wendorf & Blanchfield served as class counsel in this case alleging violation of the Telephone Consumer Protection Act.

ATTORNEY BIOGRAPHIES

Mark Reinhardt



Mark Reinhardt is a founding partner in Reinhardt Wendorf & Blanchfield. Prior to forming Reinhardt Wendorf & Blanchfield, Mark Reinhardt co-founded Reinhardt & Anderson in 1979. He is a 1971 graduate of Columbus School of Law, Catholic University of America, and recipient of the Reginald Heber Smith Fellowship in 1971 and again in 1972. The Fellowship allowed him to work in the area of significant class action litigation. He is admitted to practice in the Supreme Court of Minnesota and is a member of the bars of the Supreme Court of the United States, the Courts of Appeals for the Second, Third, Fourth, Sixth, Eighth and Ninth Circuits, the District of Minnesota, Eastern and Western Districts of Wisconsin and the District of Columbia.

For the last 35 years, Mr. Reinhardt has devoted a major amount of his practice to complex commercial and class action litigation. He has tried jury cases to verdict in several different areas of law, including class action/antitrust. He has taken an active role in numerous regional and national class actions and has served as lead counsel or a member of the executive committees of many of these actions. He has briefed and argued these cases at all federal levels, including the United States Supreme Court (H.J., Inc. v. Northwestern Bell, 109 U.S. 2893 (1989)). He has also been employed on a nationwide basis as a consultant on class action and RICO issues and has testified on the RICO statute before the U.S. Senate Judiciary Committee. For over ten years, Mr. Reinhardt's peers have named him a "Leading Minnesota Attorney" in the area of antitrust litigation.

Mr. Reinhardt was an adjunct Professor of law at William Mitchell College of Law and has taught many Continuing Legal Education courses in complex business litigation, racketeering, class actions, and antitrust. He is a member of the advisory board of the Civil RICO Report, a BNA publication. He has published in the areas of RICO and class action litigation. His writings include: Streich v. American Family: Anatomy of a Class Action, 12 Minn. Trial Law, 15 (Fall 1987); The Pattern of Pattern - Cases Post-H.J. Inc., 5 Civ. RICO Rep. 5 (March 6, 1990); The RICO Act, Public Utilities Fortnightly, July 1991; Coming out of the Trenches with RICO, (M.T.L.A. May 1992); Complex Commercial Litigation, (Business Torts, SC Bar-CLE Division, September 1994); When and How to Settle Class Actions (Minnesota State Bar Association CLE, March 1996); and Review of an Antitrust Class Action, (Minnesota State Bar Association CLE, November 1999); Management of the Large Case and Current Class Action Issues: Plaintiff's Perspective, (Minnesota Institute Legal Education, September 2000); Review of Nationwide Antitrust Practice (South Carolina Bankruptcy Association, February 2005) and Class Actions 101, Lunch & Learn (South Carolina Bar Association, June 2009); and Class Action 101, (Ramsey County Bar Association, February 2012).

Mark A. Wendorf



Mr. Wendorf is a founding partner in Reinhardt Wendorf & Blanchfield. Prior to forming Reinhardt Wendorf & Blanchfield, Mr. Wendorf was a partner in the law firm of firm Reinhardt & Anderson. Mr. Wendorf is a 1986 graduate of William Mitchell College of Law, St. Paul, Minnesota. He practices in the areas of class action antitrust and consumer litigation, and insurance law. His practice includes both trial and appellate work in state and federal courts across the country. Mr. Wendorf served as trial counsel in one of the few antitrust class actions tried in the past 10 years. In addition to his trial and appellate court experience, Mr. Wendorf has written and lectured extensively on issues involving the applicability and reform of statutes of limitation. His writings include: *The First Amendment: Churches Seeking Sanctuary for the Sins of the Fathers*, 31 *Fordham Urb. L.J.* 617 (2004).

Garrett D. Blanchfield



Mr. Blanchfield is a founding partner in the law firm of Reinhardt Wendorf & Blanchfield. Prior to forming Reinhardt Wendorf & Blanchfield, he was a partner in the St. Paul, Minnesota law firm of Reinhardt & Anderson. He has litigated class actions for more than 15 years with a focus on antitrust, securities and consumer cases. He is a 1990 graduate of Hamline University School of Law, where he was the Production Editor for the *Hamline Journal of Public Law and Policy*. Mr. Blanchfield interned with the Minnesota Court of Appeals Judge Doris Huspeni and also interned in the Canadian Department of Justice. Mr. Blanchfield was admitted to the Minnesota Bar in 1990. Upon graduation from law school, Mr. Blanchfield clerked for Minnesota District Court Judge Robert G. Schiefelbein. Mr. Blanchfield has taught legal writing at a local law school and lectured at a securities law CLE. In 2007, he obtained a unanimous reversal of a Minnesota Court of Appeals decision that limited the standing of indirect purchasers under Minnesota's Antitrust Act, *Lorix v. Crompton Corp., et al*, 734 N.W.2d 619 (Minn. 2007). In *Robertson v. Sea Pines Real Estate Co.*, 679 F.3d. 278 (4th Cir., 2012), Mr. Blanchfield successfully argued to the 4th Circuit in support of a District Court decision denying Defendant's motions to dismiss a pair of cases alleging violations of the Sherman Act.

Brant D. Penney



Brant Penney began working as an attorney at Reinhardt & Anderson in 2002 and joined the successor firm of Reinhardt, Wendorf & Blanchfield in August of 2003. A 2002 graduate of William Mitchell College of Law, Mr. Penney has over 10 years of experience litigating class actions in the areas of consumer protection, TCPA, antitrust, employment, and securities law. Mr. Penney has been involved in all aspects of litigation at the state and federal level, and is admitted to practice in the Supreme Court of Minnesota, the Eighth Circuit Court of Appeals, and the District of Minnesota. He also currently serves as a Council Member of the Antitrust Law Section of the Minnesota State Bar Association. Mr. Penney published the following article: *The First Amendment: Churches Seeking Sanctuary for the Sins of the Fathers*, 31 *Fordham Urb. L.J.* 617 (2004).

Roberta A. Yard



Ms. Yard joined Reinhardt Wendorf & Blanchfield in 2006. Ms. Yard had previously worked for Heins, Mills & Olson and Hammagren & Meyer. She was admitted to the bar in 2002. Ms. Yard graduated from Winona State University in 1991, *magna cum laude*, with a B.S. in Sociology/Criminal Justice, and from Santa Clara University School of Law in 2002, where she was the Editor-in-Chief of the *Santa Clara Law Review*. Ms. Yard practices primarily in the areas of antitrust and securities fraud class action litigation, and has experience in nearly all aspects of litigation in both state and federal court.

Lisa Neal Hayes



Mrs. Hayes began working as an associate with Reinhardt, Wendorf & Blanchfield in May, 2007. Mrs. Hayes had previously worked with Whatley Drake & Kallas of Birmingham, Alabama. She was admitted to the bar in 2004. Mrs. Hayes graduated from Auburn University in 2000 with a B.S. in Human Development and Family Studies and from Cumberland School of Law in 2004. Mrs. Hayes practices primarily in the area of antitrust class action litigation.

EXHIBIT 2

EXHIBIT 2

Reinhardt Wendorf & Blanchfield

Hours Reported and Lodestar on a Historical Basis

February 21, 2015 through May 16, 2018

NAME	TOTAL HOURS	HOURLY RATE	LODESTAR
ATTORNEY HOURS			
Blanchfield, Garrett	.8	695	\$556.00
Blanchfield, Garrett	6.4	720	\$4,608.00
NON-ATTORNEYS			
Kosek, Shirley	.5	240	\$120.00
TOTAL:	7.7		\$5,284.00

- (P) Partner
- (OC) Of Counsel
- (SA) Senior Associate
- (A) Associate
- (SPL) Senior Paralegal
- (PL) Paralegal
- (LC) Law Clerk

EXHIBIT 3

EXHIBIT 3

Reinhardt Wendorf & Blanchfield

Expenses Incurred

February 21, 2015 through May 16, 2018

EXPENSE CATEGORY	AMOUNT INCURRED
88 copies	\$17.60
Pacer – computer research	\$16.30
TOTAL:	\$33.90

1 GUIDO SAVERI (SBN 22349)
2 R. ALEXANDER SAVERI (SBN 173102)
3 CADIO ZIRPOLI (SBN 179108)
4 SAVERI & SAVERI, INC.
5 706 Sansome Street
6 San Francisco, CA 94111
7 Telephone: (415) 217-6810
8 Facsimile: (415) 217-6813
9 Email: guido@saveri.com;
10 rick@saveri.com; cadio@saveri.com;

11 *Counsel for Plaintiffs*

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
14 **SAN FRANCISCO DIVISION**

15 **IN RE TRANSPACIFIC PASSENGER**
16 **AIR TRANSPORTATION ANTITRUST**
17 **LITIGATION**

Civil Case No. 3:07-cv-05634-CRB-DMR

MDL No. 1913

Honorable Charles R. Breyer

18 **This Document Relates to:**

19 **All Actions**

20 **DECLARATION OF R. ALEXANDER**
21 **SAVERI IN SUPPORT OF MOTION FOR**
22 **ATTORNEYS' FEES AND**
23 **REIMBURSEMENT OF EXPENSES**

1 I, R. Alexander Saveri, declare and state as follows:

2 1. I am a partner of the law firm of Saveri & Saveri, Inc. I submit this declaration
3 in support of Plaintiffs' application for an award of attorneys' fees in connection with the
4 services rendered in this litigation. I make this declaration based on my own personal
5 knowledge, and if called as a witness, I could and would competently testify to the matters
6 stated herein.

7 2. My firm has served as counsel to Plaintiff Thomas Schelly, Michael Benson,
8 Tori Kitagawa, Justin LaBarge, Scott Frederick, Lolly Randall and Christian Duke during the
9 course of this litigation. The background and experience of Saveri & Saveri, Inc. and its
10 attorneys are summarized in the *curriculum vitae* attached hereto as Exhibit 1.

11 3. The Saveri firm has prosecuted this litigation solely on a contingent-fee basis,
12 and has been at risk that it would not receive any compensation for prosecuting claims against
13 the Defendants. While the Saveri firm devoted its time and resources to this matter, it
14 necessarily had to take time and resources away from some other pending matters.

15 4. During the pendency of the litigation, the Saveri firm performed the following
16 work:

17 **INVESTIGATION AND RESEARCH**

18 Prior to the Saveri Firm filing the first of four class action complaints representing
19 seven separate named class plaintiffs, the Saveri firm researched the air transportation
20 industry, reviewed industry and public filings and drafted a comprehensive complaint with
21 respect to the illegal conduct alleged.

22 **PLEADINGS AND MOTIONS**

23 The Saveri Firm drafted the opposition to the motion to dismiss filed by Defendant
24 EVA Airways ("EVA"). Additionally, at the direction of Co-Lead Counsel, the Saveri Firm
25 drafted a motion to compel discovery from employees located in foreign outposts. The Saveri
26 firm allocated foreign language speaking attorneys to assist the economist in searching for,
27

1 analyzing, and understanding EVA and China Airlines contracts, slots, routes, market share,
2 and pricing documents for use in the motion for Class Certification.

3 **DISCOVERY**

4 The Saveri Firm was tasked throughout the course of the litigation with marshalling
5 the discovery efforts with respect to Defendant EVA. The Saveri Firm had extensive meet and
6 confer sessions with EVA regarding its responses to interrogatories and requests for
7 production of documents. The meet and confer sessions covered negotiations with respect to
8 the ESI protocol, custodians and search terms. The Saveri Firm was the principal firm in
9 charge of reviewing and coding EVA's documents. The Saveri Firm also participated in the
10 review of JAL and China Airlines documents.

11 The Saveri Firm deposed six EVA employees. The depositions took place in Los
12 Angeles and Taipei, Taiwan. The depositions taken by the Saveri Firm covered: 1) merits
13 depositions with respect to the illegal conspiratorial conduct alleged in the Consolidated
14 Amended Complaint; 2) 30(b)(6) depositions; and 3) the deposition of a declarant regarding
15 the filed rate doctrine. The Saveri Firm attorneys also assisted in the preparation and taking of
16 additional EVA deponents.

