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1 2 3 4 5 6 7 8	ADAM J. ZAPALA (State Bar No. 245748) ELIZABETH T. CASTILLO (State Bar No. 277826) JAMES G. DALLAL (State Bar No. 277826) COTCHETT, PITRE & MCCARTHY, LI 840 Malcolm Road, Suite 200 Burlingame, CA 94010 Telephone: (650) 697-6000 Facsimile: (650) 697-0577 azapala@cpmlegal.com ecastillo@cpmlegal.com jdallal@cpmlegal.com  Lead Counsel for the Indirect Purchaser Plan	) LP
9	UNITED STATES DISTRICT COURT	
10	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
11	SAN FRANCISCO DIVISION	
12		
13	IN RE CAPACITORS ANTITRUST LITIGATION	MDL No. 3:17-md-02801-JD Case No. 3:14-cv-03264-JD
14		DECLARATION OF ERIC NORDSKOG
15 16		REGARDING DISTRIBUTION OF NET SETTLEMENT FUND
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I, Eric Nordskog, hereby declare as follows:

- 1. I am a Client Services Director of A.B. Data, Ltd.'s Class Action Administration Division ("A.B. Data"), whose Corporate Office is located in Milwaukee, Wisconsin. I am fully familiar with the facts contained herein based upon my personal knowledge.
- 2. I submit this Declaration at the request of Lead Counsel to provide the Court and the parties to the above-captioned action with updated information regarding the distribution of the Net Settlement Fund proceeds to the class. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.
- 3. I previously submitted a Declaration on August 9, 2023, ECF No. 1965-1, providing the Court with the Post-Distribution Accounting pursuant to the information required by the Northern District of California's *Procedural Guidance for Class Action Settlements. See* <a href="https://www.cand.uscourts.gov/forms/procedural-guidance-for-class-action-settlements">https://www.cand.uscourts.gov/forms/procedural-guidance-for-class-action-settlements</a>, at Post-Distribution Accounting, ¶ 1 (requiring specific information about the settlement distribution process be provided in an easy-to-read chart). This chart was also posted on the Settlement Website —<a href="https://www.capacitorsindirectcase.com/">https://www.capacitorsindirectcase.com/</a> as required by the *Procedural Guidance for Class Action Settlements*. See id., ¶ 1.
- 4. On December 19, 2022, the Court issued an Order Authorizing Disbursement of Settlement Funds (the "Distribution Order"). The Distribution Order approved the distribution of the Net Settlement Funds, less the Court-approved fees and expenses, to the Authorized Claimants on a *pro rata* basis. After payment of Court-approved fees and expenses and setting aside the unpaid portion of the awarded attorneys' fees together with proportional interest, \$51,459,324.57 remained in the Net Settlement Fund to be distributed to Authorized Claimants.
- 5. On April 14, 2023, A.B. Data sent distribution payments totaling \$51,459,324.57 to Class Members. Payment amounts for the Authorized Claims ranged from \$1.00 to \$7,944,431.76, and the average payment was \$6,161.32. As is typical, Class Members were provided with a 90-day period to deposit their checks before they became void. All payments included A.B. Data's contact information in the event a Class Member had questions or needed their check reissued due to a name change.

- 6. As of the date of this Declaration, payments totaling \$51,359,662.78 have been cashed. This represents a cash rate of over 99%. All initial checks are now void and reasonable efforts to encourage Class Members to cash their payments have been exhausted. The remaining balance in the Net Settlement Fund is \$99,661.79.
- 7. A.B. Data, in consultation with Lead Counsel, believe there is sufficient money remaining in the Net Settlement Fund and it would be administratively feasible to do a secondary distribution to Class Members that cashed their initial payment and who would receive a minimum allocation of \$1.00. A.B. Data would incur \$25,000 in additional administrative expenses to effectuate this second distribution, which includes print and postage costs to mail the checks, and expenses related to keeping the website and telephone contact center operational. Based on my experience in similar matters, this proposed handling of a second distribution is standard and customary in common fund class action settlements like this one.

Executed this 22<sup>nd</sup> day of January 2024 in Milwaukee, Wisconsin.

En A. Norsahog

Eric Nordskog