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*Attorneys for Plaintiffs and the Proposed
Settlement Class*

Electronically
FILED
by Superior Court of California, County of San Mateo
ON 4/10/2023
By /s/ Vanessa Jimenez
Deputy Clerk

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN MATEO**

ALABAMA DOE 1, ALABAMA DOE 2,
INDIANA DOE, MISSOURI DOE, AND
FLORIDA DOE, Individually and on Behalf of
All Others Similarly Situated,

Plaintiffs,

vs.

GILEAD SCIENCES, INC.,

Defendant.

Case No.: 20-CIV-03699

**DECLARATION OF SHANON J.
CARSON IN SUPPORT OF PLAINTIFFS'
MOTION FOR ATTORNEYS' FEES,
COSTS, AND CLASS REPRESENTATIVE
SERVICE AWARDS**

Dept: 3
Judge: Hon. Susan L. Greenberg
Date: June 29, 2023
Time: 9:00 a.m.

CLASS ACTION

Action Filed: September 1, 2020
Trial Date: None Set

1 I, Shanon J. Carson, hereby declare as follows:

2 1. I am one of the attorneys for Plaintiffs and the Settlement Class in the above-captioned
3 matter.

4 2. I submit this Declaration in support of Plaintiffs' Motion for Attorneys' Fees, Costs, and
5 Class Representative Service Awards.

6 **I. CO-LEAD CLASS COUNSEL'S EXPERIENCE**

7 3. I am an Executive Shareholder of Berger Montague PC ("Berger Montague"). I am a
8 member in good standing of the bar of the Commonwealth of Pennsylvania, and I am admitted to the
9 United States District Court for the Eastern District of Pennsylvania and many other district courts
10 throughout the country.

11 4. I am admitted in this Court *pro hac vice* with respect to this matter.

12 5. Berger Montague specializes in class action litigation in federal and state courts and is
13 one of the preeminent class action law firms in the United States. The firm currently consists of
14 approximately 70 attorneys who primarily represent plaintiffs in complex civil litigation, and class action
15 litigation, in federal and state courts. Berger Montague has played lead roles in major class action cases
16 for over 51 years (since 1970) and has obtained settlements and recoveries totaling well over \$30 billion
17 for its clients and the classes they have represented. A copy of the firm's resume is attached hereto as
18 **Exhibit A.**

19 6. Berger Montague's Consumer Protection Department protects consumers' rights when
20 their privacy is breached, or they are injured by false or misleading advertising, defective products, and
21 various other unfair trade practices. I co-chair the firm's Consumer Protection Department and have an
22 extensive background in class action litigation on behalf of consumers, including with respect to
23 defective products. I currently serve as lead or co-lead counsel in multiple class action cases in federal
24 courts across the country, and I have successfully settled dozens of class action cases. For example:

- 25 a. I served as Co-Lead Counsel in *Beckett v. Aetna, Inc.*, No. 17-cv-03864 (E.D. Pa.),
26 involving the public disclosure of patient HIV information, and obtained a non-
27 reversionary \$17 million cash fund plus significant non-monetary relief;

- 1 b. I served as Co-Lead Counsel in *In re: CertainTeed Fiber Cement Siding Litigation*, MDL
2 Docket No. 2270 (E.D. Pa.), and obtained a cash settlement of \$103.9 million in this
3 MDL product defect litigation concerning CertainTeed Corporation’s fiber cement
4 siding, on behalf of a nationwide class.
- 5 c. I served as Co-Lead Counsel in *Cole, et al. v. NIBCO, Inc.*, No. 13-cv-7871 (FLW)(TJB)
6 (D.N.J.), and obtained a \$43.5 million nationwide class action settlement fund for
7 consumers harmed by defective Tubing, Fittings, and Clamps, resulting in water leaks;
- 8 d. I played a substantial role and the firm served as Co-Lead Counsel in *George, et al. v.*
9 *Uponor, Inc., et al.*, No. 12-cv-249 (D. Minn.), a case concerning Uponor’s brass PEX
10 plumbing fittings, where the parties reached a settlement with guaranteed funding of up
11 to \$21 million for the reimbursement of repair and replacement costs related to leaks or
12 flow issues caused by the plumbing products at issue;
- 13 e. I served as Co-Lead Counsel in *In re: Citibank Force-Placed Insurance Litigation*, Nos.
14 5:12-cv-00820, 1:13-cv-353 (N.D.N.Y.), and obtained a nationwide class action
15 settlement valued at \$110 million on behalf of borrowers whose mortgage loans were
16 force-placed with hazard, flood, or wind insurance; and
- 17 f. I currently serve as Co-Lead Counsel in *In re: Allergan BIOCELL Textured Breast*
18 *Implant Products Liability Litigation*, No. 2:19-md-02921, MDL No. 2921 (D.N.J.), a
19 nationwide MDL hybrid class action and mass tort litigation pending against medical
20 device manufacturer Allergan in which the plaintiffs allege claims arising out of defective
21 and recalled textured breast implants.

22 7. The above cases are just a few examples of consumer class action cases in which I have
23 played or am playing a significant role. This level of experience enabled Berger Montague, along with
24 the AIDS Law Project of Pennsylvania (“ALPP”) and Langer Grogan & Driver PC (“Langer Grogan”),
25 to undertake this matter and to efficiently and competently prosecute and settle the claims of Plaintiffs
26 and the Settlement Class in this litigation.

27 8. I have achieved the highest peer-review rating, “AV,” in Martindale Hubbell, and I have
28 repeatedly been singled out for honors and awards by numerous publications. For example, I have been

1 selected many times as one of the top 100 attorneys in Pennsylvania as reported by Thomson Reuters
2 (utilizing a peer nomination process). I concentrate my practice on the prosecution of class actions and
3 collective actions on behalf of consumers and employees across the country, and I also co-chair my
4 Firm's Employment Law Department, an area where I also have achieved significant settlements in
5 dozens of class and collective action cases, including, for example:

- 6 a. In *Jantz v. Social Security Administration*, EEOC Case No. 531- 2006- 00276X, I served
7 as Co-Lead Counsel in a nationwide class action alleging the Social Security
8 Administration discriminated against its employees with targeted disabilities with respect
9 to promotions, and obtained a certified nationwide litigation class that was sustained on
10 appeal, and then obtained a cash, non-reversionary class action settlement of \$9,980,000
11 plus significant injunctive relief;
- 12 b. In *Employees Committed for Justice v. Eastman Kodak Company*, No. 6:04-cv-06098
13 (W.D.N.Y.), I served as Co-Lead Counsel and obtained a settlement after seven years of
14 litigation of \$21.4 million on behalf of a nationwide class of African American employees
15 of Kodak alleging a pattern and practice of racial discrimination;
- 16 c. In *Merino v. Wells Fargo & Co.*, No. 2:16-cv-07840-ES-MAH (D.N.J. 2020) (J. Salas),
17 I served as Co-Lead Counsel and obtained a \$35 million wage and hour settlement on
18 behalf of personal bankers for unpaid overtime; and
- 19 d. In *Holbert v. Waste Management, Inc.*, No. 2:18-cv-02649-CMR (E.D. Pa. 2019), I
20 served as Lead Counsel and obtained a \$14.7 million FLSA collective action nationwide
21 settlement on behalf of waste collectors.

22 9. I have been appointed as lead or co-lead counsel in numerous class actions and collective
23 actions on behalf of consumers and employees throughout the country that have collectively achieved
24 hundreds of millions of dollars in settlements on behalf of my clients and the classes they have
25 represented.

26 10. Further information concerning my experiences and that of the other attorneys at Berger
27 Montague that worked on this matter is included in Berger Montague's firm resume, *see Exhibit A*.

1 **II. SUMMARY OF WORK PERFORMED**

2 11. Co-Lead Class Counsel invested substantial resources litigating this action. Co-Lead
3 Class Counsel began investigating and analyzing Plaintiffs’ claims approximately three years ago in
4 May 2020, shortly after Gilead sent Plaintiffs and Class Members, individuals who were prescribed
5 Gilead’s HIV-prevention medications and enrolled in Gilead’s Advancing Access Program, a Mailer
6 that included in the return address “HIV Prevention Team.”

7 12. After conducting an initial investigation, Co-Lead Class Counsel drafted a detailed class
8 action complaint on behalf of Plaintiffs Alabama Doe 1 and Indiana Doe, and a proposed nationwide
9 class of individuals who were sent the Mailer alleging that Defendant violated the California
10 Confidentiality of Medical Information Act, Cal. Civ. Code § 56, *et seq.* (“CMIA”), breached contractual
11 privacy obligations, negligently breached its duties to protect their medical information, and violated
12 their privacy.

13 13. The complaint was filed in the Northern District of California on May 21, 2020. After
14 Defendant raised a jurisdictional issue related to Article III standing in its motion to dismiss in federal
15 court, Co-Lead Class Counsel dismissed the complaint filed in federal court, and refiled the complaint
16 in California state court on September 1, 2020. In addition to the prior claims, the complaint added
17 claims on behalf of Missouri Doe and alleged that Gilead violated Mo. Rev. Stat. § 191.656 and Mo.
18 Rev. Stat. § 407.010.

19 14. Gilead mounted a substantial defense to the complaint. Gilead filed a demurrer and
20 motion to strike class allegations on October 20, 2020, arguing, in part, that Plaintiffs failed to allege
21 particular facts sufficient to meet the CMIA’s requirement that the protected information had been
22 actually viewed by a third party. Plaintiffs opposed and Co-Lead Class Counsel drafted and filed two
23 responding briefs on Plaintiffs’ behalf. On January 4, 2021, the Court overruled in part and sustained in
24 part Gilead’s demurrer and denied the motion to strike, holding that Plaintiffs had sufficiently pled actual
25 viewing in their complaint.

26 15. On March 4, 2021, Gilead filed a petition for writ of mandate challenging the Court’s
27 order denying the demurrer and motion to strike as to Plaintiffs’ CMIA claims. On May 24, 2021, Co-
28 Lead Class Counsel drafted and filed a preliminary response to the petition for writ of mandate, urging

1 the Court of Appeals to leave the Court’s opinion undisturbed. The Court of Appeals denied the petition
2 for writ of mandate on June 16, 2021.

3 16. After the Court’s order on Gilead’s demurrer and motion to strike, the parties agreed to
4 engage in private mediation. Before mediation, Co-Lead Class Counsel sought and obtained pre-
5 mediation discovery from Gilead on key issues, to ensure that any potential settlement would be
6 informed and based on an adequate factual record.

7 17. On April 13 and 14, 2021, the parties participated in two full-day mediation sessions via
8 Zoom with an experienced mediator, Jill Sperber, Esq. Though the parties made progress, the April 2021
9 mediation was unsuccessful, and the parties returned to litigation and formal discovery efforts.

10 18. While discovery was ongoing, Co-Lead Class Counsel continued to interview putative
11 class members and ultimately were retained by Alabama Doe 2 and Florida Doe. Thus, on August 25,
12 2021, Plaintiffs filed the operative First Amended Complaint (“FAC”), adding the claims of Alabama
13 Doe 2 and Florida Doe and enhancing the strength of the claims, and naming Gilead’s mail vendor,
14 Lahlouh, Inc., as an additional defendant.

15 19. Co-Lead Class Counsel engaged in extensive formal discovery efforts, both serving and
16 responding to written discovery on behalf of Plaintiffs. Defendant produced thousands of documents
17 between September 16, 2021, and February 14, 2022, and responded to interrogatories. Plaintiffs also
18 produced documents and responded to interrogatories.

19 20. During this time, the parties engaged in numerous meet-and-confer conferences to
20 negotiate various discovery issues and litigated a motion to compel filed by Defendant and granted by
21 the Court on October 29, 2021. Before reaching the Settlement, the parties were continuing to address
22 several discovery disputes, including Defendant’s privilege assertions, the sufficiency of Plaintiffs’
23 discovery responses, and a protocol for Defendant to depose third parties, such as Plaintiffs’ neighbors,
24 co-workers, and family members, who may have seen the Mailers sent to Plaintiffs. Co-Lead Class
25 Counsel also started preparing for expert discovery by interviewing potential experts who would testify
26 on behalf of Plaintiffs and the class as to key factual issues.

27 21. Depositions began in February 2022. Gilead deposed three Plaintiffs who were defended
28 by Co-Lead Class Counsel during their depositions. The depositions were strenuous for Plaintiffs,

1 touching on private medical information, their intimate relations, and the harms they alleged resulted
2 from the Mailer. Depositions of the two remaining Plaintiffs and three Gilead witnesses were calendared
3 for late March and early April 2022.

4 It was only then, after substantial and hard-fought litigation with more potentially invasive
5 discovery on the way, did Co-Lead Class Counsel return to arm's-length settlement negotiations with
6 counsel for Gilead. Picking up largely where the parties ended the April 2021 mediation, the parties
7 exchanged several counterproposals before reaching an agreement on the core terms of the Settlement.
8 Thereafter, the parties engaged in subsequent negotiations to reach and execute the full Settlement
9 Agreement.

10 22. Co-Lead Class Counsel filed the motion for preliminary approval of the Settlement on
11 October 21, 2022, and prepared for a potential Court hearing on the motion. After the Court issued its
12 tentative opinion on the motion for preliminary approval on November 30, 2022, Co-Lead Class Counsel
13 coordinated with counsel for Gilead to address the issues raised in the Court's tentative opinion,
14 including revising the Notice and drafting additional notice, amending the settlement terms, executing
15 the amended Settlement Agreement, obtaining declarations from the proposed settlement administrator,
16 and providing further evidence in support of the reasonable terms of the Settlement. Co-Lead Class
17 Counsel provided this information to the Court in a supplemental filing on December 23, 2022.