17 **EXPERT WORK**

18 The Saveri Firm worked with lead counsel and the economist with respect to obtaining
19 and understanding the extensive transactional data produced by EVA and China Airlines.
20 Additionally, the Saveri Firm worked with the economist to understand the pricing structure
21 to oppose motions for summary judgment on the filed rate doctrine. Attorneys at the Saveri
22 Firm who are fluent in Japanese and Chinese assisted the economists in the review and
23 translation of relevant documents for the motion for class certification. Specifically, the
24 Chinese language documents reviewed for class certification pertained to EVA Airways and
25 China Airlines contracts, pricing, and barriers to entry into the market.

26
27 5. Attached hereto as Exhibit 2 is my firm's total hours and lodestar, computed at
28 historical rates, for the period of February 21, 2015 through May 16, 2018. The total number

1 of hours spent by the Saveri firm during this period of time was 129.95, with a corresponding
2 lodestar of \$77,472.50. This summary was prepared from contemporaneous, daily time
3 records regularly prepared and maintained by my firm. The lodestar amount reflected in
4 Exhibit 2 is for work assigned and/or approved by Co-Lead Counsel, and was performed by
5 professional staff at my law firm for the benefit of the Class.

6 6. The hourly rates for the attorneys and professional support staff in my firm
7 included in Exhibit 2 are the usual and customary hourly rates charged by the Saveri firm
8 during that time frame.

9 7. My firm has expended a total of \$137.15 in unreimbursed costs and expenses
10 in connection with the prosecution of this litigation for the period of February 21, 2015
11 through May 16, 2018. These costs and expenses are broken down in the chart attached hereto
12 as Exhibit 3. They were incurred on behalf of Direct Purchaser Plaintiffs by my firm on a
13 contingent basis, and have not been reimbursed. The expenses incurred in this action are
14 reflected on the books and records of my firm. These books and records are prepared from
15 expense vouchers, check records and other source materials and represent an accurate
16 recordation of the expenses incurred.

17 8. I have reviewed the time and expenses reported by my firm in this case which
18 are included in this declaration, and I affirm that they are true and accurate.

19 I declare under penalty of perjury under the laws of the United States of America that
20 the forgoing is true and correct.

21 Executed this 30th day of July, 2018 at San Francisco, California.

22 
23 _____

24 R. Alexander Saveri
25
26
27
28

EXHIBIT 1

SAVERI & SAVERI, INC.
706 SANSOME STREET
SAN FRANCISCO, CALIFORNIA 94111
Telephone: (415) 217-6810
Facsimile: (415) 217-6813

SAVERI & SAVERI, INC., an AV-rated law firm, was established in 1959. The firm engages in Antitrust and Securities litigation, Product Defect cases, and in general civil and trial practice. For over fifty years the firm has specialized in complex, multidistrict, and class action litigation.

PARTNERS

R. ALEXANDER SAVERI, born San Francisco, California, July 22, 1965; admitted to bar, 1994, California and U.S. District Court, Northern District of California; 1995, U.S. Court of Appeals, Ninth Circuit; 2000, U.S. District Court, Southern District of California and U.S. District Court, Central District of California; 2012, U.S. Court of Appeals, Third Circuit. *Education*: University of Texas at Austin (B.B.A., Finance 1990); University of San Francisco School of Law (J.D., 1994), University of San Francisco Maritime Law Journal 1993–1994. *Member*: State Bar of California; American Bar Association (Member, Antitrust Section); Association of Trial Lawyers of America; University of San Francisco Inn of Court; National Italian American Bar Association; University of San Francisco Board of Governors (2003–2006); Legal Aid Society (Board of Directors).

Mr. Saveri is the managing partner of Saveri & Saveri, Inc. After graduating from law school, he began working for his father and uncle at Saveri & Saveri, P.C. on antitrust and complex litigation. The current practice of Saveri & Saveri, Inc. emphasizes class action antitrust litigation.

He has the highest rating in Martindale Hubbell, namely, “AV.”

Mr. Saveri has served or is serving as court-appointed Co-Lead or Liaison Counsel in the following cases:

In re Lithium Ion Batteries Antitrust Litigation, Case No. 13-md-2420-YGR, United States District Court, Northern District of California. Mr. Saveri serves as one of three Co-Lead counsel in an antitrust class action on behalf of direct purchasers of lithium ion batteries.

In re California Title Insurance Antitrust Litigation, Case No. 08-01341 JSW, United States District Court, Northern District of California (antitrust class action involving federal antitrust laws and California statutory law for unlawful practices concerning payments for title insurance in California).

In re Intel Corp. Microprocessor Antitrust Litigation, MDL No. 05-1717 (JJF) United States District Court, District of Delaware (antitrust class action on behalf of all consumers in the United States that indirectly purchased Intel x86 microprocessors).

In re Vitamin C Antitrust Litigation, MDL No. 06-1738 (DTG)(JO), United States District Court, Eastern District Of New York (antitrust class action on behalf of all California indirect purchasers of vitamin C).

In re Polychloroprene Antitrust Cases, J.C.C.P. No. 4376, Los Angeles Superior Court (antitrust class action on behalf of all California indirect purchasers of polychloroprene rubber).

In re NBR Cases, J.C.C.P. No. 4369, San Francisco Superior Court (antitrust class action on behalf of all California indirect purchasers of NBR).

Carpinelli. v. Boliden AB, Master File No. CGC-04-435547, San Francisco Superior Court (antitrust class action on behalf of all California indirect purchasers of copper tubing).

Competition Collision Center, LLC v. Crompton Corporation, Case No. CGC-04-431278, San Francisco Superior Court (antitrust class action on behalf of all California indirect purchasers of plastic additives).

In re Urethane Cases, J.C.C.P. No. 4367, San Francisco Superior Court (antitrust class action on behalf of all California indirect purchasers of urethane and urethane chemicals).

The Harman Press v. International Paper Co., (Consolidated Cases) Master File No. CGC-04-432167, San Francisco Superior Court (antitrust class action on behalf of all California indirect purchasers of publication paper).

In re Label Stock Cases, J.C.C.P. No. 4314, San Francisco Superior Court (antitrust class action on behalf of all California indirect purchasers of high pressure label stock).

Richard Villa v. Crompton Corporation, Consolidated Case No. CGC-03-419116, San Francisco Superior Court (antitrust class action on behalf of California indirect purchasers of EPDM).

Russell Reidel v. Norfalco LLC, Consolidated Case No. CGC-03-418080, San Francisco Superior Court (antitrust class action on behalf of California indirect purchasers of sulfuric acid).

Smokeless Tobacco Cases I-IV, J.C.C.P. Nos. 4250, 4258, 4259 and 4262, San Francisco Superior Court (certified antitrust class action on behalf of California consumers of smokeless tobacco products).

Electrical Carbon Products Cases, J.C.C.P. No. 4294, San Francisco Superior Court (Private Entity Cases) (antitrust class action on behalf of California indirect purchasers of electrical carbon products).

The Vaccine Cases, J.C.C.P. No. 4246, Los Angeles Superior Court (medical monitoring class action on behalf of children exposed to mercury laden vaccines).

In re Laminate Cases, J.C.C.P. No. 4129, Alameda Superior Court (antitrust class action on behalf of California indirect purchasers of high pressure laminate).

Compact Disk Cases, J.C.C.P. No. 4123, Los Angeles Superior Court (antitrust class action on behalf of California consumers of prerecorded compact disks).

Sorbate Prices Cases, J.C.C.P. No. 4073, San Francisco Superior Court (antitrust class action on behalf of California indirect purchasers of sorbate).

In re Flat Glass Cases, J.C.C.P. No. 4033, San Francisco Superior Court (antitrust class action on behalf of California indirect purchasers of flat glass products).

Vitamin Cases, J.C.C.P. No. 4076, San Francisco Superior Court (antitrust class action on behalf of California indirect purchasers of vitamins).

California Indirect Purchaser MSG Antitrust Cases, Master File No. 304471, San Francisco Superior Court (antitrust class action on behalf of California indirect purchasers of Monosodium Glutamate).

In re Aspartame Indirect Purchaser Antitrust Litigation, Master Docket No. 06-1862-LDD, United States District Court, Eastern District of Pennsylvania (antitrust class action on behalf of California indirect purchasers of aspartame); and

GM Car Paint Cases, J.C.C.P. No. 4070, San Francisco Superior Court (class action on behalf of all California owners of General Motors vehicles suffering from paint delamination).

GUIDO SAVERI, born San Francisco, California, June 10, 1925; admitted to bar, 1951, California. *Education*: University of San Francisco (B.S., *summa cum laude*, 1947; LL.B., *summa cum laude*, 1950). *Member*: Bar Association of San Francisco; State Bar of California; American Bar Association (Member, Antitrust Section); Lawyers Club of San Francisco.

Mr. Saveri is a senior partner in the firm of Saveri & Saveri, Inc. He started the firm in 1959 and associated with Joseph L. Alioto, Esq., San Francisco, California, in the practice of antitrust and other corporate litigation. After law school in 1951 and up until the forming of his firm in 1959 he was associated with the law firm of Pillsbury, Madison & Sutro, San Francisco, California.

He has the highest rating in Martindale Hubbell, namely, "AV."

Mr. Saveri has testified before the Federal Judiciary Committee on antitrust matters and has lectured on antitrust matters before The Association of Trial Lawyers of America, the Federal Practice Institute, and other lawyer associations. Mr. Saveri has also written various periodicals on antitrust topics. Mr. Saveri was named the 2007 Antitrust Lawyer of the Year by the State Bar of California's Antitrust and Unfair Competition Law Section.

From the time he started his firm in 1959, Mr. Saveri has devoted practically all of his time to antitrust and other corporate and complex litigation. He has actively participated in antitrust cases involving the electronics industry, electrical industry, the water meter industry, scrap metal industry, liquid asphalt industry, dairy products industry, typewriter industry, vanadium industry, pipe-fitting industry, grocery business, liquor industry, movie industry, animal-raising business, chemical industry, snack food industry, paper label industry, chrysanthemum industry, drug industry, sugar industry, records industry, industrial gas industry, wheelchair industry, rope industry, copper tubing industry, folding cartons industry, ocean shipping industry, pancreas gland industry, corrugated container industry, glass container

industry, fine paper industry, food additives industry, prescription drugs industry, medical x-ray film industry, computer chips and many others.

RICHARD SAVERI, Partner, 1951–1999.

LISA SAVERI, born San Francisco, California, April 10, 1956; admitted to bar, 1983, California and U.S. District Court, Northern District of California; 1987, U.S. District Court, Eastern District of California; 2002, U.S. Court of Appeals, Ninth Circuit, U.S. District Court, Central District of California and U.S. District Court, Southern District of California. *Education*: Stanford University (A.B. Economics, 1978); University of San Francisco School of Law (J.D., 1983), University of San Francisco Law Review. *Member*: State Bar of California. *Experience*: Legal Extern, Hon. Eugene F. Lynch, Judge, U. S. District Court, Northern District of California (1982); Associate, Pillsbury Madison & Sutro (1983–1992); San Francisco Public Defender’s Office (Summer 1989). *Publications*: G. Saveri & L. Saveri, Pleading Fraudulent Concealment In An Antitrust Price Fixing Case: Rule 9(b) v. Rule 8, 17 U.S.F. L. Rev. 631 (1983); L. Saveri, Implications of the Class Action Fairness Act for Antitrust Cases: From Filing Through Trial, 15 No. 1, *Competition: J. of the Antitrust and Unfair Competition Law Section of the State Bar of California* 23 (2006); L. Saveri & Co-Author, Does the Cartwright Act Have A Future?, 17 No. 2, *Competition: J. of the Antitrust and Unfair Competition Law Section of the State Bar of California* 31 (2008); L. Saveri & Co-Authors, Chapter 21: Class Actions in Competition and Consumer Protections Cases in California State Antitrust and Unfair Competition Law 773-822 (Cheryl Lee Johnson, ed., Matthew Bender & Co., 2009) and 2010 update; L. Saveri & Co-Authors, Chapter 22: Indirect Purchaser Actions in California State Antitrust and Unfair Competition Law (Cheryl Lee Johnson, ed., Matthew Bender & Co., Supp. 2010); LexisNexis Corporate & Securities Law Community Podcast, *Class Actions in Competition and Consumer Protection Cases* (Recorded Sept. 21, 2010). *Professional Affiliations*: U. S. District Court, Northern District of California, Special Master, Standing Committee on Professional Conduct (appointment)(2008–2011); State Bar of California, Antitrust and Unfair Competition Law Section, Executive Committee, Member (appointment)(2005–2010), Secretary (2007–2009), First Vice-Chair (2009–2010), Advisory Committee (2010–present).

