

1 SEAN TAMURA-SATO (Cal. SBN 254092)
seant@minamitamaki.com
2 LISA P. MAK (Cal. SBN 260281)
lmak@minamitamaki.com
3 **MINAMI TAMAKI, LLP**
360 Post Street, 8th Floor
San Francisco, CA 94108
4 Tel. (415) 788-9000
5 Fax (415) 398-3887

6 *Class Counsel for Indirect Purchaser Plaintiffs*

7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11
12 **IN RE: CAPACITORS ANTITRUST**
13 **LITIGATION**

14
15 **THIS DOCUMENT RELATES TO:**
16 **ALL INDIRECT PURCHASER ACTIONS**

MASTER FILE NO. 14-cv-03264-JD

DECLARATION OF SEAN TAMURA-SATO IN SUPPORT OF CLASS COUNSEL'S APPLICATION FOR ATTORNEYS' FEES AND REIMBURSEMENT OF EXPENSES SUBMITTED ON BEHALF OF MINAMI TAMAKI

Date: October 18, 2018
Time: 10:00 a.m.
Place: Courtroom 11, 19th Floor

Judge: Hon. James Donato

1 I, Sean Tamura-Sato, declare and state as follows:

2 1. I am a Partner of Minami Tamaki, Counsel for Indirect Purchaser Plaintiffs (“IPPs”
3 or “Plaintiffs”) in this action. I submit this declaration in support of Class Counsel’s interim
4 application for attorneys’ fees and reimbursement of expenses reasonably incurred in connection
5 with the services rendered in this litigation on behalf of the indirect purchaser classes. I make this
6 declaration based on my personal knowledge and if called as a witness, I could and would
7 competently testify to the matters stated herein.

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

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

16 4. During the course of this litigation, Minami Tamaki has been involved in the
17 following activities on behalf of IPPs at the request and under the direction of IPP Lead Counsel:
18 Work on oppositions to Motions to Dismiss, work on motion for preliminary approval of class
19 action settlements, meet and confer with third parties regarding responses to subpoenas, preparing
20 discovery responses for class representative Steve Wong, prepare for and defend deposition of
21 class representative Steve Wong, factual research regarding Defendants Nippon Chemi-Con and
22 Panasonic, and electronic document review.

23 5. Attached hereto as **Exhibit A** is my firm’s total hours and lodestar, computed at
24 historical rates, from October 1, 2016 through March 31, 2018. The total number of hours spent by
25 Minami Tamaki during this period of time was 2,262.80 hours, with a corresponding historical
26 lodestar of \$803,038.00. This summary was prepared from contemporaneous, daily time records
27 regularly prepared and maintained by Minami Tamaki. The lodestar amount reflected in Exhibit A
28

1 is for work assigned by Lead Counsel, and was performed by professional staff at my law firm for
2 the benefit of the IPP Class during the aforementioned time period.

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

11 7. Minami Tamaki has expended a total of \$100,105.90 in unreimbursed costs and
12 expenses in connection with the prosecution of this litigation from October 1, 2016 through March
13 31, 2018. These costs and expenses are broken down in the chart attached hereto as **Exhibit B**.
14 They were incurred on behalf of IPPs by Minami Tamaki on a contingent basis and have not been
15 reimbursed. The expenses incurred in this action are reflected on the books and records of my firm.
16 These books and records are prepared from expense vouchers, check records and other source
17 materials and represent an accurate recordation of the expenses incurred. Expense documentation
18 has been provided to Lead Counsel for review.

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

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

24
25 Executed on July 18, 2018 at San Francisco, California.

26
27 /s/ Sean Tamura-Sato
Sean Tamura-Sato

ATTESTATION

I, Adam J. Zapala, 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/ Adam J. Zapala
Adam J. Zapala

EXHIBIT A

EXHIBIT B

In re Capacitors Antitrust Litigation
Case No. 14-cv-03264-JD

Minami Tamaki LLP

Expenses Incurred

October 1, 2016 – March 31, 2018

EXPENSE CATEGORY	AMOUNT INCURRED
Assessments	\$100,000
Court Costs / Filing Fees	\$
Experts / Consultants	\$
Federal Express / UPS / Ontrac	\$21.96
Postage / U.S. Mail	\$
Service of Process	\$
Messenger / Delivery	\$
Hearing Transcripts	\$
Investigation	\$
Lexis / Westlaw	\$
Photocopies – In House	\$
Photocopies – Outside	\$
Telephone / Telecopier	\$
Travel – Transportation	\$83.91
Travel - Hotels	\$
Travel – Meals	\$
TOTAL:	\$100,105.87