18 23. Following the Court's January 19, 2023 Order granting Plaintiffs' motion for preliminary
19 approval of the Settlement, Co-Lead Class Counsel worked with the Settlement Administrator to finalize
20 the Notice of Settlement and Claim Form, create the settlement website, and address other issues relevant
21 to the notice plan. Since dissemination of the Notice, Co-Lead Class Counsel has responded to several
22 calls and emails from Settlement Class Members seeking information about the Settlement.

23 24. Co-Lead Class Counsel also anticipates that they will continue to address inquiries from
24 the Settlement Class, both before and after the final approval hearing. Co-Lead Class Counsel will also
25 prepare and argue the motion for final approval of Settlement and continue to oversee the administration
26 of the Settlement.

27 **III. LODESTAR AND EXPENSES OF BERGER MONTAGUE**

28 25. In total, Co-Lead Class Counsel has spent 2,084.15 hours on this matter, representing a

1 combined lodestar of \$1,253,753.50. The following chart shows the work of Co-Lead Class Counsel
 2 broken out by firm.

Firm Name	Hours Worked	Lodestar
Berger Montague	1227.6	\$778,129.50
AIDS Law Project	601.5	\$267,640.25
Langer Grogan	255.05	\$207,983.75
Total	2084.15	\$1,253,753.50

8 26. The following chart identifies the attorneys and professional support staff of Berger
 9 Montague who worked on this matter, their positions, hours worked, hourly rate, and corresponding
 10 lodestar that has been billed. The hours reported do not include the time spent preparing the Motion for
 11 Fees, Costs, and Service Awards.

Name	Position	Hourly Rate	Hours Worked	Lodestar
Amanda Trask	Associate	\$685	41.4	\$28,359.00
Benjamin Galdston	Shareholder	\$775	23.5	\$18,212.50
Jean Hibray	Paralegal	\$425	19	\$8,075.00
Jennifer Pigeon Elwell	Senior Counsel	\$665	56.5	\$37,572.50
John Albanese	Shareholder	\$720	278.9	\$200,808.00
Julie Gionnette	Legal Assistant	\$260	88	\$22,880.00
Kathleen Kogut	Legal Project Analyst	\$260	9.5	\$2,470.00
Kaye Martin	Paralegal	\$350	102.8	\$35,980.00
Morgan Eames	Legal Project Analyst	\$260	2.1	\$546.00
Peter Hamner	Research Specialist	\$505	2.2	\$1,111.00
Ruben Green	Paralegal	\$400	49.5	\$19,800.00
Sarah Schalman-Bergen	Shareholder	\$645	18.5	\$11,932.50
Shanon Carson	Executive Shareholder	\$990	185.8	\$183,942.00
Sophia Rios	Associate	\$590	349.9	\$206,441.00
	Total		1227.6	\$778,129.50

25 27. Berger Montague's billing entries, modified to protect the identities of clients and class
 26 members and attorney client privilege, are attached hereto as **Exhibit B**. However, to assist the Court in
 27 evaluating the reasonableness of the hours billed by Co-Lead Class Counsel, the following tables
 28

1 summarize the work performed by attorneys and professional support staff of Berger Montague to
 2 correlate that time to the major tasks of the litigation:

3 **Case Assessment, Development, and Administration**

Name	Rate	Hours	Lodestar
Jennifer Pigeon Elwell	\$665	5	\$3,325
John Albanese	\$720	9.3	\$6,696
Julie Gionnette	\$260	6.4	\$1,664
Kaye Martin	\$350	46	\$16,100
Sarah Schalman-Bergen	\$645	1.3	\$838.50
Sophia Rios	\$590	4.2	\$2,478
TOTALS:		81.1	\$39,913

9 **Fact Investigation and Development**

Name	Rate	Hours	Lodestar
John Albanese	\$720	1.7	\$1,224
Shanon Carson	\$990	0.4	\$396
Morgan Eames	\$260	2.1	\$546
Benjamin Galdston	\$775	1.5	\$1,162
Julie Gionnette	\$260	3.5	\$910
Kathleen Kogut	\$260	9.5	\$2,470
Sophia Rios	\$590	1.4	\$826
TOTALS:		20.1	\$7,535

16 **Analysis and Strategy**

Name	Rate	Hours	Lodestar
John Albanese	\$720	14.9	\$10,728
Shanon Carson	\$990	12.1	\$11,979
Sophia Rios	\$590	6.3	\$3,717
Sarah Schalman-Bergen	\$645	3.8	\$2,451
TOTALS:		37.1	\$28,875

22 **Document File Management**

Name	Rate	Hours	Lodestar
Julie Gionnette	\$260	27	\$7,020
Jean Hibray	\$425	3.3	\$1,402
Kaye Martin	\$350	21	\$7,350
TOTALS:		51.3	\$15,773

Miscellaneous Filings (e.g., pro hac vice)

Name	Rate	Hours	Lodestar
John Albanese	\$720	1.4	\$1,008
Shanon Carson	\$990	5.7	\$5,643
Julie Gionnette	\$260	5	\$1,300
Jean Hibray	\$425	4.5	\$1,912.50
Kaye Martin	\$350	24	\$8,400
Sophia Rios	\$590	9.4	\$5,546
TOTALS:		50	\$23,810

Pleadings

Name	Rate	Hours	Lodestar
John Albanese	\$720	13.3	\$9,576
Shanon Carson	\$990	7	\$18,018
Jennifer Elwell	\$665	15.5	\$10,307
Benjamin Galdston	\$775	22	\$17,050
Julie Gionnette	\$260	5.3	\$1,378
Sophia Rios	\$590	13.1	\$7,729
Sarah Schalman-Bergen	\$645	5.4	\$3,483
TOTALS:		81.6	\$67,542

Court Mandated Conferences

Name	Rate	Hours	Lodestar
John Albanese	\$720	10	\$7,200
Shanon Carson	\$990	9.6	\$9,504
Julie Gionnette	\$260	0.6	\$156
Sophia Rios	\$590	9.6	\$5,664
TOTALS:		29.8	\$22,524.00

Dispositive Motions

Name	Rate	Hours	Lodestar
John Albanese	\$720	19.9	\$14,328
Shanon Carson	\$990	16.8	\$16,632
Jennifer Elwell	\$665	9	\$5,985
Julie Gionnette	\$260	0.5	\$130
Jean Hibray	\$425	4.5	\$1,912
Kaye Martin	\$350	11.8	\$4,130
Sophia Rios	\$590	4.4	\$2,596
Sarah Schalman-Bergen	\$645	7.2	\$4,644
Amanda Trask	\$685	41.4	\$28,359
TOTALS:		115.5	\$78,717

Discovery (General)

Name	Rate	Hours	Lodestar
John Albanese	\$720	25.4	\$18,288
Shanon Carson	\$990	1	\$990
Julie Gionnette	\$260	1.5	\$390
Ruben Green	\$400	9	\$3,600
Sophia Rios	\$590	42	\$24,780
TOTALS:		78.9	\$48,048

Written Discovery

Name	Rate	Hours	Lodestar
John Albanese	\$720	33.2	\$2,390
Shanon Carson	\$990	2.1	\$2,079
Julie Gionnette	\$260	18.9	\$4,914
Sophia Rios	\$590	40.8	\$24,072
TOTALS:		95	\$33,455

Document Production

Name	Rate	Hours	Lodestar
John Albanese	\$720	10.8	\$7,776
Shanon Carson	\$990	1	\$900
Julie Gionnette	\$260	2.9	\$754
Ruben Green	\$400	40.5	\$16,200
Sophia Rios	\$590	29.7	\$17,523
TOTALS:		84.9	\$43,153

Depositions

Name	Rate	Hours	Lodestar
John Albanese	\$720	35.4	\$25,488
Shanon Carson	\$990	0.6	\$594
Julie Gionnette	\$260	6	\$1,560
Jean Hibray	\$425	5	\$2,125
Sophia Rios	\$590	60.2	\$35,518
TOTALS:		107.2	\$65,285

Expert Discovery

Name	Rate	Hours	Lodestar
John Albanese	\$720	4.6	\$3,312
Shanon Carson	\$990	1	\$990
Sophia Rios	\$590	5.4	\$3,186
TOTALS:		11	\$7,488

Discovery Motions

Name	Rate	Hours	Lodestar
John Albanese	\$720	16.2	\$11,664
Shanon Carson	\$990	0.3	\$297
Julie Gionnette	\$260	2	\$520
Sophia Rios	\$590	37.7	\$22,243
TOTALS:		56.2	\$34,724

Appeal

Name	Rate	Hours	Lodestar
John Albanese	\$720	2.2	\$1,584
Shanon Carson	\$990	1.4	\$1,386
Julie Gionnette	\$260	1.3	\$338
Sophia Rios	\$590	2.6	\$1,534
TOTALS:		7.5	\$4,842

Initial ADR Discussions

Name	Rate	Hours	Lodestar
John Albanese	\$720	5.8	\$4,176
Shanon Carson	\$990	15.9	\$15,741
Jennifer Elwell	\$665	27	\$17,955
Peter Hamner	\$505	2.2	\$1,111
Sarah Schalman-Bergen	\$645	0.8	\$516
TOTALS:		51.7	\$39,499

Mediation

Name	Rate	Hours	Lodestar
John Albanese	\$720	22.1	\$15,912
Shanon Carson	\$990	36.4	\$36,036
Sophia Rios	\$590	26.8	\$15,812
TOTALS:		85.3	\$67,760

Renewed Settlement Negotiations and Preliminary Approval of Settlement

Name	Rate	Hours	Lodestar
John Albanese	\$720	29.1	\$20,952
Shanon Carson	\$990	51.5	\$50,985
Julie Gionnette	\$260	6.6	\$1,716
Sophia Rios	\$590	43.3	\$25,547
TOTALS:		130.5	\$99,200

Supplemental Filing ISO Preliminary Approval of Settlement

Name	Rate	Hours	Lodestar
John Albanese	\$720	19.5	\$14,040
Shanon Carson	\$990	1.9	\$1,881
Julie Gionnette	\$260	0.5	\$130
Jean Hibray	\$425	1.7	\$722
Sophia Rios	\$590	6.9	\$4,071
TOTALS:		30.5	\$20,845

Settlement Administration

Name	Rate	Hours	Lodestar
John Albanese	\$720	1.5	\$1,080
Shanon Carson	\$990	1	\$990
Sophia Rios	\$590	5.3	\$3,127
TOTALS:		7.8	\$5,197

28. The hourly rates for the attorneys and professional support staff at Berger Montague that are included above are the same as the regular rates that would be charged for their services in non-contingent matters and/or which have been accepted in other class action/collective action litigation by courts in California and across the country. *See Weiss et al. v. Sunpower Corp.*, No. 21CV384151, Order on Motions for final approval and fees (April 4, 2022 Sup. Ct. Santa Clara) (approving Berger Montague’s requested fees at similar rates); *Shaw v. AMN Servs., LLC*, No. 3:16-CV-02816 JCS, 2019 WL 12340201, at *2 (N.D. Cal. May 31, 2019) (finding Berger Montague’s hourly rates (including my rate) are “within the prevailing range of hourly rates charged by attorneys providing similar services in class action, wage-and-hour cases in California”); *Vargas v. Ford Motor Co.*, No. CV12-08388 AB (FFMX), 2020 WL 10786535, at *1 (C.D. Cal. Mar. 5, 2020) (Berger Montague’s rates are “commensurate with the hourly prevailing rates for private attorneys in the community conducting class action litigation.”); *Lechner v. Mut. of Omaha Ins. Co.*, No. 8:18CV22, 2021 WL 424421, at *2 (D. Neb. Feb. 8, 2021) (Berger Montague’s rates are “within the range of market rates for attorneys of their experience and expertise”); *Rysewyk v. Sears Holdings Corp.*, No. 1:15-CV-4519-MSS, 2019 WL 11553475, at *3 (N.D. Ill. Jan. 29, 2019) (finding Berger Montague’s hourly rates, including my rate, to be reasonable, and noting that Berger Montague’s rates have “been approved by courts in class actions throughout the country.”).

1 29. John Albanese, Sophia Rios, and I have reviewed the time that comprises Berger
2 Montague's lodestar to ensure it is accurate and reflective of the work that was performed. All the work
3 performed as set forth above was necessary and reasonably incurred on behalf of Plaintiffs and the
4 Settlement Class.

5 30. I personally oversaw and supervised the work performed on behalf of Plaintiffs and the
6 Settlement Class by attorneys and staff members at Berger Montague to avoid duplication of effort and
7 unnecessary expense and to accomplish tasks in an efficient manner.

8 31. Co-Lead Class Counsel litigated this case on a contingency basis and have thus far
9 received no compensation for their efforts to investigate and prosecute this Litigation and have received
10 no reimbursement for the significant expenses they have incurred.

11 32. Co-Lead Class Counsel also requests reimbursement of its reasonable out-of-pocket
12 expenses incurred on behalf of Plaintiffs and the Settlement Class. These expenses consist
13 predominantly of mediation sessions and related mediator fees, court fees, expert fees, court reporting
14 costs, travel, and computer research.