CADIO ZIRPOLI, born Washington D.C., September 1, 1967; admitted to bar, 1995, California and U.S. District Court, Northern District of California; 2015, U.S. Court of Appeals, Ninth Circuit. *Education*: University of California, Berkeley (B.A., 1989); University of San Francisco School of Law (J.D., *cum laude*, 1995). *Experience*: Assistant District Attorney, City and County of San Francisco 1996–2000. *Member*: State Bar of California.

Mr. Zirpoli has an AV Preeminent Peer Review Rating on Martindale-Hubbell, and has been named a “Super Lawyer for Northern California” in 2010, 2014–2017.

OF COUNSEL

GEOFFREY C. RUSHING, born San Jose, California, May 21, 1960; admitted to bar, 1986, California and U.S. District Court, Northern District of California. *Education*: University of California, Berkeley (A.B. with honors, 1982); University of California, Berkeley, Boalt Hall (J.D., 1986). *Member*: State Bar of California.

ASSOCIATES

MATTHEW D. HEAPHY, born Hartford, Connecticut, December 4, 1974, admitted to bar, 2003, California and U.S. District Court, Northern District of California. *Education*: Wesleyan University (B.A., 1997); University of San Francisco School of Law (J.D., *cum laude*, 2003); University of San Francisco Law Review; International & Comparative Law Certificate, with Honors. *Publications*: Comment: The Intricacies of Commercial Arbitration in the United States and Brazil: A Comparison of Two National Arbitration Statutes, 37 U.S.F. L. Rev. 441 (2003); M. Heaphy & Co-Author, Does the United States Really Prosecute its Servicemembers for War Crimes? Implications for Complementarity Before the ICC, 21 Leiden J. Int'l L. 165 (March 2008); M. Heaphy, The United States and the 2010 Review Conference of the Rome Statute of the ICC, 81 Int'l Rev. Penal L. 77 (2010). *Member*: State Bar of California. *Languages*: French, Italian.

MELISSA SHAPIRO, born Los Angeles, California, May 27, 1980, admitted to bar, 2006, California and U.S. District Court, Northern and Central Districts of California. *Education*: University of Southern California (B.A., 2002); Pepperdine University School of Law (J.D., 2005), Pepperdine Law Review, *Publication*: Comment, Is Silica the Next Asbestos? An Analysis of the Sudden Resurgence of Silica Lawsuit Filings, 32 Pepp. L. Rev. 983 (2005).

DAVID HWU, born Stanford, California, November 20, 1985; admitted to bar, 2012, California and U.S. District Court, Northern District of California. *Education*: University of California, Berkeley (B.A., 2008). University of San Francisco School of Law (J.D., 2011). *Member*: State Bar of California. *Languages*: Chinese, Japanese.

SARAH VAN CULIN, born London, England, September 2, 1985, admitted to bar, 2013, California; 2015, U.S. District Court, Northern District of California. *Education*: University of Nottingham (B.A., English, 2007); University of San Francisco School of Law (J.D., *cum laude*, 2013); Editor in Chief, University of San Francisco Law Review; Business Law Certificate, with Honors. *Member*: State Bar of California, Antitrust, UCL and Privacy Section; American Bar Association, Section of Antitrust Law; Bar Association of San Francisco, Antitrust and Business Regulation Section.

FORMER ASSOCIATES

WILLIAM J. HEYE, born Boston, Massachusetts, April 14, 1975 admitted to bar, 2004, California, and U.S. District Court, Northern and Central District of California. *Education*: Brown University (B.A. 1997); University Of California, Hastings College of the Law (J.D. *cum laude* 2004) Hastings International and Comparative Law Review. *Publication*: Note, Forum Selection for International Dispute Resolution in China—Chinese Courts vs. CIETAC, 27 Hastings Int'l & Comp. L. Rev. 535 (Spring 2004).

ADDITIONAL LEADERSHIP POSITIONS

The following are some of the class actions in which Mr. Guido Saveri actively participated:

Nisley v. Union Carbide and Carbon Corp., 300 F. 2d 561 (10th Cir. 1960), and ***Continental Ore. Co. v. Union Carbide and Carbon Corp.***, 370 U.S. 690 (1962). In 1960, Mr. Saveri was one of the trial attorneys in the above cases which are the forerunners of present class action litigation and are responsible not only for Rule 23 as it exists today but also for some of the more important rulings in the field of antitrust law. The *Nisley* case was a class action tried before a jury both on liability and damages and resulted in a verdict for the named plaintiffs and the entire class. It is considered one of the leading cases on class actions, is often referred to as a model for the trial of class actions, and has been followed in those antitrust class action cases which have gone to trial.

Sacramento Municipal Utility District v. Westinghouse Elec. Corp., 1962 Trade Case. ¶ 70,552 (N.D. Cal. 1962). Mr. Saveri was one of the principal attorneys in several cases which have come to be known as the *Electrical Equipment* cases. In 1961–1965, Mr. Saveri represented such clients as the State of Washington, Sacramento Municipal Utility District and Modesto Irrigation District. Mr. Saveri was one of the attorneys who tried several of these cases and did very extensive work under a coordinated program instituted by the Murrah Committee under the direction of the then Chief Justice of the United States. This Committee later became the Judicial Panel for Multi-District Litigation. As a result of his experience in these cases, he participated in drafting proposed legislation creating the Panel on Multi-District Litigation.

Nurserymen's Exchange v. Yoda Brothers, Inc., before Judge George R. Harris in San Francisco. Mr. Saveri was the sole attorney for a class of 10,000 chrysanthemum growers. This case was settled for substantial sums.

City of San Diego v. Rockwell Manufacturing Co., before Judge George H. Boldt of San Francisco. Mr. Saveri was Liaison and Lead Counsel in the above case involving water meters. This case was settled for substantial sums.

In re Private Civil Treble Damage Actions Against Certain Snack Food Companies, Civil No. 70-2121-R, in the United States District Court, Central District of California. Mr. Saveri was the lead attorney for the retail grocers' class comprised of all retail grocers in the states of California, Nevada, and Arizona certified by Judge Real involving the snack food industry. The case was settled for substantial sums.

In re Sugar Antitrust Litigation, MDL No. 201, in the United States District Court for the Northern District of California, before Judges Boldt and Cahn. Mr. Saveri was the lead attorney for the retail grocer classes in the Western Sugar litigation. In this litigation, he was a member of the Executive Committee, Steering Committee and Settlement Committee. This case settled for more than \$35,000,000.

Sun Garden Packing Co. v. International Paper Co., et al., C-72-52, United States District Court in San Francisco. In 1972 Mr. Saveri filed the first price fixing class action against the paper industry. He was the sole attorney representing all purchasers of lithograph paper labels in the United States. The lithograph paper labels case was settled at a substantial figure. The lithograph paper labels case was responsible for subsequent government indictments in lithograph paper labels, folding cartons, small paper bags, and corrugated containers.

In re Folding Carton Antitrust Litigation, MDL No. 250, Eastern District of Illinois, Judges Will and Robson. Mr. Saveri was a member of the Executive Committee, Vice Chairman of Discovery and a member of the Trial Team in this action involving a horizontal conspiracy to fix prices for folding cartons. The case was settled for more than \$200,000,000.

In re Coordinated Pretrial Proceedings in Antibiotic Antitrust Actions, MDL No. 10, 4-72 Civ 435; Judge Lord, United States District Court, District of Minnesota, Fourth Division. Mr. Saveri was the attorney for the institutional class and consumer class for the States of Utah and Hawaii. These actions were settled for substantial sums.

Building Service Union Health & Welfare Trust Fund v. Chas. Pfizer & Co., No. 4-71 Civ. 435; No. 4-71 Civ. 413, before Judge Lord in Minneapolis, Minnesota. Mr. Saveri was the sole attorney for a class of 9,000 health and welfare trust funds in the United States in this antitrust action against the drug companies. In 1974–1975 this class action went to trial before two juries at the same time and in the same court on liability and damages for the entire class and lasted ten months. It was settled for a substantial sum. Mr. Saveri was the sole attorney representing the plaintiff health and welfare trust fund class at trial.

In re Corrugated Container Antitrust Litigation, MDL No. 310, Southern District of Texas. Horizontal price fixing action. The case was settled for more than \$400,000,000.

In re Fine Paper Antitrust Litigation, MDL No. 325, Eastern District of Pennsylvania. Mr. Saveri was a member of the Executive Committee and the trial team. The case was settled for approximately \$80,000,000.

In re Ocean Shipping Antitrust Litigation, MDL No. 395, Southern District of New York. Mr. Saveri was a member of the Steering Committee and the Negotiating Committee. The firm understands this case was the first class action settlement involving claims by foreign companies. Mr. Saveri was appointed an officer of the New York Federal District Court to audit foreign claims in Europe. The case was settled for approximately \$79,000,000.

In re Corn Derivatives Antitrust Litigation, MDL No. 414, United States District Court for the District of New Jersey. Mr. Saveri was Chairman of the Steering Committee and Executive Committee.

In re Coconut Oil Antitrust Litigation, MDL No. 474, Northern District of California. Mr. Saveri was Co-Lead Counsel.

In re Intel Securities Litigation, No.C-79-2168A, Northern District of California, Judge Aguilar. Mr. Saveri was a member of the Steering Committee.

O'Neill Meat Co. v. Eli Lilly and Co., No. 30 C 5093, United States District Court for the Northern District of Illinois, Judge Holderman. Mr. Saveri was Co-Lead Counsel for the class in this antitrust litigation involving pancreas glands.

United National Records, Inc. v. MCA, Inc., No.82 C 7589, United States District Court for the Northern District of Illinois; Mr. Saveri was a member of the Steering Committee in this records antitrust litigation. The class recovered \$26,000,000 in cash and assignable purchase certificates.

In re Industrial Gas Antitrust Litigation, No. 80 C 3479, United States District Court for the Northern District of Illinois. Mr. Saveri was a member of the Steering Committee. The class recovered more than \$50,000,000.

Superior Beverages, Inc. v. Owens-Illinois, No. 83-C512, United States District Court for the Northern District of Illinois; Mr. Saveri was a member of the Executive Committee in this antitrust litigation involving the price fixing of glass containers. The class recovered in excess of \$70,000,000 in cash and coupons.

In re Washington Public Power Supply Securities Litigation, MDL No. 551, (W.D. Wash.).Mr. Saveri was one of the court appointed attorneys for the class.

In re Ask Computer Systems Securities Litigation, No. C-85-20207 (A) RPA, United States District Court for the Northern District of California. Mr. Saveri was Co-Lead Counsel for the class.

Big D. Building Corp. v. Gordon W. Wattles., MDL No. 652, United States District Court for the Middle District of Pennsylvania. Mr. Saveri was a member of the Steering Committee and Settlement Committee in this price fixing class action involving the rope industry.

In re Insurance Antitrust Litigation, MDL No. 767, Judge Schwarzer, United States District Court for the Northern District of California. Mr. Saveri was Administrative Liaison Counsel and a member of the Steering Committee.

In re Sun Microsystems Securities Litigation, No. C-89-20351 RMW, United States District Court for the Northern District of California; Mr. Saveri was Co-Lead Counsel.

In re Infant Formula Antitrust Litigation, MDL No. 878, United States District Court for the Northern District of Florida, Tallahassee Division. Mr. Saveri was one of the principal attorneys. The case was settled for \$125,760,000.

