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10 *Class Counsel for Indirect Purchaser Plaintiffs*

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14 **IN RE: CAPACITORS ANTITRUST**
15 **LITIGATION**

16 **THIS DOCUMENT RELATES TO:**
17 **ALL INDIRECT PURCHASER ACTIONS**

18 **MASTER FILE NO. 14-cv-03264-JD**

19 **DECLARATION OF ALEXANDER M.**
20 **SCHACK IN SUPPORT OF CLASS**
21 **COUNSEL'S APPLICATION FOR**
22 **ATTORNEYS' FEES AND**
23 **REIMBURSEMENT OF EXPENSES**
24 **SUBMITTED ON BEHALF OF THE**
25 **LAW OFFICES OF ALEXANDER M.**
26 **SCHACK**

27 **Date: July 6, 2017**

28 **Time: 10:00 a.m.**

Place: Courtroom 11, 19th Floor

Judge: Hon. James Donato

1 I, Alexander M. Schack, declare and state as follows:

2 1. I am the owner of The Law Offices of Alexander M. Schack, Counsel for Indirect
3 Purchaser Plaintiffs (“IPPs” or “Plaintiffs”) in this action. I submit this declaration in support of
4 Class Counsel’s interim application for attorneys’ fees and reimbursement of expenses reasonably
5 incurred in connection with the services rendered in this litigation on behalf of the class. I make
6 this declaration based on my personal knowledge and if called as a witness, I could and would
7 competently testify to the matters stated herein. The time expended preparing this Declaration is
8 not included.

9 2. I have reviewed the Court’s October 31, 2014 Order Appointing Interim Lead Class
10 Counsel (Dkt. 319) (“Order”), including in particular the Order’s provisions regarding fees, costs
11 and expenses. The Firm has adhered to those provisions.

12 3. During the pendency of the litigation, The Law Offices of Alexander M. Schack,
13 acted as class counsel to IPPs. The Law Offices of Alexander M. Schack has prosecuted this
14 litigation solely on a contingent-fee basis, and has been at risk that it would not receive any
15 compensation for prosecuting claims against the defendants. While The Law Offices of Alexander
16 M. Schack devoted its time and resources to this matter, it has foregone other legal work for which
17 it would have been compensated.

18 4. During the course of this litigation, The Law Offices of Alexander M. Schack has
19 been involved in the following activities on behalf of IPPs at the request and under the direction of
20 Lead Counsel: Communicate with lead counsel regarding client questionnaire and preservation
21 declaration; work with five (5) class representative clients to complete questionnaire package;
22 participate in telephone conferences with IPP counsel re steering committees, complaint, status of
23 case and legal theories; research personal jurisdiction over foreign defendants; perform legal
24 research regarding the AGC test and antitrust injury requirements; draft AGC section for
25 opposition to motion to dismiss; work on Rule 26 disclosures for class representative clients.

26 5. Attached hereto as **Exhibit A** is my firm’s total hours and lodestar, computed at
27 historical rates, from November 1, 2014 through September 30, 2016. This period reflects the time
28

1 spent after the appointment of Interim Lead Counsel in this litigation. The total number of hours
2 spent by The Law Offices of Alexander M. Schack during this period of time was 111.7, with a
3 corresponding historical lodestar of \$51,729.50. This summary was prepared from
4 contemporaneous, daily time records regularly prepared and maintained by The Law Offices of
5 Alexander M. Schack. The lodestar amount reflected in Exhibit A is for work assigned by Lead
6 Counsel, and was performed by professional staff at my law firm for the benefit of the IPP Class.

7 6. All of the services performed by The Law Offices of Alexander M. Schack in
8 connection with this litigation were reasonably necessary in the prosecution of this case. There has
9 been no unnecessary duplication of services for which The Law Offices of Alexander M. Schack
10 now seeks compensation. The lodestar calculations exclude time spent reading or reviewing work
11 prepared by others or other information relating to the case unless related to preparation for or
12 work on a matter specifically assigned to The Law Offices of Alexander M. Schack by Lead
13 Counsel. The hourly rates for the attorneys and professional support staff in my firm included in
14 Exhibit A are the usual and customary hourly rates charged by The Law Offices of Alexander M.
15 Schack.

16 7. The Law Offices of Alexander M. Schack has expended a total of \$466.01 in
17 unreimbursed costs and expenses in connection with the prosecution of this litigation from
18 November 1, 2014 through September 30, 2016. These costs and expenses are broken down in the
19 chart attached hereto as **Exhibit B**. They were incurred on behalf of IPPs by The Law Offices of
20 Alexander M. Schack on a contingent basis and have not been reimbursed. The expenses incurred
21 in this action are reflected on the books and records of my firm. These books and records are
22 prepared from expense vouchers, check records and other source materials and represent an
23 accurate recordation of the expenses incurred. Expense documentation has been provided to Lead
24 Counsel for review.

25 8. I have reviewed the time and expenses reported by my firm in this case which are
26 included in this declaration, and I affirm that they are true and accurate to the best of my
27 knowledge.

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct.

3 Executed on May 11, 2017 at San Diego, California.

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5 /s/ Alexander M. Schack
6 ALEXANDER M. SCHACK
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ATTESTATION

I, Steven N. Williams, hereby attest, pursuant to United States District Court, Northern District of California Civil Local Rule 5-1(i)(3), that concurrence to the filing of this document has been obtained from the signatory hereto.

By: /s/ Steven N. Williams
Steven N. Williams

In re Capacitors Antitrust Litigation

Case No. 14-cv-03264-JD

EXHIBIT B

LAW OFFICES OF ALEXANDER M. SCHACK

Expenses Incurred

November 1, 2014 – September 30, 2016

EXPENSE CATEGORY	AMOUNT INCURRED
Assessments	\$
Court Costs / Filing Fees	\$
Experts / Consultants	\$
Federal Express / UPS / Ontrac	\$
Postage / U.S. Mail	\$
Service of Process	\$
Messenger / Delivery	\$
Hearing Transcripts	\$
Investigation	\$
Lexis / Westlaw	\$245.00
Photocopies – In House	\$201.25
Photocopies – Outside	\$
Telephone / Telecopier	\$
Travel – Transportation	\$ 19.76
Travel - Hotels	\$
Travel – Meals	\$
TOTAL:	\$466.01