15 33. Specifically, to date, Berger Montague has expended \$20,117.91 in unreimbursed out-of-
16 pocket expenses in connection with this matter, as summarized below:

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TYPE OF EXPENSE	AMOUNT
Telephone	\$64.70
Travel and Deposition related costs	\$3,725.92
Data Hosting	\$291.95
Reproductions Costs	\$475.80
Court Reporting/Transcripts	\$2,234.48
Filing, eService, and Pro Hac Fees	\$5,106.39
Process Server	\$84.45
Computer Research	\$630.84
DocuSign	\$24.80
Shipping/Postage Fees	\$84.97
Mediation Fees	\$12,500.00
CURRENT TOTAL EXPENSES	\$25,224.30

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27 34. I am informed that combined with the expenses from other Co-Lead Class Counsel
28 (Goldfein Decl. ¶ 29), collectively Co-Lead Class Counsel have expended \$29,941.44 to date. I

1 anticipate that there will be some additional costs with the settlement approval process (including
2 potential travel to the final approval hearing). Therefore, we are requesting that the Court permit
3 reimbursement of costs not to exceed \$31,000.00.

4 35. These expenses were incurred on behalf of Plaintiffs and the Settlement Class on a fully
5 contingent basis and have not been reimbursed. Berger Montague's expenses incurred in this litigation
6 are reflected on the books and records of my firm, maintained by our accounting department. These
7 books and records are prepared from receipts, invoices, expense vouchers, check records, and other
8 source materials, and represent an accurate recordation of the expenses incurred, as reported to Berger
9 Montague's accounting department. I have reviewed the expenses and believe they are reasonable and
10 were necessary to prosecute this case.

11 36. In addition to the above expenses, it is anticipated that Co-Lead Class Counsel will incur
12 additional expenses in connection with the litigation, including in preparing for and appearing at the
13 Final Approval Hearing, as well as additional expenses incurred in administering and monitoring the
14 Settlement and assisting Settlement Class Members. Co-Lead Class Counsel will be prepared to address
15 any additional expenses at the Final Approval Hearing.

16 **IV. REACTION OF THE SETTLEMENT CLASS TO DATE**

17 37. On January 30, 2023, the Settlement Administrator, Kroll Settlement Administration,
18 LLC, activated the Settlement Website, <https://www.mailersettlement.com/>, and a toll-free telephone
19 line for Settlement Class Members to use.

20 38. On February 23, 2023, Kroll sent the Notice of Settlement and Claim Form to 18,187
21 Settlement Class Members via U.S. Mail (where address data was available). That same day, Kroll also
22 sent the Email Notice to 5 Settlement Class Members via email (where email address was available and
23 mailing address was not available).

24 39. As of April 7, 2023, 344 Settlement Class Members have submitted claims for Claimant
25 Awards beyond the \$100 automatic base payment and 260 claims have already been approved for
26 payment, including approximately 259 claims for non-economic harm and 2 claims for economic harms.

27 40. As of April 7, 2023, Kroll and Co-Lead Class Counsel have received only one request
28 for exclusion and zero objections.

1 **V. SERVICE AWARDS**

2 41. I believe the requested service awards for the Class Representatives as set forth in
3 Plaintiffs’ Motion for Attorneys’ Fees, Expenses and Service Awards, and supporting memorandum of
4 law, are appropriate in this case in recognition of the significant personal risk the Class Representatives
5 undertook as well as their time and efforts on behalf of the Settlement Class.

6 42. Each of the Plaintiffs stepped forward and volunteered to serve as class representatives
7 knowing that to do so was a significant personal risk to their privacy. Many of the Plaintiffs chose to do
8 this to right a wrong they felt Gilead had perpetuated and to make a difference on behalf of others who
9 suffered the same harms.

10 43. The Plaintiffs also stayed actively involved throughout the litigation, including engaging
11 in numerous phone calls and emails with Co-Lead Class Counsel, providing information and documents,
12 reviewing and providing input on the complaint and FAC, staying informed regarding settlement
13 communications and reviewing and approving the Settlement.

14 44. Attached hereto are true and correct copies of the Declarations of (1) Plaintiff Alabama
15 Doe 1, (2) Plaintiff Alabama Doe 2, (3) Plaintiff Indiana Doe, (4) Plaintiff Missouri Doe, and (5) Plaintiff
16 Florida Doe.

17
18 The foregoing statement is made under penalty of perjury and is true and correct to the best of
19 my knowledge and belief.

20
21 Date: April 10, 2023

/s/Shanon J. Carson _____

Shanon J. Carson

EXHIBIT A



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About Berger Montague

Berger Montague is a full-spectrum class action and complex civil litigation firm, with nationally known attorneys highly sought after for their legal skills. The firm has been recognized by courts throughout the country for its ability and experience in handling major complex litigation, particularly in the fields of antitrust, securities, mass torts, civil and human rights, whistleblower cases, employment, and consumer litigation. In numerous precedent-setting cases, the firm has played a principal or lead role.

The *National Law Journal* selected Berger Montague in 12 out of 14 years (2003-2005, 2007-2013, 2015-2016) for its "Hot List" of top plaintiffs-oriented litigation firms in the United States. The select group of law firms recognized each year had done "exemplary, cutting-edge work on the plaintiffs' side." The *National Law Journal* ended its "Hot List" award in 2017 and replaced it with "Elite Trial Lawyers," which Berger Montague has won from 2018-2021. The firm has also achieved the highest possible rating by its peers and opponents as reported in *Martindale-Hubbell* and was ranked as a 2021 "Best Law Firm" by *U.S. News - Best Lawyers*.

Currently, the firm consists of 71 lawyers; 15 paralegals; and an experienced support staff. Few firms in the United States have our breadth of practice and match our successful track record in such a broad array of complex litigation.

History of the Firm

Berger Montague was founded in 1970 by the late David Berger to concentrate on the representation of plaintiffs in a series of antitrust class actions. David Berger helped pioneer the use of class actions in antitrust litigation and was instrumental in extending the use of the class action procedure to other litigation areas, including securities, employment discrimination, civil and human rights, and mass torts. The firm's complement of nationally recognized lawyers has represented both plaintiffs and defendants in these and other areas and has recovered billions of dollars for its clients. In complex litigation, particularly in areas of class action litigation, Berger Montague has established new law and forged the path for recovery.

The firm has been involved in a series of notable cases, some of them among the most important in the last 50 years of civil litigation. For example, the firm was one of the principal counsel for

plaintiffs in the *Drexel Burnham Lambert/Michael Milken* securities and bankruptcy litigation. Claimants in these cases recovered approximately \$2 billion in the aftermath of the collapse of the junk bond market and the bankruptcy of *Drexel* in the late 1980's. The firm was also among the principal trial counsel in the *Exxon Valdez Oil Spill* litigation in Anchorage, Alaska, a trial resulting in a record jury award of \$5 billion against Exxon, later reduced by the U.S. Supreme Court to \$507.5 million. Berger Montague was lead counsel in the *School Asbestos Litigation*, in which a national class of secondary and elementary schools recovered in excess of \$200 million to defray the costs of asbestos abatement. The case was the first mass tort property damage class action certified on a national basis. Berger Montague was also lead class counsel and lead trial counsel in the *Cook v. Rockwell International Corporation* litigation arising out of a serious incident at the Rocky Flats nuclear weapons facility in Colorado.

Additionally, in the human rights area, the firm, through its membership on the executive committee in the *Holocaust Victim Assets Litigation*, helped to achieve a \$1.25 billion settlement with the largest Swiss banks on behalf of victims of Nazi aggression whose deposits were not returned after the Second World War. The firm also played an instrumental role in bringing about a \$4.37 billion settlement with German industry and government for the use of slave and forced labor during the Holocaust.

Diversity, Equity and Inclusion Initiatives

Berger Montague not only supports the idea of its Diversity, Equity and Inclusion (“DEI”) initiatives, it is a part of the DNA and fabric of the firm—internally amongst the Berger Montague family and in the way we practice law with co-counsel, opposing counsel, the courts, and with our clients. Through our DEI initiatives, Berger Montague actively works to increase diversity at all levels of our firm and to ensure that professionals of all races, religions, national origins, gender identities, ethnicities, sexual orientations, and physical abilities feel supported and respected in the workplace.

Berger Montague has a DEI Task Force with the leadership of the DEI Coordinator, Camille Fundora Rodriguez, and including, Candice J. Enders, Caitlin G. Coslett, Sophia Rios, and Reginald L. Streater. Berger Montague has enacted a broad range of diversity and inclusion projects, including successful efforts to hire and retain attorneys and non-attorneys from diverse backgrounds and to foster an inclusive work environment, including through firmwide trainings on implicit bias issues that may impact the workplace.

Additionally, at Berger Montague women lead. Women comprise over 30% of Berger Montague's shareholders, well above the national average as reported by the National Association of Women Lawyers. Moreover, women at the firm are encouraged and have taken advantage of professional development support to bolster their trajectories into key participation and leadership roles, both within and outside the firm, including mentoring, networking, and educational opportunities for women across all career levels. As a result of these intentional policies and initiatives, women attorneys at Berger Montague are managing departments, running offices, overseeing major

administrative programs, generating new business, serving as first chair in trials, handling large matters, and holding numerous other leadership positions firmwide.

Berger Montague's commitment to DEI activities extends beyond our firm. For example, DEI Task Force members are involved in numerous community and professional activities outside of the firm. Representative activities include membership in and/or board or leadership positions with the Hispanic Bar Association, the Barristers' Association of Philadelphia, the Philadelphia Public School Board of Education, Court Appointed Special Advocates (CASA) of Philadelphia, Philadelphia Bar Association's Business Law Section's Antitrust Committee, Community Legal Services of Philadelphia, the Greater Philadelphia Chapter of the Pennsylvania ACLU, AccessMatters, After School Activities Partnerships, and Leadership Council on Legal Diversity. As such, Berger Montague's commitment to DEI has created an atmosphere in which the attorneys can share their gifts with the legal and greater communities from which they come.

Commitment to *Pro Bono*

Berger Montague attorneys commit their most valuable resource, their time, to charities, nonprofit organizations, and *pro bono* legal work. For over 50 years, Berger Montague has encouraged its attorneys to support charitable causes and volunteer in the community. Our lawyers understand that participating in *pro bono* representation is an essential component of their professional and ethical responsibilities.

Berger Montague is strongly committed to numerous charitable causes. Over his lengthy career, David Berger, the firm's founding partner, was prominent in a great many philanthropic and charitable enterprises, including serving as Honorary Chairman of the American Heart Association; a Trustee of the American Cancer Society; and a member of the Board of Directors of the American Red Cross. This tradition continues to the present.

Community Legal Services of Philadelphia, an organization that provides free legal advice and representation to low-income residents of Philadelphia, honored Berger Montague with its 2021 Champion of Justice Award for the firm's work leading a case against the IRS that succeeded in getting unemployed people their rightful benefits during the COVID-19 pandemic.

In prior years, Berger Montague received the Chancellor's Award presented by the Philadelphia Volunteers for the Indigent Program ("VIP"), which provides crucial legal services to more than 1,000 low-income Philadelphia residents each year. VIP relies on volunteer attorneys to provide *pro bono* representation for families and individuals. In 2009 and 2010, Berger Montague also received an award for our volunteer work with the VIP Mortgage Foreclosure Program.

Today, Berger Montague attorneys engage in *pro bono* work for many organizations, including:

- Public Interest Law Center of Philadelphia ("PILCOP")
- Community Legal Services of Philadelphia ("CLS")
- Philadelphia Legal Assistance
- Education Law Center

- Legal Clinic for the Disabled
- Support Center for Child Advocates
- Veterans Pro Bono Consortium
- AIDS Law Project of Philadelphia
- Center for Literacy
- National Liberty Museum
- Philadelphia Volunteers for the Indigent Program
- Philadelphia Mortgage Foreclosure Program

We are proud of our written *pro bono* policy that encourages and strongly supports our attorneys to get involved in this important and rewarding work. Many attorneys at Berger Montague have been named to the First District of Pennsylvania's Pro Bono Honor Roll.

Berger Montague also makes annual contributions to the Philadelphia Bar Foundation, an umbrella charitable organization dedicated to promoting access to justice for all people in the community, particularly those struggling with poverty, abuse, and discrimination.

The firm also has held numerous clothing drives, toy drives, food drives, and blood drives. Through these efforts, Berger Montague professional and support staff have donated thousands of items of clothing, toys, and food to local charities including the Salvation Army, Toys for Tots, and Philabundance, a local food bank. Blood donations are made to the American Red Cross. Berger Montague attorneys also volunteer on an annual basis at MANNA, which prepares and delivers nourishing meals to those suffering with serious illnesses.

Practice Areas and Case Profiles

Antitrust

In antitrust litigation, the firm has served as lead, co-lead or co-trial counsel on many of the most significant civil antitrust cases over the last 50 years, including *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation* (settlement of approximately \$5.6 billion), *In re Namenda Direct Purchaser Antitrust Litigation* (recovery of \$750 million), *In re Loestrin 24 Fe Antitrust Litigation* (recovery of \$120 million), and *In re Domestic Drywall Antitrust Litigation* (settlements totaling \$190.7 million).

Once again, Berger Montague has been selected by *Chambers and Partners* for its 2021 *Chambers USA* Guide as one of Pennsylvania's top antitrust firms. *Chambers USA 2021* states that Berger Montague's antitrust practice group is "a preeminent force in the Pennsylvania antitrust market, offering expert counsel to clients from a broad range of industries."

The Legal 500, a guide to worldwide legal services providers, ranked Berger Montague as a Top Tier Law Firm for Antitrust: Civil Litigation/Class Actions: Plaintiff in the United States in its 2021 guide and states that Berger Montague's antitrust department "has a flair for handling high-stakes plaintiff-side cases, regularly winning high-value settlements for clients following antitrust law violations."