In re Carbon Dioxide Industry Antitrust Litigation, MDL No. 878, Case No. 92-940 PHB, United States District Court for the Middle District of Florida, Orlando Division. Mr. Saveri was a member of the Steering Committee. The class recovered \$53,000,000 and achieved significant therapeutic relief for the class.

In re Medical X-Ray Film Antitrust Litigation, No.CV 93-5904, FB, United States District Court for the Eastern District of New York. Mr. Saveri was a member of the Steering Committee.

In re Baby Food Antitrust Litigation, No. 92-5495 NHP, in the United States District Court for the District of New Jersey. Mr. Saveri was a member of the Steering Committee.

In re Brand Name Prescription Drugs Antitrust Litigation, MDL No. 997, Case No. 94-C-897 CPK, United States District Court, Northern District of Illinois, Eastern Division. Mr. Saveri was Co-Lead Counsel on behalf of approximately 50,000 retail pharmacies nationwide alleging an illegal cartel between seventeen drug manufacturers and six drug wholesalers in preventing discounts to retail pharmacies. The case was tried for eight weeks. The case was settled for \$700,000,000 in cash and \$25,000,000 in product. Mr. Saveri was one of four lead trial lawyers.

In re Citric Acid Antitrust litigation, MDL No. 1092, C-95-2963 FMS, United States District Court, Northern District of California. Mr. Saveri was Co-Lead Counsel representing a certified class of purchasers of citric acid throughout the United States against the citric acid manufacturers for violations of the Sherman Act for fixing the price of citric acid in the United States and around the world. The case was settled for \$86,000,000.

In re Methionine Antitrust Litigation, MDL No. 1311 CRB, United States District Court, Northern District of California. A nationwide class action on behalf of direct purchasers of methionine alleging price-fixing. Saveri & Saveri, Inc. served as Co-Lead Counsel in this litigation. The case was settled for \$107,000,000.

In re Managed Care Litigation, MDL No. 1334, Master File No. 00-1334-MD (Judge Moreno), United States District Court, Southern District of Florida. The Saveri Firm served as a member of the Executive Committee representing the California Medical Association, Texas Medical Association, Georgia Medical Association and other doctors against the nation's HMOs for violations of the Federal RICO Act. The case was settled with benefits approximating \$1 billion dollars.

In re Dynamic Random Access Memory Antitrust Litigation, MDL No. 1486 (Judge Hamilton), United States District Court, Northern District of California. Mr. Saveri served as Co-Lead Counsel on behalf of direct purchasers of dynamic random access memory (DRAM) alleging a nationwide class for price-fixing. The case settled for more than \$325 million in cash.

In re Flash Memory Antitrust Litigation, No. C 07-0086 SBA (Judge Armstrong), United States District Court, Northern District of California. Mr. Saveri served as Co-Lead Counsel on behalf of direct purchasers of flash memory (Flash) alleging a nationwide class for price-fixing.

In re Cathode Ray Tube (CRT) Antitrust Litigation, MDL No. 1917, Case No. C 07-5944 SC (Judge Conti) United States District Court, Northern District of California. Mr. Saveri serves as Lead Counsel on behalf of direct purchasers of cathode ray tubes (CRTs) alleging a nationwide class for price-fixing.

In re Optical Disk Drive (ODD) Products Antitrust Litigation, MDL No. 2143, 10-md-02143-RS (Judge Seeborg), United States District Court, Northern District of California. Mr. Saveri served as Chair of the Committee of Direct Purchaser Plaintiffs' Counsel on behalf of direct purchasers of optical disk drives (ODDs) alleging a nationwide class for price-fixing.

CLASS ACTION LITIGATION

The following are some additional class action cases in which the firm of Saveri & Saveri, Inc. actively participated as class counsel:

In re NASDAQ Market-Makers Antitrust Litigation, MDL No. 1023, United States District Court, Southern District of New York. A nationwide class action on behalf of purchasers of securities on the NASDAQ market alleging a violation of the Sherman Act for fixing the spread between the quoted buy and sell prices for the securities sold on the NASDAQ market.

In re Potash Antitrust Litigation, MDL No. 981, United States District Court, District of Minnesota, Third Division. A class action on behalf of all direct purchasers of potash throughout the United States alleging a horizontal price fix.

In re Airline Ticket Commission Antitrust Litigation, MDL No. 1058, United States District Court, District of Minnesota. A class action alleging that the major airlines conspired to fix travel agents' commission rates.

Pharmaceutical Cases I, II & III, J.C.C.P. Nos. 2969, 2971 & 2972, San Francisco Superior Court. A certified class action on behalf of all California consumers against the major drug manufacturers for fixing the price of all brand name prescription drugs sold in California.

Perish v. Intel Corp., Civ. No. 755101, Santa Clara Superior Court. A nationwide class action on behalf of purchasers of Intel Pentium chips alleging consumer fraud and false advertising.

In re Carpet Antitrust Litigation, MDL No. 1075, United States District Court, Northern District of Georgia, Rome Division. A nationwide class action on behalf of all direct purchasers of polypropylene carpet alleging a horizontal price fix.

In re California Indirect-Purchaser Plasticware Antitrust Litigation, Civ. Nos. 961814, 963201, 963590, San Francisco Superior Court. A class action on behalf of indirect purchasers of plasticware alleging price-fixing.

In re Worlds of Wonder Securities Litigation; No.C-87-5491 SC, United States District Court, Northern District of California.

Pastorelli Food Products, Inc. v. Pillsbury Co., et al., No. 87C 20233, United States District Court, Northern District of Illinois.

Red Eagle Resources Corp., et al. v. Baker Hughes Incorporated, et al., No. 91-627 (NWB) (Drill Bits Litigation) United States District Court, Southern District of Texas, Houston Division.

In re Wirebound Boxes Antitrust Litigation, MDL No. 793, United States District Court, District of Minnesota, Fourth Division. A nationwide class action on behalf of purchasers of wirebound boxes alleging a horizontal price fix.

In re Bulk Popcorn Antitrust Litigation, No. 3-89-710, United States District Court, District of Minnesota, Third Division. A nationwide class action on behalf of direct purchasers of bulk popcorn alleging price-fixing.

Nancy Wolf v. Toyota Sales, U.S.A. and Related Cases, No. C 94-1359, MHP, 1997 WL 602445 (N.D. Cal. 1997), United States District Court, Northern District of California. A

Mark Notz v. Ticketmaster - Southern, and Related Cases, No. 943327, San Francisco Superior Court. A consumer class action alleging a territorial allocation in violation of the Cartwright Act.

Neve Brothers v. Potash Corp., No. 959867, San Francisco Superior Court. A class action alleging price-fixing on behalf of indirect purchasers of potash in California.

In re Chrysler Corporation Vehicle Paint Litigation, MDL No. 1239. Nationwide class action on behalf of owners of delaminating Chrysler vehicles.

Miller v. General Motors Corp., Case No. 98 C 7836, United States District Court, Northern District of Illinois. Nationwide class action alleging a defective paint process which causes automobile paint to peel off when exposed to ordinary sunlight.

ANTITRUST LITIGATION

The following list outlines some of the antitrust litigation in which the firm of Saveri & Saveri has been involved:

1. *Union Carbide & Carbon Corp. v. Nisley*, 300 F. 2d 561 (10th Cir. 1960)
2. *Continental Ore. Co. v. Union Carbide and Carbon Corp.*, 370 U.S. 690 (1962)
3. *Public Service C. of N.M. v. General Elec. Co.*, 315 F.2d 306 (10th Cir. 1963)
4. *State of Washington v. General Elec. Co.*, 246 F. Supp. 960 (W.D. Wash. 1965)
5. *Nurserymen's Exchange v. Yoda Brothers, Inc.*
6. *Bel Air Markets v. Foremost Dairies Inc.*, 55 F.R.D. 538 (N.D. Cal. 1972)
7. *In re Western Liquid Asphalt Case*, 487 F.2d 191 (9th Cir. 1973)
8. *In re Gypsum Cases*, 386 F. Supp. 959 (N.D. Cal. 1974)
9. *City of San Diego v. Rockwell Manufacturing Co.*
10. *In re Private Civil Treble Damage Actions Against Certain Snack Food Companies*, Civil No. 70-2121-R
11. *In re Sugar Antitrust Litigation*, MDL No. 201, 559 F.2d 481 (9th Cir. 1977)
12. *Sun Garden Packing Co. v. International Paper Co.*, No. C-72-52
13. *In re Folding Carton Antitrust Litigation*, MDL No. 250
14. *In re Coordinated Pretrial Proceedings in Antibiotic Antitrust Actions*, No. 4-72 Civ 435, 410 F. Supp. 706 (D. Minn. 1975)
15. *Building Service Union Health & Welfare Trust Fund v. Chas. Pfizer & Company*, No. 4-71 Civ. 435; No. 4-71 Civ. 413 (D. Minn.) (Judge Lord)
16. *In re Fine Paper Antitrust Litigation*, MDL No. 325
17. *In re Armored Car Antitrust Litigation*, CA No. 78-139A, 472 F. Supp. 1357 (N.D. Ga. 1979)

18. *In re Ocean Shipping Antitrust Litigation*, MDL No. 395, 500 F. Supp. 1235 (3d Cir. 1984)
19. *In re Corn Derivatives Antitrust Litigation*, MDL No. 414, 500 F. Supp. 1235 (1980)
20. *In re Coconut Oil Antitrust Litigation*, MDL No. 474
21. *Garside v. Everest & Jennings Intern.*, 586 F. Supp. 389 (D.C. Cal. 1984)
22. *Lorries Travel & Tours, Inc. v. SFO Airporter Inc.*, 753 F.2d 790 (9th Cir. 1985)
23. *O'Neill Meat Co. v. Eli Lilly and Company*, No. 30 C 5093
24. *In re Records and Tapes Antitrust Litigation*, No.82 C 7589, 118 F.R.D. 92 (N.D. Ill 1987)
25. *In re Industrial Gas Antitrust Litigation*, No. 80 C 3479, 100 F.R.D. 280 (N.D. Ill 1987)
26. *Matter of Superior Beverages/Glass Container Consolidated Pretrial*, No. 83-C512, 137 F.R.D. 119 (N.D. Ill 1990)
27. *Big D. Building Corp. v. Gordon W. Wattles*, MDL No. 652
28. *In re Insurance Antitrust Litigation*, MDL No. 767
29. *In re Wirebound Boxes Antitrust Litigation*, MDL No. 793
30. *In re Domestic Air Transp. Antitrust Litigation*, MDL No. 861, 144 F.R.D. 421 (N.D. Ga. 1992)
31. *In re Infant Formula Antitrust Litigation*, MDL No. 878
32. *Finnegan v. Campeau Corp.*, 915 F.2d 824 (2d Cir. 1990)
33. *In re Carbon Dioxide Industry Antitrust Litigation*, MDL No. 940, 155 F.R.D. 209
34. *In re Medical X-Ray Film Antitrust Litigation*, No. CV 93-5904, FB
35. *In re Bulk Popcorn Antitrust Litigation*, 792 F. Supp. 650 (D. Minn. 1992)
36. *In re Baby Food Antitrust Litigation*, No. 92-5495, NHP
37. *In re Potash Antitrust Litigation*, MDL No. 981
38. *In re Brand Name Prescription Drugs Antitrust Litigation*, MDL No. 997, 94 C 897 (N.D. Ill.) (Judge Kocoras)
39. *In re Citric Acid Antitrust Litigation*, MDL No. 1092
40. *In re NASDAQ Market-Makers Antitrust Litigation*, MDL No. 1023
41. *In re Airline Ticket Commission Antitrust Litigation*, MDL No. 1058
42. *Pharmaceutical Cases I, II & III*, J.C.C.P. Nos. 2969, 2971 & 2972, San Francisco Superior Court
43. *In re Carpet Antitrust Litigation*, MDL No. 1075
44. *In re California Indirect-Purchaser Plastic Ware Antitrust Litigation*, Nos. 961814, 963201, 963590, San Francisco Superior Court
45. *Pastorelli Food Products, Inc. v. Pillsbury Co.*, No. 87C 20233