- ***In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation:*** Berger Montague served as co-lead counsel for a national class including millions of merchants in the *Payment Card Interchange Fee and Merchant Discount Antitrust Litigation* against Visa, MasterCard, and several of the largest banks in the U.S. (e.g., Chase, Bank of America, and Citi). The lawsuit alleged that merchants paid excessive fees to accept Visa and MasterCard cards because the payment cards, individually and together with their respective member banks, violated the antitrust laws. The challenged conduct included, *inter alia*, the collective fixing of interchange fees and adoption of rules that hindered any competitive pressure by merchants to reduce those fees. The lawsuit further alleged that defendants maintained their conspiracy even after both Visa and MasterCard changed their corporate forms from joint ventures owned by member banks to publicly-owned corporations following commencement of this litigation. On September 18, 2018, after thirteen years of hard-fought litigation, Visa and MasterCard agreed to pay as much as approximately \$6.26 billion, but no less than approximately \$5.56 billion, to settle the case. This result is the largest-ever class action settlement of an antitrust case. The settlement received preliminary approval on January 24, 2019. The settlement received final approval on December 16, 2019, for approximately \$5.6 billion.

- ***Contant, et al. v. Bank of America Corp., et al.:*** Berger Montague served as lead class counsel in the multistate indirect purchaser antitrust class action *Contant, et al. v. Bank of America Corp., et al.*, against 16 of the world's largest dealer banks. Plaintiffs alleged that the defendants colluded to manipulate prices on foreign currency ("FX") instruments, using a number of methods to carry out their conspiracies, including sharing confidential price and order information through electronic chat rooms, thereby enabling the defendants to coordinate pricing and eliminate price competition. As with prior bank rigging scandals involving conspiracies to manipulate prices on other financial instruments, the defendants' alleged conspiracy to manipulate FX prices was the subject of numerous governmental investigations as well as direct purchaser class actions brought under antitrust federal law. However, the *Contant* action was the first of such cases to bring claims under state indirect purchaser antitrust laws on behalf of state-wide classes of retail investors of those financial instruments and whose claims have never been redressed. On July 29, 2019, U.S. District Judge Lorna G. Schofield granted preliminary approval of a \$10 million settlement with Citigroup and a \$985,000 settlement with MUFG Bank Ltd. On July 17, 2020, the Court granted preliminary approval of three settlements with all remaining defendants for a combined \$12.695 million. Each of the five settlements, totaling \$23.63 million, received final approval on November 19, 2020.

- ***In re Dental Supplies Antitrust Litigation:*** Berger Montague served as co-lead counsel for a class of dental practices and dental laboratories in *In re Dental Supplies Antitrust Litigation*, a suit brought against Henry Schein, Inc., Patterson Companies, Inc., and Benco Dental Supply Company, the three largest distributors of dental supplies in the United States. On September 7, 2018, co-lead counsel announced that they agreed with defendants to settle on a classwide basis for \$80 million. The settlement received final

approval on June 24, 2019. The suit alleged that the defendants, who collectively control close to 90 percent of the dental supplies and equipment distribution market, conspired to restrain trade and fix prices at anticompetitive levels, in violation of the Sherman Act. In furtherance of the alleged conspiracy, plaintiffs claimed that the defendants colluded to boycott and pressure dental manufacturers, dental distributors, and state dental associations that did business with or considered doing business with the defendants' lower-priced rivals. The suit claimed that, because of the defendants' anticompetitive conduct, members of the class were overcharged on dental supplies and equipment. In the 2019 Fairness Hearing, Judge Brian M. Cogan of the U.S. District Court for the Eastern District of New York said: "This is a substantial recovery that has the deterrent effect that class actions are supposed to have, and I think it was done because we had really good Plaintiffs' lawyers in this case who were running it."

- ***In re Domestic Drywall Antitrust Litigation:*** Berger Montague served as co-lead counsel on behalf of a class of direct purchasers of drywall, in a case alleging that the dominant manufacturers of drywall engaged in a conspiracy to fix drywall prices in the U.S. and to abolish the industry's long-standing practice of limiting price increases for the duration of a construction project through "job quotes." Berger Montague represented a class of direct purchasers of drywall from defendants for the period from January 1, 2012 to January 31, 2013. USG Corporation and United States Gypsum Company (collectively, "USG"), New NGC, Inc., Lafarge North America Inc., Eagle Materials, Inc., American Gypsum Company LLC, TIN Inc. d/b/a Temple-Inland Inc., and PABCO Building Products, LLC were named as defendants in this action. On August 20, 2015, the district court granted final approval of two settlements—one with USG and the other with TIN Inc.—totaling \$44.5 million. On December 8, 2016, the district court granted final approval of a \$21.2 million settlement with Lafarge North America, Inc. On February 18, 2016, the district court denied the motions for summary judgment filed by American Gypsum Company, New NGC, Inc., Lafarge North America, Inc., and PABCO Building Products. On August 23, 2017, the district court granted direct purchaser plaintiffs' motion for class certification. On January 29, 2018, the district court granted preliminary approval of a joint settlement with the remaining defendants, New NGC, Inc., Eagle Materials, Inc., American Gypsum Company LLC, and PABCO Building Products, LLC, for \$125 million. The settlement received final approval on July 17, 2018, bringing the total amount of settlements for the class to \$190.7 million.
- ***In re Currency Conversion Fee Antitrust Litigation:*** Berger Montague, as one of two co-lead counsel, spearheaded a class action lawsuit alleging that the major credit cards had conspired to fix prices for foreign currency conversion fees imposed on credit card transactions. After eight years of litigation, a settlement of \$336 million was approved in October 2009, with a Final Judgment entered in November 2009. Following the resolution of eleven appeals, the District Court, on October 5, 2011, directed distribution of the settlement funds to more than 10 million timely filed claimants, among the largest class of claimants in an antitrust consumer class action. A subsequent settlement with American Express increased the settlement amount to \$386 million. (MDL No. 1409 (S.D.N.Y)).

- ***In re Marchbanks Truck Service Inc., et al. v. Comdata Network, Inc.***: Berger Montague was co-lead counsel in this antitrust class action brought on behalf of a class of thousands of Independent Truck Stops. The lawsuit alleged that defendant Comdata Network, Inc. had monopolized the market for specialized Fleet Cards used by long-haul truckers. Comdata imposed anticompetitive provisions in its agreements with Independent Truck Stops that artificially inflated the fees Independents paid when accepting the Comdata's Fleet Card for payment. These contractual provisions, commonly referred to as anti-steering provisions or merchant restraints, barred Independents from taking various competitive steps that could have been used to steer fleets to rival payment cards. The settlement for \$130 million and valuable prospective relief was preliminary approved on March 17, 2014, and finally approved on July 14, 2014. In its July 14, 2014 order approving Class Counsel's fee request, entered contemporaneously with its order finally approving the settlement, the Court described this outcome as "substantial, both in absolute terms, and when assessed in light of the risks of establishing liability and damages in this case."

- ***Ross, et al. v. Bank of America (USA) N.A., et al.***: Berger Montague, as lead counsel for the cardholder classes, obtained final approval of settlements reached with Chase, Bank of America, Capital One and HSBC, on claims that the defendant banks unlawfully acted in concert to require cardholders to arbitrate disputes, including debt collections, and to preclude cardholders from participating in any class actions. The case was brought for injunctive relief only. The settlements remove arbitration clauses nationwide for 3.5 years from the so-called "cardholder agreements" for over 100 million credit card holders. This victory for consumers and small businesses came after nearly five years of hard-fought litigation, including obtaining a decision by the Court of Appeals reversing the order dismissing the case, and will aid consumers and small businesses in their ability to resist unfair and abusive credit card practices. In June 2009, the National Arbitration Forum (or "NAF") was added as a defendant. Berger Montague also reached a settlement with NAF. Under that agreement, NAF ceased administering arbitration proceedings involving business cards for a period of three and one-half (3.5) years, which relief is in addition to the requirements of a Consent Judgment with the State of Minnesota, entered into by the NAF on July 24, 2009.

- ***Johnson, et al. v AzHHA, et al.***: Berger Montague was co-lead counsel in this litigation on behalf of a class of temporary nursing personnel, against the Arizona Hospital and Healthcare Association, and its member hospitals, for agreeing and conspiring to fix the rates and wages for temporary nursing personnel, causing class members to be underpaid. The court approved \$24 million in settlements on behalf of this class of nurses. (Case No. 07-1292 (D. Ariz.)).

The firm has also played a leading role in cases in the pharmaceutical arena, especially in cases involving the delayed entry of generic competition, having achieved over \$2 billion in settlements in such cases over the past decade, including:

- ***In re: Namenda Direct Purchaser Antitrust Litigation:*** Berger Montague is co-lead counsel for the class in this antitrust action brought on behalf of a class of direct purchasers of branded and/or generic Namenda IR and/or branded Namenda XR. It settled for \$750 million on the very eve of trial. The \$750 million settlement received final approval on May 27, 2020, and is the largest single-defendant settlement ever for a case alleging delayed generic competition. (Case No. 15-cv-7488 (S.D.N.Y.)).
- ***King Drug Co. v. Cephalon, Inc.:*** Berger Montague played a major role (serving on the executive committee) in this antitrust class action on behalf of direct purchasers of the prescription drug Provigil (modafinil). After nine years of hard-fought litigation, the court approved a \$512 million partial settlement, then the largest settlement ever for a case alleging delayed generic competition. (Case No. 2:06-cv-01797 (E.D. Pa.)). Subsequent non-class settlements pushed the total settlement figure even higher.
- ***In re Aggrenox Antitrust Litigation:*** Berger Montague represented a class of direct purchasers of Aggrenox in an action alleging that defendants delayed the availability of less expensive generic Aggrenox through, *inter alia*, unlawful reverse payment agreements. The case settled for \$146 million. (Case No. 14-02516 (D. Conn.)).
- ***In re Asacol Antitrust Litigation:*** The firm served as class counsel for direct purchasers of Asacol HS and Delzicol in a case alleging that defendants participated in a scheme to block generic competition for the ulcerative colitis drug Asacol. The case settled for \$15 million. (Case No. 15-cv-12730-DJC (D. Mass.)).
- ***In re Celebrex (Celecoxib) Antitrust Litigation:*** The firm represented a class of direct purchasers of brand and generic Celebrex (celecoxib) in an action alleging that Pfizer, in violation of the Sherman Act, improperly obtained a patent for Celebrex from the U.S. Patent and Trademark Office in a scheme to unlawfully extend patent protection and delay market entry of generic versions of Celebrex. The case settled for \$94 million. (Case No. 14-cv-00361 (E.D. VA.)).
- ***In re DDAVP Direct Purchaser Antitrust Litigation:*** Berger Montague served as co-lead counsel in a case that charged defendants with using sham litigation and a fraudulently obtained patent to delay the entry of generic versions of the prescription drug DDAVP. Berger Montague achieved a \$20.25 million settlement only after winning a precedent-setting victory before the United States Court of Appeals for the Second Circuit that ruled that direct purchasers had standing to recover overcharges arising from a patent-holder's misuse of an allegedly fraudulently obtained patent. (Case No. 05-2237 (S.D.N.Y.)).
- ***In re K-Dur Antitrust Litigation:*** Berger Montague served as co-lead counsel for the class in this long-running antitrust litigation. Berger Montague litigated the case before the Court of Appeals and won a precedent-setting victory and continued the fight before the Supreme Court. On remand, the case settled for \$60.2 million. (Case No. 01-1652 (D.N.J.)).

- ***In re Loestrin 24 Fe Antitrust Litigation:*** Berger Montague served as co-lead counsel for the class of direct purchasers of brand Loestrin, generic Loestrin, and/or brand Minastrin. The direct purchaser class alleged that defendants violated federal antitrust laws by unlawfully impairing the introduction of generic versions of the prescription drug Loestrin 24 Fe. The case settled shortly before trial for \$120 million (Case No. 13-md-2472) (D.R.I.).
- ***Meijer, Inc., et al. v. Abbott Laboratories:*** Berger Montague served as co-lead counsel in a class action on behalf of pharmaceutical wholesalers and pharmacies charging Abbott Laboratories with illegally maintaining monopoly power and overcharging purchasers in violation of the federal antitrust laws. Plaintiffs alleged that Abbott had used its monopoly with respect to its anti-HIV medicine Norvir (ritonavir) to protect its monopoly power for another highly profitable Abbott HIV drug, Kaletra. This antitrust class action settled for \$52 million after four days of a jury trial in federal court in Oakland, California. (Case No. 07-5985 (N.D. Cal.)).
- ***Mylan Pharmaceuticals, Inc. v. Warner Chilcott Public Ltd. Co.:*** Berger Montague served as co-lead counsel in a case challenging Warner Chilcott's alleged anticompetitive practices with respect to the branded drug Doryx. The case settled for \$15 million. (Case No. 2:12-cv-03824 (E.D. Pa.)).
- ***In re Oxycontin Antitrust Litigation:*** Berger Montague served as co-lead counsel on behalf of direct purchasers of the prescription drug Oxycontin. The case settled in 2011 for \$16 million. (Case No. 1:04-md-01603 (S.D.N.Y)).
- ***In re Prandin Direct Purchaser Antitrust Litigation:*** Berger Montague served as co-lead counsel and recovered \$19 million on behalf of direct purchasers of the diabetes medication Prandin. (Case No. 2:10-cv-12141 (E.D. Mich.)).
- ***Rochester Drug Co-Operative, Inc. v. Braintree Labs., Inc.:*** Berger Montague served as co-lead counsel on behalf of direct purchasers alleging sham litigation led to the delay of generic forms of the brand drug Miralax. The case settled for \$17.25 million. (Case No. 07-142 (D. Del.)).
- ***In re Skelaxin Antitrust Litigation:*** Berger Montague was among a small group of firms litigating on behalf of direct purchasers of the drug Skelaxin. The case settled for \$73 million. (Case No. 2:12-cv-83 / 1:12-md-02343) (E.D. Tenn.)).
- ***In re Solodyn Antitrust Litigation:*** Berger Montague served as co-lead counsel representing a class of direct purchasers of brand and generic Solodyn (extended-release minocycline hydrochloride tablets) alleging that defendants entered into agreements not to compete in the market for extended-release minocycline hydrochloride tablets in violation of the Sherman Act. With a final settlement on the eve of trial, the case settled for a total of more than \$76 million. (Case No. 14-MD-2503-DJC (D. Mass.)).

- ***In re Tricor Antitrust Litigation:*** Berger Montague was one of a small group of counsel in a case alleging that the manufacturer of this drug was paying its competitors to refrain from introducing less expensive generic versions of Tricor. The case settled for \$250 million. (No. 05-340 (D. Del.)).
- ***In re Wellbutrin XL Antitrust Litigation:*** Berger Montague served as co-lead counsel for a class of direct purchasers of the antidepressant Wellbutrin XL. A settlement of \$37.5 million was reached with Valeant Pharmaceuticals (formerly Biovail), one of two defendants in the case. (Case No. 08-cv-2431 (E.D. Pa.)).

Commercial Litigation

Berger Montague helps business clients achieve extraordinary successes in a wide variety of complex commercial litigation matters. Our attorneys appear regularly on behalf of clients in high stakes federal and state court commercial litigation across the United States. We work with our clients to develop a comprehensive and detailed litigation plan, and then organize, allocate and deploy whatever resources are necessary to successfully prosecute or defend the case.

- ***Robert S. Spencer, et al. v. The Arden Group, Inc., et al.:*** Berger Montague represented an owner of limited partnership interests in several commercial real estate partnerships in a lawsuit against the partnerships' general partner. The terms of the settlement are subject to a confidentiality agreement. (Aug. Term, 2007, No. 02066 (Pa. Ct. Com. Pl., Phila. Cty. - Commerce Program)).
- ***Forbes v. GMH:*** Berger Montague represented a private real estate developer/investor who sold a valuable apartment complex to GMH for cash and publicly-held securities. The case which claimed securities fraud in connection with the transaction settled for a confidential sum which represented a significant portion of the losses experienced. (No. 07-cv-00979 (E.D. Pa.)).

Commodities & Financial Instruments

Berger Montague ranks among the country's preeminent firms for managing and trying complex Commodities & Financial Instruments related cases on behalf of individuals and as class actions. The firm's commodities clients include individual hedge and speculation traders, hedge funds, energy firms, investment funds, and precious metals clients.

- ***In re Peregrine Financial Group Customer Litigation:*** Berger Montague served as co-lead counsel in a class action which helped deliver settlements worth more than \$75 million on behalf of former customers of Peregrine Financial Group, Inc., in litigation against U.S. Bank, N.A., and JPMorgan Chase Bank, N.A., arising from Peregrine's collapse in July 2012. The lawsuit alleges that both banks breached legal duties by allowing Peregrine's owner to withdraw and put millions of dollars in customer funds to non-customer use. (No. 1:12-cv-5546)

- ***In re MF Global Holdings Ltd. Investment Litigation:*** Berger Montague is one of two co-lead counsel that represented thousands of commodities account holders who fell victim to the alleged massive theft and misappropriation of client funds at the former major global commodities brokerage firm MF Global. Berger Montague reached a variety of settlements, including with JPMorgan Chase Bank, the MF Global SIPA Trustee, and the CME Group, that collectively helped to return approximately \$1.6 billion to the class. Ultimately, class members received more than 100% of the funds allegedly misappropriated by MF Global even after all fees and expenses. (No. 11-cv-07866 (S.D.N.Y.)).
- ***In re Commodity Exchange, Inc., Gold Futures and Options Trading Litigation:*** Berger Montague is one of two co-lead counsel representing traders of gold-based derivative contracts, physical gold, and gold-based securities against The Bank of Nova Scotia, Barclays Bank plc, Deutsche Bank AG, HSBC Bank plc, Société Générale and the London Gold Market Fixing Limited. Plaintiffs allege that the defendants, members of the London Gold Market Fixing Limited, which sets an important benchmark price for gold, conspired to manipulate this benchmark for their collective benefit. (1:14-md-02548 (S.D.N.Y.)).
- ***In re Libor-Based Financial Instruments Antitrust Litigation:*** Berger Montague represents exchange-based investors in this sprawling litigation alleging a conspiracy among many of the world's largest banks to manipulate the key LIBOR benchmark rate. LIBOR plays an important role in valuing trillions of dollars of financial instruments worldwide. The case, filed in 2011, alleges that the banks colluded to misreport and manipulate LIBOR rates for their own benefit. The banks' conduct damaged, among others, exchange-based investors who transacted in Eurodollar futures and options on the CME between 2005 and 2010. Eurodollar futures and options are keyed to LIBOR and are the world's most heavily traded short-term interest rate contracts. Following years of hotly contested litigation on behalf of these exchange-based investors, Berger Montague and its co-counsel achieved settlements with seven banks totaling more than \$180 million. In September 2019, the Court granted preliminary approval of a plan of distribution for these settlement funds. A final approval hearing on the settlement is scheduled in September 2020. (No. 1:11-md-02262-NRB (S.D.N.Y.)).

Consumer Protection

Berger Montague's Consumer Protection Group protects consumers when they are injured by false or misleading advertising, defective products, data privacy breaches, and various other unfair trade practices. Consumers too often suffer the brunt of corporate wrongdoing, particularly in the area of false or misleading advertising, defective products, and data or privacy breaches.

- ***In re Public Records Fair Credit Reporting Act Litigation:*** Berger Montague is class counsel in three class action settlements involving how the big three credit bureaus, Experian, TransUnion, and Equifax, report public records, including tax liens and civil judgments. The settlements provide groundbreaking injunctive relief valued at over \$100 billion and provide a streamlined process for consumers to receive uncapped monetary payments for claims related to inaccurate reporting of public records.
- ***In re: CertainTeed Fiber Cement Siding Litigation:*** The firm, as one of two Co-Lead Counsel firms obtained a settlement of more than \$103 million in this multidistrict products liability litigation concerning CertainTeed Corporation's fiber cement siding, on behalf of a nationwide class. (MDL No. 2270 (E.D. Pa.)).
- ***Countrywide Predatory Lending Enforcement Action:*** Berger Montague advised the Ohio Attorney General (and several other state attorneys general) regarding predatory lending in a landmark law enforcement proceeding against *Countrywide* (and its parent, Bank of America) culminating in 2008 in mortgage-related modifications and other relief for borrowers across the country valued at some \$8.6 billion.
- ***In re Experian Data Breach Litigation:*** Berger Montague served on the Executive Committee of this class action lawsuit that arose from a 2015 data breach at Experian in which computer hackers stole personal information including Social Security numbers and other sensitive personal information for approximately 15 million consumers. The settlement is valued at over \$170 million. It consisted of \$22 million for a non-reversionary cash Settlement Fund; \$11.7 million for Experian's remedial measures implemented in connection with the lawsuit; and two years of free credit monitoring and identity theft insurance. The aggregate value of credit monitoring claimed by class members during the claims submission process exceeded \$138 million, based on a \$19.99 per month retail value of the service.
- ***In re Pet Foods Product Liability Litigation:*** The firm served as one of plaintiffs' co-lead counsel in this multidistrict class action suit seeking to redress the harm resulting from the manufacture and sale of contaminated dog and cat food. The case settled for \$24 million. Many terms of the settlement are unique and highly beneficial to the class, including allowing class members to recover up to 100% of their economic damages without any limitation on the types of economic damages they may recover. (1:07-cv-02867 (D.N.J.), MDL Docket No. 1850 (D.N.J.)).
- ***In re TJX Companies Retail Security Breach Litigation:*** The firm served as co-lead counsel in this multidistrict litigation brought on behalf of individuals whose personal and financial data was compromised in the then-largest theft of personal data in history. The breach involved more than 45 million credit and debit card numbers and 450,000 customers' driver's license numbers. The case was settled for benefits valued at over \$200 million. Class members whose driver's license numbers were at risk were entitled to 3 years of credit monitoring and identity theft insurance (a value of \$390 per person based

on the retail cost for this service), reimbursement of actual identity theft losses, and reimbursement of driver's license replacement costs. Class members whose credit and debit card numbers were at risk were entitled to cash of \$15-\$30 or store vouchers of \$30-\$60. (No. 1:07-cv-10162-WGY, (D. Mass.)).

- ***In re: Heartland Payment Systems, Inc. Customer Data Security Breach Litigation:*** The firm served on the Executive Committee of this multidistrict litigation and obtained a settlement of cash and injunctive relief for a class of 130 million credit card holders whose credit card information was stolen by computer hackers. The breach was the largest known theft of credit card information in history. (No. 4:09-MD-2046 (S.D. Tex. 2009)).
- ***In re: Countrywide Financial Corp. Customer Data Security Breach Litigation:*** The firm served on the Executive Committee of this multidistrict litigation and obtained a settlement for a class of 17 million individuals whose personal information was at risk when a rogue employee sold their information to unauthorized third parties. Settlement benefits included: (i) reimbursement of several categories of out-of-pocket costs; (ii) credit monitoring and identity theft insurance for 2 years for consumers who did not accept Countrywide's prior offer of credit monitoring; and (iii) injunctive relief. The settlement was approved by the court in 2010. (3:08-md-01998-TBR (W.D. Ky. 2008)).
- ***In re Educational Testing Service Praxis Principles of Learning and Teaching: Grades 7-12 Litigation:*** The firm served on the plaintiffs' steering committee and obtained an \$11.1 million settlement in 2006 on behalf of persons who were incorrectly scored on a teacher's licensing exam. (MDL No. 1643 (E.D. La.)).
- ***Salvucci v. Volkswagen of America, Inc. d/b/a Audi of America, Inc.:*** The firm served as co-lead counsel in litigation brought on behalf of a nationwide class alleging that defendants failed to disclose that its vehicles contained defectively designed timing belt tensioners and associated parts and that defendants misrepresented the appropriate service interval for replacement of the timing belt tensioner system. After extensive discovery, a settlement was reached. (Docket No. ATL-1461-03 (N.J. Sup. Ct. 2007)).

Corporate Governance and Shareholder Rights

Berger Montague protects the interests of individual and institutional investors in shareholder derivative actions in state and federal courts across the United States. Our attorneys help individual and institutional investors reform poor corporate governance, as well as represent them in litigation against directors of a company for violating their fiduciary duty or provide guidance on shareholder rights.

- ***Emil Roszdeutscher and Dennis Kelly v. Viacom:*** The firm, as lead counsel, obtained a settlement resulting in a fund of \$14.25 million for the class. (C.A. No. 98C-03-091 (JEB) (Del. Super. Ct.)).

- ***Fox v. Riverview Realty Partners, f/k/a Prime Group Realty Trust, et al.***: The firm, as lead counsel, obtained a settlement resulting in a fund of \$8.25 million for the class.

Employee Benefits & ERISA

Berger Montague represents employees who have claims under the federal Employee Retirement Income Security Act. We litigate cases on behalf of employees whose 401(k) and pension investments have suffered losses as a result of the breach of fiduciary duties by plan administrators and the companies they represent. Berger Montague has recovered hundreds of millions of dollars in lost retirement benefits for American workers and retirees, and also gained favorable changes to their retirement plans.

- ***Diebold v. Northern Trust Investments, N.A.***: As co-lead counsel in this ERISA breach of fiduciary duty case, the firm secured a \$36 million settlement on behalf of participants in retirement plans who participated in Northern Trust's securities lending program. Plaintiffs alleged that defendants breached their ERISA fiduciary duties by failing to manage properly two collateral pools that held cash collateral received from the securities lending program. The settlement represented a recovery of more than 25% of alleged class member losses. (No. 1:09-cv-01934 (N.D. Ill.)).
- ***Glass Dimensions, Inc. v. State Street Bank & Trust Co.***: The firm served as co-lead counsel in this ERISA case that alleged that defendants breached their fiduciary duties to the retirement plans it managed by taking unreasonable compensation for managing the securities lending program in which the plans participated. After the court certified a class of the plans that participated in the securities lending program at issue, the case settled for \$10 million on behalf of 1,500 retirement plans that invested in defendants' collective investment funds. (No. 1:10-cv-10588-DPW (D. Mass)).
- ***In re Eastman Kodak ERISA Litigation***: The firm served as class counsel in this ERISA breach of fiduciary duty class action which alleged that defendants breached their fiduciary duties to Kodak retirement plan participants by allowing plan investments in Kodak common stock. The case settled for \$9.7 million. (Master File No. 6:12-cv-06051-DGL (W.D.N.Y.)).
- ***Lequita Dennard v. Transamerica Corp. et al.***: The firm served as counsel to plan participants who alleged that they suffered losses when plan fiduciaries failed to act solely in participants' interests, as ERISA requires, when they selected, removed and monitored plan investment options. The case settled for structural changes to the plan and \$3.8 million monetary payment to the class. (Civil Action No. 1:15-cv-00030-EJM (N.D. Iowa)).