46. *Red Eagle Resources Corp. v. Baker Hughes Inc.*, No. 91-627 (NWB) (Drill Bits Litigation)
47. *Mark Notz v. Ticketmaster - Southern, and Related Cases*, No. 943327, San Francisco Superior Court
48. *Neve Brothers. v. Potash Corp.*, No. 959867, San Francisco Superior Court
49. *Food Additives (Citric Acid) Cases*, J.C.C.P. No. 3625, Master File No. 974-120
50. *Biljac v. Bank of America*
51. *Diane Barela v. Ralph's Grocery Co.*, No. BC070061, Los Angeles Superior Court
52. *Leslie K. Bruce v. Gerber Products Co.*, No. 948-857, San Francisco Superior Court
53. *In re California Indirect Purchaser Medical X-Ray Film Antitrust Litigation*, Master File No. 960886
54. *Lee Bright v. Kanzaki Specialty Papers, Inc.*, No. 963-598, San Francisco Superior Court
55. *Neve Brothers v. Potash Corporation of America*, No. 959-767, San Francisco Superior Court
56. *Gaehwiler v. Sunrise Carpet Industries Inc.*, No. 978345, San Francisco Superior Court
57. *In re Commercial Tissue Products Antitrust Litigation*, MDL No. 1189
58. *Sanitary Paper Cases I and II*, J.C.C.P. Nos. 4019 & 4027
59. *Gaehwiler v. Aladdin Mills, Inc.*, No. 300756, San Francisco Superior Court
60. *In re Flat Glass Antitrust Litigation*, MDL No. 1200
61. *Flat Glass Cases*, J.C.C.P. No. 4033
62. *Sorbate Prices Cases*, J.C.C.P. No. 4073
63. *In re Stock Options Trading Antitrust Litigation*, MDL No. 1283
64. *In re Vitamin Antitrust Litigation*, MDL No. 1285
65. *In re Sorbates Direct Purchaser Antitrust Litigation*, Master File No. C 98-4886 CAL
66. *Vitamin Cases*, J.C.C.P. No. 4076
67. *In re PRK/Lasik Consumer Litigation*, Master File No. CV 772894, Santa Clara Superior Court
68. *In re Nine West Shoes Antitrust Litigation*, Master File No. 99-CV-0245 (BDP)
69. *Food Additives (HFCS) Cases*, J.C.C.P. No. 3261
70. *In re Toys "R" Us Antitrust Litigation*, MDL No. 1211
71. *Cosmetics Cases*, J.C.C.P. No. 4056
72. *In re Methionine Antitrust Litigation*, MDL No. 1311
73. *Bromine Cases*, J.C.C.P. No. 4108

74. *Fu's Garden Restaurant v. Archer-Daniels-Midland*, No. 304471, San Francisco Superior Court
75. *Thomas & Thomas Rodmakers, Inc. v. Newport Adhesives and Composites, Inc.*, No. CV 99-07796 GHK
76. *In re Monosodium Glutamate Antitrust Litigation*, MDL No. 1328
77. *California Indirect Purchaser Auction House Cases*, Master Case No. 310313
78. *In re Cigarette Antitrust Litigation*, MDL No. 1342
79. *Cigarette Price Fixing Cases*, J.C.C.P. No. 4114
80. *Microsoft Cases*, J.C.C.P. No. 4106
81. *Compact Disk Cases*, J.C.C.P. No. 4123
82. *In re Compact Disc Minimum Advertised Price Antitrust Litigation*, MDL No. 1361
83. *In re Ciprofloxacin Hydrochloride Antitrust Litigation*, MDL No. 1383
84. *In re Buspirone Antitrust Litigation*, MDL No. 1413
85. *In re K-Durr Prescription Drug Antitrust Litigation*, MDL No. 1419
86. *Carbon Cases*, J.C.C.P. Nos. 4212, 4216 and 4222
87. *In re Polychloroprene Antitrust Cases*, J.C.C.P. No. 4376
88. *In re Urethane Cases*, J.C.C.P. No. 4367
89. *The Harman Press v. International Paper Co.*, Consolidated Cases, Master File No. CGC-04-432167
90. *In re Label Stock Cases*, J.C.C.P. No. 4314
91. *Richard Villa v. Crompton Corp.*, Consolidated Case No. CGC-03- 419116, San Francisco Superior Court
92. *Russell Reidel v. Norfalco LLC*, Consolidated Case No. CGC-03-418080, San Francisco Superior Court
93. *Smokeless Tobacco Cases I-IV*, J.C.C.P. Nos. 4250, 4258, 4259, & 4262, San Francisco Superior Court
94. *Natural Gas Antitrust Cases*, J.C.C.P. No. 4312
95. *In re Western States Wholesale Natural Gas Litigation*, MDL No. 1566
96. *In re Automotive Refinishing Paint Cases*, J.C.C.P. No. 4199
97. *In re Tableware Antitrust Litigation*, Master File No. C-04-3514 VRW, United States District Court, Northern District of California
98. *In re Credit/Debit Card Tying Cases*, J.C.C.P. No. 4335
99. *In re NBR Cases*, J.C.C.P. No. 4369
100. *Competition Collision Center, LLC v. Crompton Corp.*, No. CGC-04-431278, San Francisco Superior Court

101. *In re Urethane Chemicals Antitrust Litigation*, MDL No. 1616
102. *In re Rubber Chemicals Antitrust Litigation*, MDL No. 1648
103. *Carpinelli v. Boliden AB*, Master File No. CGC-04-435547, San Francisco Superior Court
104. *Automobile Antitrust Cases I and II*, J.C.C.P. Nos. 4298 and 4303
105. *In re Currency Conversion Fee Antitrust Litigation*, MDL No. 1409
106. *In re Dynamic Random Access Memory (DRAM) Antitrust Litigation*, MDL No. 1486
107. *In re Publication Paper Antitrust Litigation*, MDL No. 1631
108. *In re Insurance Brokerage Antitrust Litigation*, MDL No. 1663
109. *In re Hydrogen Peroxide Antitrust Litigation*, MDL No. 1682
110. *In re Intel Corp. Microprocessor Antitrust Litigation*, MDL No. 1717
111. *In re Air Cargo Shipping Services Antitrust Litigation*, MDL No. 1775
112. *In re International Air Transportation Surcharge Antitrust Litigation*, MDL No. 1793
113. *Carbon Black Cases*, J.C.C.P. No. 4323
114. *Madani v. Shell Oil Co.*, No. 07-CV-04296 MJJ
115. *In re Static Random Access Memory (SRAM) Antitrust Litigation*, MDL No. 1819
116. *In re Flash Memory Antitrust Litigation*, No. 4:07-CV-00086 SBA
117. *In re TFT-LCD (Flat Panel) Antitrust Litigation*, MDL No. 1827
118. *In re Korean Air Lines Co., Ltd., Antitrust Litigation*, MDL No. 1891
119. *In re Fasteners Antitrust Litigation*, MDL No. 1912
120. *In re Transpacific Passenger Air Transportation Antitrust Litigation*, MDL No. 1913
121. *In re Cathode Ray Tube (CRT) Antitrust Litigation*, MDL No. 1917
122. *In re Chocolate Confectionary Antitrust Litigation*, MDL No. 1935
123. *In re Flat Glass Antitrust Litigation (II)*, MDL No. 1942
124. *In re Municipal Derivatives Antitrust Litigation*, MDL No. 1950
125. *In re Aftermarket Filters Antitrust Litigation*, MDL No. 1957
126. *In re Puerto Rican Cabotage Antitrust Litigation*, MDL No. 1960
127. *In re Hawaiian and Guamanian Cabotage Antitrust Litigation*, MDL No. 1972
128. *In re California Title Insurance Antitrust Litigation*, No. 08-01341 JSW
129. *In re Optical Disk Drive (ODD) Antitrust Litigation*, MDL No. 2143
130. *Kleen Products LLC v. Packaging Corporation of America*, No. 10-5711
131. *In re Automotive Parts Antitrust Litigation*, MDL No. 2311

132. *In re On-Line Travel Company (OTC)/Hotel Booking Antitrust Litigation*, MDL No. 2405
133. *In re Lithium Ion Batteries Antitrust Litigation*, MDL No. 2420
134. *In re Capacitors Antitrust Litigation*, Master File No. 14-cv-03264 JD, United States District Court, Northern District of California
135. *In re Resistors Antitrust Litigation*, Master File No. 15-cv-03820 RMW, United States District Court, Northern District of California

EXHIBIT 2

EXHIBIT 2

SAVERI & SAVERI, INC.

Hours Reported and Lodestar on a Historical Basis

February 21, 2015 through May 16, 2018

NAME	TOTAL HOURS	HOURLY RATE	LODESTAR
ATTORNEY HOURS			
Guido Saveri (P)	39.50	\$950	\$37,525.00
R. Alexander Saveri (P)	.20	\$800	\$160.00
R. Alexander Saveri (P)	.50	\$700	\$350.00
Cadio Zirpoli (P)	.75	\$775	\$581.25
Cadio Zirpoli (P)	2.75	\$650	\$1,787.50
David Hwu (A)	20.25	\$525	\$10,631.25
David Hwu (A)	65.50	\$400	\$26,200.00
William Heye (A)	.50	\$475	\$237.50
TOTAL:	129.95		\$77,472.50

- (P) Partner
- (OC) Of Counsel
- (SA) Senior Associate
- (A) Associate
- (SPL) Senior Paralegal
- (PL) Paralegal
- (LC) Law Clerk

EXHIBIT 3

EXHIBIT 3

SAVERI & SAVERI, INC.

Expenses Incurred

February 21, 2015 through May 16, 2018

EXPENSE CATEGORY	AMOUNT INCURRED
Computer Research (PACER)	\$12.90
Photocopies – In House	\$124.25
TOTAL:	\$137.15

1 Allan Steyer (State Bar No. 100318)
Jayne A. Peeters (State Bar No. 108052)
2 Dana M. Andreoli (State Bar No. 262068)
STEYER LOWENTHAL BOODROOKAS
3 ALVAREZ & SMITH LLP
One California Street, Third Floor
4 San Francisco, California 94111
Telephone: (415) 421-3400
5 Facsimile: (415) 421-2234
Email: asteyer@steyerlaw.com
6 jpeeters@steyerlaw.com
dandreoli@steyerlaw.com

7 *Counsel for Plaintiff Rachel Diller*
8
9

10 **UNITED STATES DISTRICT COURT**
11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN FRANCISCO DIVISION**

13
14 **IN RE TRANSPACIFIC PASSENGER**
15 **AIR TRANSPORTATION ANTITRUST**
16 **LITIGATION**

Civil Case No. 3:07-cv-05634-CRB-DMR
MDL No. 1913

Honorable Charles R. Breyer

17 **This Document Relates to:**

18 **All Actions**
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DECLARATION OF ALLAN STEYER
IN SUPPORT OF MOTION
FOR ATTORNEYS' FEES AND
REIMBURSEMENT OF EXPENSES

1 I, Allan Steyer, declare and state as follows:

2 1. I am a partner of the law firm of Steyer Lowenthal Boodrookas Alvarez & Smith
3 LLP. I submit this declaration in support of Plaintiffs' application for an award of attorneys'
4 fees in connection with the services rendered in this litigation. I make this declaration based on
5 my own personal knowledge, and if called as a witness, I could and would competently testify
6 to the matters stated herein.

7 2. My firm has served as counsel to Plaintiff Rachel Diller during the course of this
8 litigation. The background and experience of Steyer Lowenthal Boodrookas Alvarez & Smith
9 LLP and its attorneys are summarized in the *curriculum vitae* attached hereto as Exhibit 1.

10 3. Steyer Lowenthal Boodrookas Alvarez & Smith LLP has prosecuted this
11 litigation solely on a contingent-fee basis, and has been at risk that it would not receive any
12 compensation for prosecuting claims against the Defendants. While Steyer Lowenthal
13 Boodrookas Alvarez & Smith LLP devoted its time and resources to this matter, it necessarily
14 had to take time and resources away from some other pending matters.