Employment & Unpaid Wages

The Berger Montague Employment & Unpaid Wages Department works tirelessly to safeguard the rights of employees and devotes all of their energies to helping the firm's clients achieve their goals. Our attorneys' understanding of federal and state wage and hour laws, federal and state civil rights and discrimination laws, ERISA, the WARN Act, laws protecting whistleblowers, such

as federal and state False Claims Acts, and other employment laws, allows us to develop creative strategies to vindicate our clients' rights and help them secure the compensation to which they are entitled.

Berger Montague is at the forefront of class action litigation, seeking remedies for employees under the Fair Labor Standards Act, state wage and hour law, breach of contract, unjust enrichment, and other state common law causes of action.

Berger Montague's Employment & Unpaid Wages Group, which is chaired by Executive Shareholder Shanon Carson, is repeatedly recognized for outstanding success in effectively representing its clients. In 2015, *The National Law Journal* selected Berger Montague as the top plaintiffs' law firm in the Employment Law category at the Elite Trial Lawyers awards ceremony. Portfolio Media, which publishes *Law360*, also recognized Berger Montague as one of the eight Top Employment Plaintiffs' Firms in 2009.

Representative cases include the following:

- ***Fenley v. Wood Group Mustang, Inc.***: The firm served as lead counsel and obtained a settlement of \$6.25 million on behalf of a class of oil and gas inspectors who allegedly did not receive overtime compensation for hours worked in excess of 40 per week. (Civil Action No. 2:15-cv-326 (S.D. Ohio)).
- ***Sanders v. The CJS Solutions Group, LLC***: The firm served as co-lead counsel and obtained a settlement of \$3.24 million on behalf of a class of IT healthcare consultants who allegedly did not receive overtime premiums for hours worked in excess of 40 per week. (Civil Action No. 17-3809 (S.D.N.Y.)).
- ***Gundrum v. Cleveland Integrity Services, Inc.***: The firm served as lead counsel and obtained a settlement of \$4.5 million on behalf of a class of oil and gas inspectors who allegedly did not receive overtime compensation for hours worked in excess of 40 per week. (Civil Action No. 4:17-cv-55 (N.D. Okl.)).
- ***Fenley v. Applied Consultants, Inc.***: The firm served as lead counsel and obtained a settlement of \$9.25 million on behalf of a class of oil and gas inspectors who allegedly did not receive overtime compensation for hours worked in excess of 40 per week. (Civil Action No. 2:15-cv-259 (W.D. Pa.)).
- ***Acevedo v. Brightview Landscapes, LLC***: The firm served as co-lead counsel and obtained a settlement of \$6.95 million on behalf of a class of landscaping crew members who allegedly did not receive proper overtime premiums for hours worked in excess of 40 per week. (Civil Action No. 3:13-cv-02529 (M.D. Pa.)).
- ***Jantz v. Social Security Administration***: The firm served as co-lead counsel and obtained a settlement on behalf of employees with targeted disabilities ("TDEs") alleged

that SSA discriminated against TDEs by denying them promotional and other career advancement opportunities. The settlement was reached after more than ten years of litigation, and the Class withstood challenges to class certification on four separate occasions. The settlement includes a monetary fund of \$9.98 million and an unprecedented package of extensive programmatic changes valued at approximately \$20 million. (EEOC No. 531-2006-00276X (2015)).

- ***Ciamillo v. Baker Hughes, Incorporated:*** The firm served as lead counsel and obtained a settlement of \$5 million on behalf of a class of oil and gas workers who allegedly did not receive any overtime compensation for working hours in excess of 40 per week. (Civil Action No. 14-cv-81 (D. Alaska)).
- ***Salcido v. Cargill Meat Solutions Corp.:*** The firm served as co-lead counsel and obtained a settlement of \$7.5 million on behalf of a class of thousands of employees of Cargill Meat Solutions Corp. alleging that they were forced to work off-the-clock and during their breaks. This is one of the largest settlements of this type of case involving a single plant in U.S. history. (Civil Action Nos. 1:07-cv-01347-LJO-GSA and 1:08-cv-00605-LJO-GSA (E.D. Cal.)).
- ***Chabrier v. Wilmington Finance, Inc.:*** The firm served as co-lead counsel and obtained a settlement of \$2,925,000 on behalf of loan officers who worked in four offices to resolve claims for unpaid overtime wages. A significant opinion issued in the case is *Chabrier v. Wilmington Finance, Inc.*, 2008 WL 938872 (E.D. Pa. April 04, 2008) (denying the defendant's motion to decertify the class). (No. 06-4176 (E.D. Pa.)).
- ***Bonnette v. Rochester Gas & Electric Co.:*** The firm served as co-lead counsel and obtained a settlement of \$2 million on behalf of a class of African American employees of Rochester Gas & Electric Co. to resolve charges of racial discrimination in hiring, job assignments, compensation, promotions, discipline, terminations, retaliation, and a hostile work environment. (No. 07-6635 (W.D.N.Y.)).

Environment & Public Health

Berger Montague lawyers are trailblazers in the fields of environmental class action litigation and mass torts. Our attorneys have earned their reputation in the fields of environmental litigation and mass torts by successfully prosecuting some of the largest, most well-known cases of our time. Our Environment & Public Health Group also prosecutes significant claims for personal injury, commercial losses, property damage, and environmental response costs. In 2016, Berger Montague was named an Elite Trial Lawyer Finalist in special litigation (environmental) by *The National Law Journal*.

- ***Cook v. Rockwell International Corporation:*** In February 2006, the firm won a \$554 million jury verdict on behalf of thousands of property owners whose homes were exposed to plutonium from the former Rocky Flats nuclear weapons site northwest of Denver, Colorado. Judgment in the case was entered by the court in June 2008 which, with

interest, totaled \$926 million. Recognizing this tremendous achievement, the Public Justice Foundation bestowed its prestigious Trial Lawyer of the Year Award for 2009 on Merrill G. Davidoff, David F. Sorensen, and the entire trial team for their “long and hard-fought” victory against “formidable corporate and government defendants.” (No. 90-cv-00181-JLK (D. Colo.)). The jury verdict in that case was vacated on appeal in 2010, but on a second trip to the Tenth Circuit, Plaintiffs secured a victory in 2015, with the case then being sent back to the district court. A \$375 million settlement was reached in May 2016, and final approval by the district court was obtained in April 2017.

- ***In re Exxon Valdez Oil Spill Litigation:*** On September 16, 1994, a jury trial of several months duration resulted in a record punitive damages award of \$5 billion against the Exxon defendants as a consequence of one of the largest oil spills in U.S. history. The award was reduced to \$507.5 million pursuant to a Supreme Court decision. David Berger was co-chair of the plaintiffs’ discovery committee (appointed by both the federal and state courts). Harold Berger served as a member of the organizing case management committee. H. Laddie Montague was specifically appointed by the federal court as one of the four designated trial counsel. Both Mr. Montague and Peter Kahana shared (with the entire trial team) the 1995 “Trial Lawyer of the Year Award” given by the Trial Lawyers for Public Justice. (No. A89-0095-CVCHRH (D. Alaska)).
- ***Drayton v. Pilgrim’s Pride Corp.:*** The firm served as counsel in a consolidation of wrongful death and other catastrophic injury cases brought against two manufacturers of turkey products, arising out of a 2002 outbreak of *Listeria Monocytogenes* in the Northeastern United States, which resulted in the recall of over 32 million pounds of turkey – the second largest meat recall in U.S. history at that time. A significant opinion issued in the case is *Drayton v. Pilgrim’s Pride Corp.*, 472 F. Supp. 2d 638 (E.D. Pa. 2006) (denying the defendants’ motions for summary judgment and applying the alternative liability doctrine). All of the cases settled on confidential terms in 2006. (No. 03-2334 (E.D. Pa.)).
- ***In re Three Mile Island Litigation:*** As lead/liaison counsel, the firm successfully litigated the case and reached a settlement in 1981 of \$25 million in favor of individuals, corporations and other entities suffering property damage as a result of the nuclear incident involved. (C.A. No. 79-0432 (M.D. Pa.)).

Insurance Fraud

When insurance companies and affiliated financial services entities engage in fraudulent, deceptive or unfair practices, Berger Montague helps injured parties recover their losses. We focus on fraudulent, deceptive and unfair business practices across all lines of insurance and financial products and services sold by insurers and their affiliates, which include annuities, securities and other investment vehicles.

- ***Spencer v. Hartford Financial Services Group, Inc.:*** The firm, together with co-counsel, prosecuted this national class action against The Hartford Financial Services Group, Inc. and its affiliates in the United States District Court for the District of Connecticut (*Spencer*

v. Hartford Financial Services Group, Inc., Case No. 05-cv-1681) on behalf of approximately 22,000 claimants, each of whom entered into structured settlements with Hartford property and casualty insurers to settle personal injury and workers' compensation claims. To fund these structured settlements, the Hartford property and casualty insurers purchased annuities from their affiliate, Hartford Life. By purchasing the annuity from Hartford Life, The Hartford companies allegedly were able to retain up to 15% of the structured amount of the settlement in the form of undisclosed costs, commissions and profit - all of which was concealed from the settling claimants. On March 10, 2009, the U.S. District Court certified for trial claims on behalf of two national subclasses for civil RICO and fraud (256 F.R.D. 284 (D. Conn. 2009)). On October 14, 2009, the Second Circuit Court of Appeals denied The Hartford's petition for interlocutory appeal under Federal Rule of Civil Procedure 23(f). On September 21, 2010, the U.S. District Court entered judgment granting final approval of a \$72.5 million cash settlement.

- ***Nationwide Mutual Insurance Company v. O'Dell***: The firm, together with co-counsel, prosecuted this class action against Nationwide Mutual Insurance Company in West Virginia Circuit Court, Roane County (*Nationwide Mutual Insurance Company v. O'Dell*, Case No. 00-C-37), on behalf of current and former West Virginia automobile insurance policyholders, which arose out of Nationwide's failure, dating back to 1993, to offer policyholders the ability to purchase statutorily-required optional levels of underinsured ("UIM") and uninsured ("UM") motorist coverage in accordance with West Virginia Code 33-6-31. The court certified a trial class seeking monetary damages, alleging that the failure to offer these optional levels of coverage, and the failure to provide increased first party benefits to personal injury claimants, breached Nationwide's insurance policies and its duty of good faith and fair dealing, and violated the West Virginia Unfair Trade Practices Act. On June 25, 2009, the court issued final approval of a settlement that provided a minimum estimated value of \$75 million to Nationwide auto policyholders and their passengers who were injured in an accident or who suffered property damage.

Predatory Lending and Borrowers' Rights

Berger Montague's attorneys fight vigorously to protect the rights of borrowers when they are injured by the practices of banks and other financial institutions that lend money or service borrowers' loans. Berger Montague has successfully obtained multi-million-dollar class action settlements for nationwide classes of borrowers against banks and financial institutions and works tirelessly to protect the rights of borrowers suffering from these and other deceptive and unfair lending practices.

- ***Coonan v. Citibank, N.A.***: The firm, as Co-Lead Counsel, prosecuted this national class action against Citibank and its affiliates in the United States District Court for the Northern District of New York concerning alleged kickbacks Citibank received in connection with its force-placed insurance programs. The firm obtained a settlement of \$122 million on behalf of a class of hundreds of thousands of borrowers.

- ***Arnett v. Bank of America, N.A.***: The firm, as Co-Lead Counsel, prosecuted this national class action against Bank of America and its affiliates in the United States District Court for the District of Oregon concerning alleged kickbacks received in connection with its force-placed flood insurance program. The firm obtained a settlement of \$31 million on behalf of a class of hundreds of thousands of borrowers.
- ***Clements v. JPMorgan Chase Bank, N.A.***: The firm, as Co-Lead Counsel, prosecuted this national class action against JPMorgan Chase and its affiliates in the United States District Court for the Northern District of California concerning alleged kickbacks received in connection with its force-placed flood insurance program. The firm obtained a settlement of \$22,125,000 on behalf of a class of thousands of borrowers.
- ***Holmes v. Bank of America, N.A.***: The firm, as Co-Lead Counsel, prosecuted this national class action against Bank of America and its affiliates in the United States District Court for the Western District of North Carolina concerning alleged kickbacks received in connection with its force-placed wind insurance program. The firm obtained a settlement of \$5.05 million on behalf of a class of thousands of borrowers.

Securities & Investor Protection

In the area of securities litigation, the firm has represented public institutional investors – such as the retirement funds for the States of Pennsylvania, Connecticut, New Hampshire, New Jersey, Louisiana and Ohio, as well as the City of Philadelphia and numerous individual investors and private institutional investors. The firm was co-lead counsel in the *Melridge Securities Litigation* in the Federal District Court in Oregon, in which jury verdicts of \$88.2 million and a RICO judgment of \$239 million were obtained. Berger Montague has served as lead or co-lead counsel in numerous other major securities class action cases where substantial settlements were achieved on behalf of investors.

- ***In re Merrill Lynch Securities Litigation***: Berger Montague, as co-lead counsel, obtained a recovery of \$475 million for the benefit of the class in one of the largest recoveries among the recent financial crisis cases. (No. 07-cv-09633 (S.D.N.Y.)).
- ***In re: Oppenheimer Rochester Funds Group Securities Litigation***: The firm, as co-lead counsel, obtained a \$89.5 million settlement on behalf of investors in six tax-exempt bond mutual funds managed by OppenheimerFunds, Inc. (No. 09-md-02063-JLK (D. Col.)).
- ***In re KLA Tencor Securities Litigation***: The firm, as a member of Plaintiffs' Counsel's Executive Committee, obtained a cash settlement of \$65 million in an action on behalf of investors against KLA-Tencor and certain of its officers and directors. (No. 06-cv-04065 (N.D. Cal.)).
- ***In re NetBank, Inc. Securities Litigation***: The firm served as lead counsel in this certified class action on behalf of the former common shareholders of NetBank, Inc. The \$12.5

million settlement, which occurred after class certification proceedings and substantial discovery, is particularly noteworthy because it is one of the few successful securities fraud class actions litigated against a subprime lender and bank in the wake of the financial crisis. (No. 07-cv-2298-TCB (N.D. Ga.)).

- ***The City Of Hialeah Employees' Retirement System v. Toll Brothers, Inc.***: The firm, as co-lead counsel, obtained a class settlement of \$25 million against Home Builder Toll Brothers, Inc. (No. 07-cv-1513 (E.D. Pa.)).
- ***In re Alcatel Alsthom Securities Litigation***: The firm, as co-lead counsel, obtained a class settlement for investors of \$75 million cash. (MDL Docket No. 1263 (PNB) (E.D. Tex.)).
- ***Qwest Securities Action***: The firm represented New Jersey in an opt-out case against Qwest and certain officers, which was settled for \$45 million. (C.A. No. L-3838-02 (Superior Court New Jersey, Law Division)).

Whistleblower, Qui Tam, and False Claims Act

Berger Montague has represented whistleblowers in matters involving healthcare fraud, defense contracting fraud, IRS fraud, securities fraud, and commodities fraud, helping to return more than \$3 billion to federal and state governments. In return, whistleblower clients retaining Berger Montague to represent them in state and federal courts have received more than \$500 million in rewards. Berger Montague's time-tested approach in whistleblower/*qui tam* representation involves cultivating close, productive attorney-client relationships with the maximum degree of confidentiality for our clients.

Judicial Praise for Berger Montague Attorneys

Berger Montague's record of successful prosecution of class actions and other complex litigation has been recognized and commended by judges and arbitrators across the country. Some remarks on the skill, efficiency, and expertise of the firm's attorneys are excerpted below.

Antitrust Cases

From **Judge Lorna G. Schofield**, of the U.S. District Court for the Southern District of New York:

"I'm not sure I've ever seen a case without a single objection or opt-out, so congratulations on that."

Transcript of the November 19, 2020 Hearing in ***Contant, et al. v. Bank of America Corp., et al.***, No. 1:17-cv-03139 (S.D.N.Y.).

From **Judge William E. Smith**, of the U.S. District Court for the District of Rhode Island:

“The degree to which you all litigated the case is – you know, I can’t imagine attorneys litigating a case more rigorously than you all did in this case. It seems like every conceivable, legitimate, substantive dispute that could have been fought over was fought over to the max. So you, both sides, I think litigated the case as vigorously as any group of attorneys could. The level of representation of all parties in terms of the sophistication of counsel was, in my view, of the highest levels. I can’t imagine a case in which there was really a higher quality of representation across the board than this one.”

Transcript of the August 27, 2020 Hearing in ***In re Loestrin 24 Fe Antitrust Litigation***, No. 13-md-02472 (D.R.I.).

From **Judge Margo K. Brodie**, of the U.S. District Court for the Eastern District of New York:

“Class counsel has without question done a tremendous job in litigating this case. They represent some of the best plaintiff-side antitrust groups in the country, and the size and skill of the defense they litigated against cannot be overstated. They have also demonstrated the utmost professionalism despite the demands of the extreme perseverance that this case has required...”

In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation, No. 1:05-md-01720 (E.D.N.Y. 2019) (Mem. & Order).

From **Judge Brian M. Cogan**, of the U.S. District Court of the Eastern District of New York:

“This is a substantial recovery that has the deterrent effect that class actions are supposed to have, and I think it was done because we had really good Plaintiffs’ lawyers in this case who were running it.”

Transcript of the June 24, 2019 Fairness Hearing in ***In re Dental Supplies Antitrust Litigation***, No. 16-cv-696 (E.D.N.Y.).

From **Judge Michael M. Baylson**, of the U.S. District Court of the Eastern District of Pennsylvania:

“[C]ounsel...for direct action plaintiffs have done an outstanding job here with representing the class, and I thought your briefing was always very on point. I thought the presentation of the very contentious issues on the class action motion was very well done, it was very well briefed, it was well argued.”

Transcript of the June 28, 2018 Hearing in *In re Domestic Drywall Antitrust Litigation*, No. MD-13-2437 at 11:6-11.

From **Judge Madeline Cox Arleo**, of the U.S. District Court for the District of New Jersey praising the efforts of all counsel:

“I just want to thank you for an outstanding presentation. I don’t say that lightly . . . it’s not lost on me at all when lawyers come very, very prepared. And really, your clients should be very proud to have such fine lawyering. I don’t see lawyering like this every day in the federal courts, and I am very grateful. And I appreciate the time and the effort you put in, not only to the merits, but the respect you’ve shown for each other, the respect you’ve shown for the Court, the staff, and the time constraints. And as I tell my law clerks all the time, good lawyers don’t fight, good lawyers advocate. And I really appreciate that more than I can express.”

Transcript of the September 9 to 11, 2015 Daubert Hearing in *Castro v. Sanofi Pasteur*, No. 11-cv-07178 (D.N.J.) at 658:14-659:4.

From **Judge William H. Pauley, III**, of the U.S. District Court of the Southern District of New York:

“Class Counsel did their work on their own with enormous attention to detail and unflinching devotion to the cause. Many of the issues in this litigation . . . were unique and issues of first impression.”

* * *

“Class Counsel provided extraordinarily high-quality representation. This case raised a number of unique and complex legal issues The law firms of Berger Montague and Coughlin Stoia were indefatigable. They represented the Class with a high degree of professionalism, and vigorously litigated every issue against some of the ablest lawyers in the antitrust defense bar.”

In re Currency Conversion Fee Antitrust Litigation, 263 F.R.D. 110, 129 (2009).

From **Judge Faith S. Hochberg**, of the United States District court for the District of New Jersey:

“[W]e sitting here don’t always get to see such fine lawyering, and it’s really wonderful for me both to have tough issues and smart lawyers ... I want to congratulate all of you for the really hard work you put into this, the way you presented the issues, ... On behalf of the entire federal judiciary I want to thank you for the kind of lawyering we wish everybody would do.”

In re Remeron Antitrust Litig., Civ. No. 02-2007 (Nov. 2, 2005).

From U.S. District **Judge Jan DuBois**, of the U.S. District Court of the Eastern District of Pennsylvania:

“[T]he size of the settlements in absolute terms and expressed as a percentage of total damages evidence a high level of skill by petitioners ... The Court has repeatedly stated that the lawyering in the case at every stage was superb, and does so again.”

In re Linerboard Antitrust Litig., 2004 WL 1221350, at *5-*6 (E.D. Pa. 2004).

From **Judge Nancy G. Edmunds**, of the U.S. District Court of the Eastern District of Michigan:

“[T]his represents an excellent settlement for the Class and reflects the outstanding effort on the part of highly experienced, skilled, and hard working Class Counsel....[T]heir efforts were not only successful, but were highly organized and efficient in addressing numerous complex issues raised in this litigation[.]”

In re Cardizem CD Antitrust Litig., MDL No. 1278 (E.D. Mich., Nov. 26, 2002).

From **Judge Charles P. Kocoras**, of the U.S. District Court for the Northern District of Illinois:

“The stakes were high here, with the result that most matters of consequence were contested. There were numerous trips to the courthouse, and the path to the trial court and the Court of Appeals frequently traveled. The efforts of counsel for the class has [sic] produced a substantial recovery, and it is represented that the cash settlement alone is the second largest in the history of class action litigation. . . .There is no question that the results achieved by class counsel were extraordinary [.]”

Regarding the work of Berger Montague in achieving more than \$700 million in settlements with some of the defendants in *In Re Brand Name Prescription Drugs Antitrust Litigation*, 2000 U.S. Dist. LEXIS 1734, at *3-*6 (N.D. Ill. Feb. 9, 2000).

From **Judge Peter J. Messitte**, of the U.S. District Court for the District of Maryland:

“The experience and ability of the attorneys I have mentioned earlier, in my view in reviewing the documents, which I have no reason to doubt, the plaintiffs’ counsel are at the top of the profession in this regard and certainly have used their expertise to craft an extremely favorable settlement for their clients, and to that extent they deserve to be rewarded.”

Settlement Approval Hearing, Oct. 28, 1994, in ***Spawd, Inc. and General Generics v. Bolar Pharmaceutical Co., Inc.***, CA No. PJM-92-3624 (D. Md.).

From **Judge Donald W. Van Artsdalen**, of the U.S. District Court for the Eastern District of Pennsylvania:

“As to the quality of the work performed, although that would normally be reflected in the not immodest hourly rates of all attorneys, for which one would expect to obtain excellent quality work at all times, the results of the settlements speak for themselves. Despite the extreme uncertainties of trial, plaintiffs’ counsel were able to negotiate a cash settlement of a not insubstantial sum, and in addition, by way of equitable relief, substantial concessions by the defendants which, subject to various condition, will afford the right, at least, to lessee-dealers to obtain gasoline supply product from major oil companies and suppliers other than from their respective lessors. The additional benefits obtained for the classes by way of equitable relief would, in and of itself, justify some upward adjustment of the lodestar figure.”

Bogosian v. Gulf Oil Corp., 621 F. Supp. 27, 31 (E.D. Pa. 1985).

From **Judge Krupansky**, who had been elevated to the Sixth Circuit Court of Appeals:

“Finally, the court unhesitatingly concludes that the quality of the representation rendered by counsel was uniformly high. The attorneys involved in this litigation are extremely experienced and skilled in their prosecution of antitrust litigation and other complex actions. Their services have been rendered in an efficient and expeditious manner, but have nevertheless been productive of highly favorable result.”

In re Art Materials Antitrust Litigation, 1984 CCH Trade Cases ¶65,815 (N.D. Ohio 1983).

From **Judge Joseph Blumenfeld**, of the U.S. District Court for the District of Connecticut:

“The work of the Berger firm showed a high degree of efficiency and imagination, particularly in the maintenance and management of the national class actions.”

In re Master Key Antitrust Litigation, 1977 U.S. Dist. LEXIS 12948, at *35 (Nov. 4, 1977).

Securities & Investor Protection Cases

From **Judge Brantley Starr** of the U.S. District Court for the Northern District of Texas, Dallas Division:

“I think y’all have been a model on how to handle a case like this. So I appreciate the diligence y’all have put in separating the fee negotiations until after the main event is resolved...Everything I see here is in great shape, and really a testament to y’all’s diligence and professionalism. So hats off to y’all...So thanks again for your professionalism in handling this case and handling the stipulated settlement. Y’all are model citizens, and so I wish I could send everyone to y’all’s school of litigation management.”

Howell Family Trust DTD 1/27/2004 v. Hollis Greenlaw, et al., No. 3:18-cv-02864-X (N.D. Tex., March 25, 2021).

From **Judge Jed Rakoff** of the U.S. District Court for the Southern District of New York:

Court stated that lead counsel had made “very full and well-crafted” and “excellent submissions”; that there was a “very fine job done by plaintiffs’ counsel in this case”; and that this was “surely a very good result under all the facts and circumstances.”

In re Merrill Lynch & Co., Inc. Securities, Derivative & ERISA Litigation, Master File No. 07-cv-9633(JSR)(DFE) (S.D.N.Y., July 27, 2009).

From **Judge Michael M. Baylson** of the U.S. District Court for the Eastern District of Pennsylvania:

“The Court is aware of and attests to the skill and efficiency of class counsel: they have been diligent in every respect, and their briefs and arguments before the Court were of the highest quality. The firm of Berger Montague took the lead in the Court proceedings; its attorneys were well prepared, articulate and persuasive.”

In re CIGNA Corp. Sec. Litig., 2007 U.S. Dist. LEXIS 51089, at *17-*18 (E.D. Pa. July 13, 2007).

From **Judge Stewart Dalzell** of the U.S. District Court for the Eastern District of Pennsylvania:

“The quality of lawyering on both sides, but I am going to stress now on the plaintiffs’ side, simply has not been exceeded in any case, and we have had some marvelous counsel appear before us and make superb arguments, but they really don’t come any better than Mrs. Savett... [A]nd the arguments we had on the motion to dismiss [Mrs. Savett argued the motion], both sides were fabulous, but plaintiffs’ counsel were as good as they come.”

In re U.S. Bioscience Secs. Litig., No. 92-0678 (E.D. Pa. April 4, 1994).

From **Judge Wayne Andersen** of the U.S. District Court for the Northern District of Illinois:

“[Y]ou have acted the way lawyers at their best ought to act. And I have had a lot of cases...in 15 years now as a judge and I cannot recall a significant case where I felt people were better represented than they are here...I would say this has been the best representation that I have seen.”

In re: Waste Management, Inc. Secs. Litig., No. 97-C 7709 (N.D. Ill. 1999).

From **Chancellor William Chandler, III** of the Delaware Chancery Court:

“All I can tell you, from someone who has only been doing this for roughly 22 years, is that I have yet to see a more fiercely and intensely litigated case than this case. Never in 22 years have I seen counsel going at it, hammer and tong, like they have gone at it in this case. And I think that’s a testimony – Mr. Valihura correctly says that’s what they are supposed to do. I recognize that; that is their job, and they were doing it professionally.”

Ginsburg v. Philadelphia Stock Exchange, Inc., No. 2202 (Del. Ch., Oct. 22, 2007).