15 4. During the pendency of the litigation, during the period February 21, 2015 –
16 May 16, 2018, Steyer Lowenthal Boodrookas Alvarez & Smith LLP performed the following
17 work:

- 18 1) research/analysis of documentary evidence of Air New Zealand liability;
19 2) confer with co-lead counsel re: motion practice, settlement strategy, and
20 appellate matters; and
21 3) read/monitor motions, including class certification, summary judgment, and
22 ninth circuit appeals.

23 5. Attached hereto as Exhibit 2 is my firm's total hours and lodestar, computed at
24 historical rates, for the period of February 21, 2015 through May 16, 2018. The total number
25 of hours spent by Steyer Lowenthal Boodrookas Alvarez & Smith LLP during this period of
26 time was 110.50, with a corresponding lodestar of \$84,520.00. This summary was prepared
27 from contemporaneous, daily time records regularly prepared and maintained by my firm. The

28

1 lodestar amount reflected in Exhibit 2 is for work assigned and/or approved by Co-Lead
2 Counsel, and was performed by professional staff at my law firm for the benefit of the Class.

3 6. The hourly rates for the attorneys and professional support staff in my firm
4 included in Exhibit 2 are the usual and customary hourly rates for complex litigation matters
5 charged by Steyer Lowenthal Boodrookas Alvarez & Smith LLP during that time frame.

6 7. My firm has expended a total of \$329.95 in unreimbursed costs and expenses in
7 connection with the prosecution of this litigation during this reporting period. These costs and
8 expenses are broken down in the chart attached hereto as Exhibit 3. They were incurred on
9 behalf of Direct Purchaser Plaintiffs by my firm on a contingent basis, and have not been
10 reimbursed. The expenses incurred in this action are reflected on the books and records of my
11 firm. These books and records are prepared from expense vouchers, check records and other
12 source materials and represent an accurate recordation of the expenses incurred.

13 8. Steyer Lowenthal Boodrookas Alvarez & Smith LLP has paid no assessments for
14 this reporting period for the joint prosecution of the litigation against the Defendants.

15 9. I have reviewed the time and expenses reported by my firm in this case which are
16 included in this declaration, and I affirm that they are true and accurate.

17 I declare under penalty of perjury under the laws of the United States of America that the
18 forgoing is true and correct.

19 Executed this 25th day of July, 2018 at San Francisco, CA.

20
21 
22 ALLAN STEYER

EXHIBIT 1

**STEYER LOWENTHAL BOODROOKAS
ALVAREZ & SMITH LLP**

One California Street, Third Floor
San Francisco, CA 94111
Telephone: (415) 421-3400
Fax: (415) 421-2234
Email: steyerlaw.com

Allan Steyer is an experienced trial attorney, having tried plaintiff and defense cases in federal and state courts. He has tried cases for the National Football League, Equity Office Properties, USS-POSCO Industries (a US Steel/Pohang Steel Joint Venture), the founders/creators of Ms. Pac Man, ACC Lincoln bondholders (the infamous case against Charles Keating and others), and Technical Equities, a famous Bay Area fraud case involving more than 1,000 investors, including professional athletes and prominent professionals.

In addition, he has represented prominent entrepreneurs including Eduardo Saverin, the cofounder of Facebook, and Kirk Perron, the founder of Jamba Juice.

Mr. Steyer has been co-lead counsel or played a prominent role in various class and representative cases including *Lipuma v. American Express* (SD Fla) – settled for \$75 million – arising from foreign currency conversion charges to cardholders) *Schwartz v. Visa International Corp, et al.* (achieved with several co-counsel firms a \$780 million judgment after a six month trial in California state court, which later settled for \$336 million as part of a nationwide settlement of a companion antitrust case, *in re Visa/MasterCard Currency Conversion Litigation* (SD NY 2006); and *in re TFT-LCD (Flat Panel/Antitrust Litigation)* (N.D. Cal) which settled for \$1.080 billion in 2012 on the eve of the trial, the largest ever antitrust indirect purchaser case settlement.

He recently successfully defended USS-POSCO Industries in an alleged market allocation antitrust case. The district court granted summary judgment to the defendants and the Ninth Circuit Court of Appeal affirmed. He has litigated more than 50 complex litigation matters including state and federal class actions.

Mr. Steyer has been chosen by his peers as a Super Lawyer in Northern California annually since 2004.

[EXHIBIT 1: FIRM RESUME]

**STEYER LOWENTHAL BOODROOKAS
ALVAREZ & SMITH LLP**

One California Street, Third Floor
San Francisco, CA 94111
Telephone: (415) 421-3400
Fax: (415) 421-2234
Website: steyerlaw.com

PARTNERS

Jeffrey H. Lowenthal, (Member) born Los Angeles, California, January 10, 1958; admitted to bar, 1983, California. **Education:** University of California at Los Angeles (B.A., 1980); Boalt Hall School of Law, University of California at Berkeley (J.D., 1983). **Activities:** Chairman, Boalt Hall Moot Court Board, 1982-1983. Northern California Super Lawyer, 2005-2017; Super Lawyer, Corporate Counsel, 2008-2013; Super Lawyer, Business Edition, 2010-2012. Instructor, Boalt Hall School of Law, University of California, 1985-1986. Author, "Evidence," California Litigation Review, April 1997. Board of Directors, Huckleberry Youth Programs, Inc., 2005-2009 Member, Kentfield Schools Foundation, 1999-2001. Panelist, Early Settlement Program, Bar Association of San Francisco, 2002—. **Member:** Bar Association of San Francisco; State Bar of California; Marin Trial Lawyers Association (Member, Board of Trustees, 2002); Association of Business Trial Lawyers; California Land Title Association. **Practice Areas:** Real Property; Title Insurance Law; Commercial Litigation. **E-mail:** jlowenthal@steyerlaw.com

Allan Steyer, (Member) born Brooklyn, New York, July 25, 1952; admitted to bar, 1981, California. **Education:** State University of New York at Buffalo (B.A., magna cum laude, 1973); University of San Francisco School of Law (J.D., 1981). **Activities:** Legal Externship, California Supreme Court, Justice Mathew O. Tobriner, 1980. Selected by peers, Northern California Super Lawyer, 2004-2017. Author: "Era of Accounting Irregularities," May, 2002; "Comprehensive General Liability Policies, 1993: Obligation of the Parties," Practicing Law Institute; "Insurance Claims and Coverage Litigation;" "The Unfair Settlement Practices Regulations: Issues Relating to Discovery, Admissibility of Evidence In Civil Actions, and Exhaustion of Administrative Remedies," June, 1993; "Cross-Examination: Seven Steps To Success," California Litigation, Spring Issue, 1991. Speaker: Hot Topics in Financial Institution Litigation, State Bar of California Convention, September 2005 and October 2004; Innovative Strategies for Pursuing Unfair Competition Claims, State Bar of California Antitrust and Unfair Competition Law Section, May 2004; 2003 Advanced Business Litigation Institute, California CPA Education Foundation - Admissibility of Expert Witness Testimony; Advanced Business Litigation Institute Conference, California CPA Education Foundation, Era of Accounting Irregularities, May 2002; Punitive Damages in California Courts: Post BMW v. Gore, CAOC Seminar, December, 1998; Punitive Damages: Post BMW v. Gore - An Update, CAOC Seminar, December 1997; Punitive Damages: BMW Case, CAOC Seminar, December, 1996; Mediating Wrongful Termination, Harassment and Discrimination Cases, CAOC Seminar, November 1995; The After-Acquired Evidence Defense - Alive and Well?, CAOC Seminar, November 1995; Punitive Damages: Current Status and Trends, CTLA Seminar, December 1993; California Unfair Claims Settlement Practices Regulations: Compliance, Enforcement

and Beyond, San Francisco Bar Association Program, June 1993; PLI Program, Comprehensive General Liability Policies; Insurance Claims and Coverage Litigation, New York, May 1993; "The 'Lincoln Savings' Trial," CTLA Seminar, December 1992; "Handling Claims Against Savings and Loan Officers and Directors," ATLA Advanced Seminars, August 1991; "Securities Fraud: The Big Cases and the Small Cases," Kansas Trial Lawyers Association Annual Meeting, 1988. Instructor, National Institute for Trial Advocacy, Berkeley, California, 1999, San Francisco, California, 2001. Judge Pro Tem, San Mateo Superior Court, 1994-1998. **Member:** San Francisco, San Mateo County (Member: Bench and Bar Committee, 1990, 1994, 1996-2004; ADR Committee, 1994-1996) and American Bar Associations; State Bar of California; Consumer Attorneys of California; San Mateo County Trial Lawyers Association (Member, Board of Directors, 1987-1996; President, 1995); San Francisco Trial Lawyers Association (Member, Board of Directors, 1996-2008); The American Association for Justice; Association of Business Trial Lawyers. **Practice Areas:** Antitrust; Commercial Litigation; Consumer Class Actions; Investment Fraud; Securities; Real Property. **E-mail:** asteyer@steyerlaw.com

Nick A. Boodrookas, (Member) born Modesto, California, June 3, 1958; admitted to bar, 1983, California. **Education:** University of California at Davis (A.B., with highest honors, 1980); Boalt Hall School of Law, University of California at Berkeley (J.D., 1983). **Activities:** Phi Beta Kappa. Lecturer, Continuing Education of the Bar of California. Northern California Super Lawyer, 2005 and 2006, Labor & Employment Law. Member, 1998-2004, and President, 1999-2001, Board of Trustees, Saint Mark's School. Member, 2002-2008 and Chairman, 2004-2006 Board of Trustees, Marin Academy. **Member:** Bar Association of San Francisco; State Bar of California (Member, Labor and Employment Law Section). **Reported Cases:** *Laborers Health & Welfare v. Westlake Development*, 53 F.3d 979 (9th Cir. 1995). **Practice Areas:** Labor and Employment; Litigation; Nonprofit Organizations; Independent Schools. **E-mail:** nboodrookas@steyerlaw.com

Carlos A. Alvarez, (Member) born Los Angeles, California, April 1, 1964; admitted to bar, 1989, California. **Education:** University of San Francisco (B.A., 1986); Boalt Hall School of Law, University of California at Berkeley (J.D., 1989). Northern California Super Lawyer, 2014-2015 and 2017. **Member:** The Bar Association of San Francisco; State Bar of California (Member, Sections on: Litigation and Real Property); San Francisco La Raza Lawyers Association; California Land Title Association. **Practice Areas:** Commercial Litigation; Real Property; Consumer Class Actions. **E-mail:** calvarez@steyerlaw.com

Edward Egan Smith, (Member) born Williamsburg, Virginia, February 4, 1965; admitted to bar, 1994, California. **Education:** University of Virginia (B.A., 1987); University of California, Hastings College of the Law (J.D., 1991). **Activities:** Senior Research Editor, Editorial Board, Hastings Law Journal, 1990-1991. Law Clerk to The Honorable Ed Carnes, U.S. Circuit Judge, Eleventh Circuit Court of Appeals, 1992-1993, and The Honorable Robert E. Varner, Senior U.S. District Judge, U.S. District Court, Middle District of Alabama, 1991-1992. Author, "The Criminalization of Belief: When Free Exercise Isn't," 42 Hastings L.J. 1491 (1991). **Member:** State Bar of California; Bar Association of San Francisco. **Practice Areas:** Commercial Litigation; Appeals; Labor and Employment; Real Property. **E-mail:** esmith@steyerlaw.com

Jill M. Manning, (Member) born Carmel, California, July 19, 1969; admitted to bar, 1995, California. **Education:** University of California at Davis (B.A., 1991); Cambridge University, Pembroke College (summer, 1990); University of San Francisco School of Law (J.D.,

1995). Member (1993-1994) and Editor (1994-1995), USF Law Review. **Speaking Events:** “The UCL, FAL and CLRA ‘Go Viral’: Facebook, Google, Apple, Yahoo! Zynga and Other High Tech Cases,” 21st Annual Golden State Antitrust and Unfair Competition Law Institute (October, 2011); “Hot Topics in Competition Law,” 86th Annual Meeting of the State Bar of California (October, 2013); Moderator, “Privacy and Cybersecurity: An Insider’s View of Government Enforcement and Private Litigation,” State Bar of California, Antitrust and Unfair Competition Law Section (Feb. 25, 2015). **Publications:** The Sedona Conference, “Defense of Process: General Principles” (August, 2013); *Competition*, The Journal of the Antitrust and Unfair Competition Law Section of the State Bar of California, “Plaintiff Perspective: Food Fights - Recent Developments in Consumer Class Actions Challenging Food Labels,” Vol. 23, No. 2 (Fall 2014). **Legal Affiliations:** Deputy Vice Chair (Treatise), State Bar of California Antitrust and Unfair Competition Executive Committee; Member, Bar Association of San Francisco, Antitrust Section; Member, American Bar Association, Antitrust Section, Agriculture and Food Committee; Women Antitrust Plaintiffs Attorneys (WAPA). **Professional Activities:** Board of Trustees, Shoreline Unified School District; Member, Marin Agricultural Land Trust; Member, Marin Organic. **Practice Areas:** Antitrust and Unfair Competition; Consumer Fraud; Business Disputes. **Email:** jmanning@steyerlaw.com

Dana M. Andreoli, (Member) born San Francisco, California, August 16, 1982; admitted to bar, 2008, California. **Education:** University of California, San Diego, CA (B.A., 2004); Dickinson School of Law at Pennsylvania State University (J.D., 2008). **Activities:** Senior Editor for the PSU Environmental Law Review; interned for the civil division of The United States Attorney’s Office in Washington, D.C. **Member:** State Bar of California; Bar Association of San Francisco; Marin Trial Lawyers Association; Association of Business Trial Lawyers. **Practice Areas:** Commercial Litigation; Real Property; Title Insurance; Construction Defect; Appeals; Commercial Transactions. **Email:** dandreoli@steyerlaw.com

SENIOR COUNSEL

Donald Scott Macrae, born Summit, New Jersey, 1956; admitted to bar, 1982, California. **Education:** Bowdoin College at Brunswick, Maine (B.A., 1978); Boalt Hall School of Law, University of California at Berkeley (J.D., 1982). **Activities:** Recipient: James Bowdoin Scholar; American Jurisprudence Award. **Practice Areas:** Antitrust; Commercial; Consumer Class Actions; Securities. **Email:** smacrae@steyerlaw.com

Jayne A. Peeters, born Neenah, Wisconsin, April 21, 1954; admitted to bar, 1983, California. **Education:** University of Wisconsin, Madison, Wisconsin (B.S. 1976); Hastings College of the Law, University of California (J.D. 1982). **Activities:** Legal Externship, Marin Superior Court, 1982; Settlement Panelist, Marin Superior Court, 2002-2003. **Member:** Bar Association of San Francisco; State Bar of California. **Practice areas:** Class Actions; Commercial Litigation; Real Property. **Email:** jpeeters@steyerlaw.com

Alexander D. Kullar, born San Francisco, California, July 16, 1983; admitted to bar, 2008, California; admitted to bar, 2009, District of Columbia. **Education:** University of California, Los Angeles, CA (B.A., 2005); Georgetown University Law Center, Washington, D.C. (J.D., 2008). **Member:** State Bar of California. **Practice area:** Litigation. **Email:** akullar@steyerlaw.com

Sumeet Oh, born Seoul, Republic of Korea, January 31, 1964; admitted to bar, 2001, New York and New Jersey. **Education:** Brooklyn College, Brooklyn, NY (B.S., 1989); School of Hotel Administration, Cornell University; (M.P.S., 1993); Rutgers Law School, Rutgers University-Newark (J.D., 2001). **Activities:** Judicial Intern for Judge Philip J. Cummis, NJ State Superior Court; Board Agent/Field Attorney-Intern, National Labor Relation Board, Region 22. **Member:** New York City Bar Association. **Practice Areas:** Antitrust, Class Action, Labor, Employment, Finance, Intellectual Property, Communications, Manufacturing, Product Liability, Technology. **Email:** soh@steyerlaw.com

ASSOCIATES

Jill K. Cohoe, born New Westminster, B.C., Canada, February 10, 1987; admitted to bar, 2013, California. **Education:** University of California, Berkeley, CA (B.A., 2008); University of California, Hastings College of the Law (J.D., 2013). **Activities:** Senior Symposium Editor for the Hastings Law Journal, organized the Spring 2013 symposium, "From Bench to Society: Law and Ethics at the Frontier of Genomic Technology"; Legal extern for the Hon. Marla J. Miller at the San Francisco Superior Court. **Member:** State Bar of California; Bar Association of San Francisco; Association of Business Trial Lawyers. **Practice Areas:** Business Litigation, Real Property, Construction, Title Insurance, Escrow, Civil Appeals. **Email:** jcohoe@steyerlaw.com

Cameron L. Weiss, born San Diego, CA September 29, 1985; admitted to bar, 2013, California. **Education:** University of Southern California, Los Angeles, CA (B.S., 2008); University of San Diego School of Law (J.D., 2012). **Practice Areas:** Antitrust, Corporate, Contract. **Email:** cweiss@steyerlaw.com

Kristopher M. Di Giovanni, born Attleboro, Massachusetts, June 3, 1986; admitted to bar, 2012, California. **Education:** University of Miami, Coral Gables, FL (B.B.A., 2007); University of San Diego School of Law (J.D., 2012). **Activities:** Vice President of Phi Alpha Delta Legal Fraternity; certified legal intern for the civil division of University of San Diego School of Law's Pro Bono Legal Clinic. **Member:** State Bar of California; Los Angeles County Bar Association. **Practice Areas:** Class Action Litigation. **Email:** kdigiovanni@steyerlaw.com

Thomas J. Lloyd, born Long Beach, CA, November 1, 1985; admitted to bar, 2015, California. **Education:** University of California, Santa Cruz, CA (B.A., 2007); University of California Hastings College of the Law (J.D., magna cum laude, 2015). **Practice Areas:** Commercial Litigation; Real Property; Antitrust Class Actions. **Email:** tjlloyd@steyerlaw.com

Laura L. Gildengorin, born Sacramento, CA, August 6, 1987; admitted to bar, 2016, California. **Education:** University of California, Berkeley, CA (B.A., 2009); University of California Hastings College of the Law (J.D., magna cum laude, 2016). **Practice Areas:** Commercial Litigation; Real Property; Antitrust Class Actions. **Email:** lgildengorin@steyerlaw.com

Suneel Jain, born Santa Clara, CA, October 8, 1988; admitted to bar 2017, California. **Education:** University of California, Berkeley (B.A., 2010); Georgetown University Law Center (J.D., 2015). **Practice Areas:** Antitrust Class Actions, Commercial Litigation. **Email:** sjain@steyerlaw.com

**STEYER LOWENTHAL BOODROOKAS
ALVAREZ & SMITH LLP
CLASS ACTION AND OTHER COMPLEX LITIGATION MATTERS**

A. Antitrust

Ace Delivery & Moving, Inc. v. Horizon Lines, LLC, et al. - served as plaintiff's co-lead counsel for direct purchasers in a horizontal price fixing conspiracy putative class action (D. AK).

In Re: Aluminum Warehousing Antitrust Litigation - one of four firms representing opt outs (S.D. NY). (Case is on appeal to Second Circuit.)

In Re: Visa/Mastercard Currency Conversion Litigation - one of core firms that represented certified class of plaintiffs in massive MDL antitrust/Truth In Lending Act action arising from imposition of foreign currency conversion fees by Visa, MasterCard, and banks (S.D. NY). (\$336 million settlement approved.)

Mayor and City Counsel of Baltimore, Maryland v. Citigroup, Inc., et al. - one of three firms which represented purchasers of auction rate securities in a putative class action antitrust case (S.D. NY). Argued appeal in Second Circuit Court of Appeal.

Sidibe, et al. vs. Sutter Health, et al. - one of four firms representing putative class of consumers of hospital/medical services in tying case (N.D. CA).

In Re: German Automotive Manufacturers Antitrust Litigation - member of plaintiffs' steering committee. Putative class action by purchasers of German cars in horizontal price fixing case. (N.D. CA).

In Re: DRAM Antitrust Litigation - member of executive committee - represented indirect purchasers of DRAM in putative class action involving price fixing conspiracy (N.D. CA). (Settlement approved.)

In Re: Flash Memory Antitrust Litigation - member of executive committee - represented putative class of indirect purchasers of flash memory against major electronic companies in a price fixing conspiracy (N.D. CA).

In Re Broiler Chicken Antitrust Litigation - representing putative class of direct purchasers in a horizontal price fixing conspiracy (N.D. IL).

In Re: Fresh and Processed Potatoes Antitrust Litigation - member of executive committee - represented plaintiff direct purchasers in a putative class action price fixing conspiracy (E.D. ID). (Settlement approved.)

In Re: International Air Transportation Surcharge Antitrust Litigation - member of executive committee - representing putative class of ticket purchasers against major airline carriers (N.D. CA). (Partial settlements approved.)

In Re: Lithium Ion Batteries Antitrust Litigation - represented putative class of direct purchaser plaintiffs (N.D. CA). (Settlements approved.)

In Re: Municipal Derivatives Antitrust Litigation - member of executive committee - represented class of purchasers of municipal securities in a price fixing conspiracy (S.D. NY). (Settlement approved.)

In Re: NASDAQ Market-Makers Antitrust Litigation - represented plaintiffs in a national class action price fixing case against 33 broker-dealer defendants (S.D. NY). (Settlement approved.)

In Re: NCAA Student-Athlete Name & Likeness Licensing Litigation - member of executive committee - representing class of plaintiffs in a price fixing conspiracy regarding current and former student athletes (N.D. CA). (Settlements approved.)

In Re: Packaged Seafood Products Antitrust Litigation - representing putative plaintiff class of purchasers of packaged seafood in a horizontal price fixing case (S.D. CA).

In Re: Payment Card Interchange Fee and Merchant Discount Antitrust Litigation - representing putative plaintiff class in a price fixing case against Visa, Mastercard and major banks regarding interchange fees (E.D. NY).

In Re: Processed Egg Products Antitrust Litigation - representing plaintiff class in a price fixing conspiracy (E.D. PA). (Partial settlements approved; post trial motion practice ongoing.)

In Re: TFT-LCD (Flat Panel) Antitrust Litigation - one of core firms that represented class of indirect purchasers in a price fixing conspiracy against manufacturers of flat panels for televisions, computer monitors, and laptop computers (N.D. CA). (\$1,080 billion settlement approved.)

In Re: CD Antitrust Litigation - represented plaintiffs in a consolidated nationwide federal class action and antitrust/price fixing case involving the music industry (D. ME). (Settlement approved.)

In Re: Graphics Processing Units Antitrust Litigation - represented putative class of indirect purchasers of graphic cards against major electronic companies in a price fixing conspiracy (N.D. CA).

In Re: Korean Air Lines Co., Ltd. Antitrust Litigation - represented plaintiff class in a price fixing conspiracy (C.D. CA). (Settlement approved.)

In Re: Optical Disk Drive Products Antitrust Litigation - represented putative plaintiff class of purchasers in a price fixing conspiracy (N.D. CA). (Settlement approved.)

In Re: Static Random Access Memory (SRAM) Antitrust Litigation - represented class of indirect purchasers in a price fixing conspiracy case against multiple SRAM manufacturers (N.D. CA). (Settlement approved.)

In Re: Air Cargo Shipping Services Antitrust Litigation - represented putative classes of direct purchasers of air cargo services against numerous airline defendants in a price fixing conspiracy (E.D. NY). (Settlement approved.)

In Re: Aftermarket Automotive Lighting Products Antitrust Litigation - represented plaintiff class of direct purchasers in a horizontal price fixing conspiracy (C.D. CA). (Settlement approved.)

In Re: Cathode Ray Tube (CRT) Antitrust Litigation - represented class of direct purchaser plaintiffs (N.D. CA). (Settlement approved.)

B. Consumer

Christina Grace v. Apple, Inc. - one of four firms representing putative class of consumers in case regarding FaceTime feature on iPhones (N.D. CA).

In Re ConAgra Foods, Inc. – representing a certified class of plaintiffs in a false advertising case (C.D. CA).

Schwartz v. Visa International Corp., et al. - represented plaintiffs in nationwide consumer representative action regarding imposition on credit card users of hidden, foreign currency conversion fees (one of three firms that successfully tried six month trial and obtained \$780 million judgment) (Alameda County Superior Court). (Settlement approved.)

Shrieve v. Visa U.S.A. Inc., et al. - co-lead counsel - represented plaintiffs in putative nationwide consumer class action regarding imposition on debit card users of hidden, foreign currency conversion fees (Alameda County Superior Court). (Settlement approved.)

Mattingly v. Visa U.S.A. Inc., et al. - co-lead counsel - represented plaintiffs in putative nationwide consumer class action regarding imposition on credit card users of hidden, foreign currency conversion fees (Alameda County Superior Court). (Settlement approved.)

Lipuma v. American Express - co-lead counsel - represented plaintiffs in nationwide consumer class action regarding deceptive business practices involving foreign currency conversion fees imposed on cardholders (S.D. FL). (Settlement approved.)

Green v. Chase Manhattan Bank USA, N.A., et al. - co-lead counsel - represented plaintiffs in putative consumer class action against home equity line lenders regarding failure to comply with statutory requirements for reconveyance of deeds of trust (San Francisco County Superior Court). (Settlement approved.)

Silva, et al. v. Provident Funding Associates, L.P., et al. - co-lead counsel - represented plaintiffs in consumer class action regarding late fees charged by a mortgage service company (San Mateo County Superior Court). (Settlement approved.)

Marshall, et al. v. H&R Block, Inc., et al. - one of four firms that represented putative nationwide class of tax preparation clients in deceptive business practices case (S.D. IL).

Mulligan v. Pacific Bell - co-lead counsel - represented plaintiffs in California consumer class action alleging violations of Bus. & Prof. Code § 17200 and California Consumer Legal Remedies Act (Alameda County Superior Court). (Settlement approved.)

Citigroup Loan Cases - represented plaintiffs in nationwide consumer class alleging Bus. & Prof. Code § 17200 claims against lenders regarding deceptive and illegal lending practices to consumers (San Francisco County Superior Court). (Settlement approved.)

Gordon v. Apple Computer - represented plaintiffs in consumer nationwide class action arising from sale of alleged defective computers (Bus. & Prof. Code § 17200) (Santa Clara County Superior Court). (Settlement approved.)

Castro v. Providian - co-lead counsel - represented class of borrowers alleging Bus. & Prof. Code § 17200 claims arising from lender's imposition of unconscionable terms and interest charges on credit card lines (San Mateo County Superior Court). (Settlement approved.)

Lavie v. Procter & Gamble - co-lead counsel - represented plaintiffs in consumer representative action - false advertising, Bus. & Prof. Code § 17200 claims regarding OTC drug, including three week trial and appeal. (San Francisco County Superior Court).

Littau v. Circuit City - co-lead counsel - represented plaintiffs in consumer class action - false advertising, Bus. & Prof. Code § 17200 claims against major electronics retailers (San Francisco County Superior Court). (Settlement approved.)

C. Investment Fraud/Securities

In Re: American Continental Corporation/Lincoln Savings & Loan Securities Litigation - co-lead counsel - represented class of bond purchasers against three Big 5 accounting firms, Charles Keating and many other defendants - including a four month jury trial (D. AZ). (Obtained \$1 billion-plus judgment.)

In Re: Technical Equities Coordinated Litigation - represented hundreds of plaintiffs in fraud case against Bear Stearns, Big 5 accounting firms, Security Pacific National Bank and other defendants - including a three month jury trial - obtained \$153 million judgement (Santa Clara County Superior Court).

Represented two hedge funds in securities litigation against public company (ND CA).
Represented four hedge funds in securities litigation against public company (public/private offering) (S.D. NY).

In Re: Asia Pulp & Paper Securities Litigation - represented class of investors in a securities fraud action (S.D. NY). (Settlement approved.)

William A. Brandt, Jr. v. Gordon A. Campbell, et al. - represented former CFO of bankrupt technology company in action brought by bankruptcy trustee against company's directors and officers (San Mateo County Superior Court).

In Re: General Instrument Securities Litigation - MDL proceeding - represented group of investors including money managers who suffered multi-million dollar losses arising out of 1995 merger of private company with publicly traded company; action was coordinated with national securities class actions (N.D. IL). (Settlement approved.)

In Re: TMI Limited Partnership Litigation - one of two firms that represented approximately 20,000 school teachers who invested in 35 real estate limited partnerships in class action for fraud, breach of fiduciary duty, against general partners and Big 5 accounting firm (Orange County Superior Court). (Settlement approved.)

Smith v. Merrill Lynch - represented plaintiffs in Orange County bond holder class action litigation (Orange County Superior Court and federal district court).

Klein v. Sacks - co-lead counsel - represented investors in real estate limited partnerships fraud scheme in class action against general partners and attorneys (Los Angeles County Superior Court).

In Re: Executive Life Litigation - represented plaintiffs in consolidated policy holder class actions against directors and officers and Big 5 accounting firm in fraud action (Los Angeles County Superior Court). (Settlement approved.)

ZZZZBest Litigation - represented Union Bank against Big 5 accounting firm that audited ZZZZBest (Los Angeles County Superior Court and C.D. CA).

D. Other Complex Litigation

Represented cofounder of Facebook in breach of fiduciary duty/fraud case (Santa Clara County Superior Court). (Case settled in 2008. Featured in movie "The Social Network.")

Crown Paper Liquidating Trust v. PriceWaterhouseCoopers LLP - represented bankruptcy trustee in fraudulent conveyance and business tort action against multiple defendants (N.D. CA). (Settlement approved after trial commenced.)

Peinado v. Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun - co-lead counsel - represented plaintiffs in national origins class action discrimination lawsuit (San Francisco County Superior Court). (Settlement approved.)

Meris Labs v. Long Beach Memorial Hospital - represented subsidiary of nonprofit hospital in breach of contract/fraud case, including twelve week jury trial (Santa Clara County Superior Court).

dZine v. Hyundai - represented Belgian company in breach of contract/fraud case arising from failure of computer chip, a component processing part of digital satellite transmission system, including six week trial (Santa Clara County Superior Court).

Bank of America v. Lloyds of London - represented bank in multimillion dollar insurance coverage case (San Francisco County Superior Court).

Ferguson v. National Football League - represented NFL in three week jury trial of wrongful termination suit filed by referee (Santa Clara County Superior Court). (Obtained defense verdict.)

EXHIBIT 2

EXHIBIT 2

Steyer Lowenthal Boodrookas Alvarez & Smith LLP

Hours Reported and Lodestar on a Historical Basis

February 21, 2015 through May 16, 2018

NAME	TOTAL HOURS	HOURLY RATE	LODESTAR
ATTORNEY HOURS			
Allan Steyer (P) 2015	17.00	\$880	\$14,960.00
Allan Steyer (P) 2016	7.50	\$895	\$6,712.50
Allan Steyer (P) 2017	16.75	\$980	\$16,415.00
Allan Steyer (P) 2018	2.75	\$980	\$2,695.00
Dana M. Andreoli (A) 2015	16.75	\$420	\$7,035.00
Dana M. Andreoli (P) 2016	1.25	\$480	\$600.00
Dana M. Andreoli (P) 2017	4.50	\$480	\$2,160.00
Dana M. Andreoli (P) 2018	3.75	\$510	\$1,912.50
Jayne A. Peeters (SA) 2015	17.00	\$760	\$12,920.00
Jayne A. Peeters (SA) 2016	13.50	\$790	\$10,665.00
Jayne A. Peeters (SA) 2017	4.50	\$850	\$3,825.00
Jayne A. Peeters (SA) 2018	5.25	\$880	\$4,620.00
TOTAL:	110.50		\$84,520.00

- (P) Partner
(OC) Of Counsel
(SA) Senior Associate
(A) Associate
(SPL) Senior Paralegal
(PL) Paralegal
(LC) Law Clerk

EXHIBIT 3

EXHIBIT 3

Steyer Lowenthal Boodrookas Alvarez & Smith LLP

Expenses Incurred

February 21, 2015 through May 16, 2018

EXPENSE CATEGORY	AMOUNT INCURRED
Internal Photocopies at .10 per page	\$.60
WestLaw Next Research Charges at Cost	\$180.30
Travel and Conference Expenses	\$118.05
TOTAL:	\$329.95

EXHIBIT 2

EXHIBIT 2

Hausfeld LLP

Hours Reported and Lodestar on a Historical Basis

February 21, 2015 through May 16, 2018

NAME	TOTAL HOURS	HOURLY RATE	LODESTAR
ATTORNEY HOURS			
Bailey, Jr., Arthur N. (P)	0.40	\$630.00	\$252.00
Chavez, Kiara (SA)	20.00	\$350.00	\$7,000.00
Cho, Stephanie (A)	0.20	\$350.00	\$70.00
Cho, Stephanie (A)	1.00	\$400.00	\$400.00
Gassman, Seth (OC)	134.60	\$570.00	\$76,722.00
Gassman, Seth (OC)	304.10	\$620.00	\$188,542.00
Gassman, Seth (OC)	212.30	\$730.00	\$154,979.00
Gosselin, Sathya (P)	5.20	\$670.00	\$3,484.00
Hausfeld, Michael D. (P)	1.50	\$990.00	\$1,485.00
Hausfeld, Michael D. (P)	0.50	\$995.00	\$497.50
Hausfeld, Michael D. (P)	1.50	\$1,375.00	\$2,062.50
Jones, Megan E. (P)	0.40	\$680.00	\$272.00
Landau, Brent W. (P)	0.40	\$630.00	\$252.00
Landau, Brent W. (P)	0.20	\$690.00	\$138.00
Lebsock, Christopher L. (P)	226.80	\$690.00	\$156,492.00
Lebsock, Christopher L. (P)	75.10	\$710.00	\$53,321.00
Lebsock, Christopher L. (P)	191.30	\$740.00	\$141,562.00
Lebsock, Christopher L. (P)	193.20	\$850.00	\$164,220.00
Lehmann, Michael P. (P)	42.00	\$950.00	\$39,900.00
Lehmann, Michael P. (P)	15.00	\$985.00	\$14,775.00
Lehmann, Michael P. (P)	254.00	\$1,100.00	\$279,400.00
Macdonald, Caleigh (SA)	95.60	\$400.00	\$38,240.00
Ratner, Brian A. (P)	1.50	\$630.00	\$945.00
Schumacher, Michael (OC)	29.50	\$600.00	\$17,700.00
Smith, Gary (A)	151.90	\$390.00	\$59,241.00
Smith, Gary (A)	34.00	\$410.00	\$13,940.00
Smith, Gary (A)	112.50	\$440.00	\$49,500.00
Smith, Gary (A)	155.50	\$500.00	\$77,750.00
Spero, Michaela (A)	102.40	\$420.00	\$43,008.00
NON-ATTORNEYS			
Elder, Candice (PL)	44.70	\$310.00	\$13,857.00
Elder, Candice (PL)	4.70	\$320.00	\$1,504.00
Mitchell, James (PL)	10.00	\$340.00	\$3,400.00

Mitchell, James (PL)	0.50	\$350.00	\$175.00
Nguyen, Kelly (PL)	4.40	\$270.00	\$1,188.00
Semones, Lesley (PL)	16.60	\$320.00	\$5,312.00
Sittler, Edward (PL)	142.10	\$280.00	\$39,788.00
Sittler, Edward (PL)	5.20	\$340.00	\$1,768
Sittler, Edward (PL)	3.70	\$350.00	\$1,295.00
TOTAL:	2,594.50		\$1,654,437.00

- (P) Partner
- (OC) Of Counsel
- (SA) Senior Associate
- (A) Associate
- (SPL) Senior Paralegal
- (PL) Paralegal
- (LC) Law Clerk