From **Judge Stewart Dalzell** of the U.S. District Court for the Eastern District of Pennsylvania:

“Thanks to the nimble class counsel, this sum, which once included securities worth \$149.5 million is now all cash. Seizing on an opportunity Rite Aid presented, class counsel first renegotiated what had been stock consideration into Rite Aid Notes and then this year monetized those Notes. Thus, on February 11, 2003, Rite Aid redeemed those Notes from the class, which then received \$145,754,922.00. The class also received \$14,435,104 in interest on the Notes.”

“Co-lead counsel ... here were extraordinarily deft and efficient in handling this most complex matter... they were at least eighteen months ahead of the United States Department of Justice in ferreting out the conduct that ultimately resulted in the write down of over \$1.6 billion in previously reported Rite Aid earnings. In short, it would be hard to equal the skill class counsel demonstrated here.”

In re Rite Aid Corp. Securities Litigation, 269 F. Supp. 2d 603, 605, n.1, 611 (E.D. Pa. 2003).

From **Judge Helen J. Frye**, United States District Judge for the U.S. District Court for the District of Oregon:

“In order to bring about this result [partial settlements then totaling \$54.25 million], Class Counsel were required to devote an unusual amount of time and effort over more than eight years of intense legal litigation which included a four-month long jury trial and full briefing and argument of an appeal before the Ninth Circuit Court of Appeals, and which produced one of the most voluminous case files in the history of this District.”

* * *

“Throughout the course of their representation, the attorneys at Berger Montague and Stoll, Stoll, Berne, Lokting & Shlachter who have worked on this case have exhibited an unusual degree of skill and diligence, and have had to contend with opposing counsel who also displayed unusual skill and diligence.”

In Re Melridge, Inc. Securities Litigation, No. CV 87-1426-FR (D. Ore. April 15, 1996).

From **Judge Marvin Katz** of the U.S. District Court for the Eastern District of Pennsylvania:

“[T]he co-lead attorneys have extensive experience in large class actions, experience that has enabled this case to proceed efficiently and professionally even under short deadlines and the pressure of handling thousands of documents in a large multi-district action... These counsel have also acted vigorously in their clients’ interests...”

* * *

“The management of the case was also of extremely high quality.... [C]lass counsel is of high caliber and has extensive experience in similar class action litigation.... The submissions were of consistently high quality, and class counsel has been notably diligent in preparing filings in a timely manner even when under tight deadlines.”

Commenting on class counsel, where the firm served as both co-lead and liaison counsel in ***In re Ikon Office Solutions, Inc. Securities Litigation***, 194 F.R.D. 166, 177, 195 (E.D. Pa. 2000).

From **Judge William K. Thomas**, Senior District Judge for the United States District Court for the Northern District of Ohio:

“In the proceedings it has presided over, this court has become directly familiar with the specialized, highly competent, and effective quality of the legal services performed by Merrill G. Davidoff, Esq. and Martin I. Twersky, Esq. of Berger Montague....”

* * *

“Examination of the experience-studded biographies of the attorneys primarily involved in this litigation and review of their pioneering prosecution of many class actions in antitrust, securities, toxic tort matters and some defense representation in antitrust and other litigation, this court has no difficulty in approving and adopting the hourly rates fixed by Judge Aldrich.”

Commenting in *In re Revco Securities Litigation*, Case No. 1:89CV0593, Order (N.D. Oh. September 14, 1993).

Consumer Protection Cases

From **Judge Paul A. Engelmayer** of the U.S. District Court for the Southern District of New York:

“I know the diligence of counsel and dedication of counsel to the class...Thank you, Ms. Drake. As always I appreciate the – your extraordinary dedication to your – to the class and the very obvious backwards and forwards familiarity you have with the case and level of preparation and articulateness today. It’s a pleasure always to have you before me...Class Counsel [] generated this case on their own initiative and at their own risk. Counsel’s enterprise and ingenuity merits significant compensation...Counsel here are justifiably proud of the important result that they achieved.”

Sept. 22, 2020, Final Approval Hearing, *Gambles v. Sterling Info., Inc.*, No. 15-cv-9746.

From **Judge Joel Schneider** of the U.S. District Court for the District of New Jersey:

“I do want to compliment all counsel for how they litigated this case in a thoroughly professional manner. All parties were zealously represented in the highest ideals of the profession, legitimately and professionally, and not the usual acrimony we see in these cases...I commend the parties and their counsel for a very workmanlike professional effort.”

Transcript of the September 10, 2020 Final Fairness Hearing in *Somogyi, et al. v. Freedom Mortgage Corp.*

From **Judge Harold E. Kahn** of the Superior Court of California County of San Francisco:

“You are extraordinarily impressive. And I thank you for being here, and for your candid, non-evasive response to every question I have. I was extremely skeptical at the outset of this morning. You have allayed all of my concerns and have persuaded me that this is an important issue, and that you have done a great service to the class. And for that reason, I am going to approve your settlement in all respects, including the motion for attorneys’ fees. And I congratulate you on your excellent work.”

Civil/Human Rights Cases

From **Deputy Treasury Secretary Stuart E. Eizenstat**:

“We must be frank. It was the American lawyers, through the lawsuits they brought in U.S. courts, who placed the long-forgotten wrongs by German companies during the Nazi era on the international agenda. It was their research and their work which highlighted these old injustices and forced us to confront them. Without question, we would not be here without them.... For this dedication and commitment to the victims, we should always be grateful to these lawyers.”

In his remarks at the July 17, 2000, signing ceremony for the international agreements which established the German Foundation to act as a funding vehicle for the payment of claims to Holocaust survivors.

Insurance Litigation

From **Judge Janet C. Hall**, of the U.S. District Court of the District of Connecticut:

Noting the “very significant risk in pursuing this action” given its uniqueness in that “there was no prior investigation to rely on in establishing the facts or a legal basis for the case....[and] no other prior or even now similar case involving parties like these plaintiffs and a party like these defendants.” Further, “the quality of the representation provided to the plaintiffs ... in this case has been consistently excellent.... [T]he defendant[s] ... mounted throughout the course of the five years the case pended, an extremely vigorous defense.... [B]ut for counsel’s outstanding work in this case and substantial effort over five years, no member of the class would have recovered a penny.... [I]t was an extremely complex and substantial class ... case ... [with an] outstanding result.”

Regarding the work of Berger Montague attorneys Peter R. Kahana and Steven L. Bloch, among other co-class counsel, in **Spencer, et al. v. The Hartford Financial Services Group, Inc., et al.**, in the Order approving the \$72.5 million final settlement of this action, dated September 21, 2010 (No. 3:05-cv-1681, D. Conn.).

Customer/Broker Arbitrations

From **Robert E. Conner**, Public Arbitrator with the National Association of Securities Dealers, Inc.:

“[H]aving participated over the last 17 years in 400 arbitrations and trials in various settings, ... the professionalism and the detail and generally the civility of everyone involved has been not just a cause for commentary at the end of these proceedings but between ourselves [the arbitration panel] during the course of them, and ... the detail and the intellectual rigor that went into the documents was fully reflective of the effort that was made in general. I wanted to make that known to everyone and to express my particular respect and admiration.”

About the efforts of Berger Montague shareholders Merrill G. Davidoff and Eric L. Cramer, who achieved a \$1.1 million award for their client, in ***Steinman v. LMP Hedge Fund, et al.***, NASD Case No. 98-04152, at Closing Argument, June 13, 2000.

Employment & Unpaid Wages Cases

From **Judge Timothy R. Rice**, United States Magistrate Judge for the U.S. District Court for the Eastern District of Pennsylvania:

Describing Berger Montague as “some of the finest legal representation in the nation,” who are “ethical, talented, and motivated to help hard working men and women.”

Regarding the work of Berger Montague attorney Camille F. Rodriguez in ***Gonzalez v. Veritas Consultant Group, LLC, d/b/a Moravia Health Network***, No. 2:17-cv-1319-TR (E.D. Pa. March 13, 2019).

From **Judge Malachy E. Mannion**, United States District Judge for the U.S. District Court for the Middle District of Pennsylvania:

“At the final approval hearing, class counsel reiterated in detail the arguments set forth in the named plaintiffs’ briefing. ... The court lauded the parties for their extensive work in reaching a settlement the court deemed fair and reasonable.

* * *

“The court is confident that [class counsel] are highly skilled in FLSA collective and hybrid actions, as seen by their dealings with the court and the results achieved in both negotiating and handling the settlement to date.”

Acevedo v. Brightview Landscapes, LLC, No. 3:13-cv-2529, 2017 WL 4354809 (M.D. Pa. Oct. 2, 2017).

From **Judge Joseph F. Bataillon**, United States District Judge for the U.S. District Court for the District of Nebraska:

[P]laintiffs' counsel succeeded in vindicating important rights. ... The court is familiar with "donning and doffing" cases and based on the court's experience, defendant meat packing companies' litigation conduct generally reflects "what can only be described as a deeply-entrenched resistance to changing their compensation practices to comply with the requirements of FLSA." (citation omitted). Plaintiffs' counsel perform a recognized public service in prosecuting these actions as a 'private Attorney General' to protect the rights of underrepresented workers.

The plaintiffs have demonstrated that counsel's services have benefitted the class. ... The fundamental policies of the FLSA were vindicated and the rights of the workers were protected.

Regarding the work of Berger Montague among other co-counsel in ***Morales v. Farmland Foods, Inc.***, No. 8:08-cv-504, 2013 WL 1704722 (D. Neb. Apr. 18, 2013).

From **Judge Jonathan W. Feldman**, United States Magistrate Judge for the U.S. District Court for the Western District of New York:

"The nature of the instant application obliges the Court to make this point clear: In my fifteen years on the bench, no case has been litigated with more skill, tenacity and legal professionalism than this case. The clients, corporate and individual, should be proud of the manner in which their legal interests were brought before and presented to the Court by their lawyers and law firms."

and

"...the Court would be remiss if it did not commend class counsel and all those who worked for firms representing the thousands of current and former employees of Kodak for the outstanding job they did in representing the interests of their clients. For the last several years, lead counsel responsibilities were shared by Shanon Carson Their legal work in an extraordinarily complex case was exemplary, their tireless commitment to seeking justice for their clients was unparalleled and their conduct as officers of the court was beyond reproach."

Employees Committed For Justice v. Eastman Kodak, (W.D.N.Y. 2010) (\$21.4 million settlement).

Other Cases

From **Stephen M. Feiler, Ph.D.**, Director of Judicial Education, Supreme Court of Pennsylvania, Administrative Office of Pennsylvania Courts, Mechanicsburg, PA *on behalf of the Common Pleas Court Judges (trial judges) of Pennsylvania*:

“On behalf of the Supreme Court of Pennsylvania and AOPC’s Judicial Education Department, thank you for your extraordinary commitment to the *Dealing with Complexities in Civil Litigation* symposia. We appreciate the considerable time you spent preparing and delivering this important course across the state. It is no surprise to me that the judges rated this among the best programs they have attended in recent years.”

About the efforts of Berger Montague attorneys Merrill G. Davidoff, Peter Nordberg and David F. Sorensen in planning and presenting a CLE Program to trial judges in the Commonwealth of Pennsylvania.

Our Founding Partner and Attorneys

Founding Partner

David Berger – 1912-2007

David Berger was the founder and the Chairman of Berger Montague. He received his A.B. *cum laude* in 1932 and his LL.B. *cum laude* in 1936, both from the University of Pennsylvania. He was a member of The Order of the Coif and was an editor of the *University of Pennsylvania Law Review*. He had a distinguished scholastic career including being Assistant to Professor Francis H. Bohlen and Dr. William Draper Lewis, Director of the American Law Institute, participating in the drafting of the first Restatement of Torts. He also served as a Special Assistant Dean of the University of Pennsylvania Law School. He was a member of the Board of Overseers of the Law School and Associate Trustee of the University of Pennsylvania. In honor of his many contributions, the Law School established the David Berger Chair of Law for the Improvement of the Administration of Justice.

David Berger was a law clerk for the Pennsylvania Supreme Court. He served as a deputy assistant to Director of Enemy Alien Identification Program of the United States Justice Department during World War II.

Thereafter he was appointed Lt.j.g. in the U.S. Naval Reserve and he served in the South Pacific aboard three aircraft carriers during World War II. He was a survivor of the sinking of the U.S.S. Hornet in the Battle of Santa Cruz, October 26, 1942. After the sinking of the Hornet, Admiral Halsey appointed him a member of his personal staff when the Admiral became Commander of the South Pacific. Mr. Berger was ultimately promoted to Commander. He was awarded the Silver Star and Presidential Unit Citation.

After World War II, he was a law clerk in the United States Court of Appeals. The United States Supreme Court appointed David Berger a member of the committee to draft the Federal Rules of Evidence, the basic evidentiary rules employed in federal courts throughout the United States.

David Berger was a fellow of the American College of Trial Lawyers, the International Society of Barristers, and the International Academy of Trial Lawyers, of which he was a former Dean. He was a Life Member of the Judicial Conference of the Third Circuit and the American Law Institute.

A former Chancellor (President) of the Philadelphia Bar Association, he served on numerous committees of the American Bar Association and was a lecturer and author on various legal subjects, particularly in the areas of antitrust, securities litigation, and evidence.

David Berger served as a member of President John F. Kennedy's committee which designed high speed rail lines between Washington and Boston. He drafted and activated legislation in the Congress of the United States which resulted in the use of federal funds to assure the continuance of freight and passenger lines throughout the United States. When the merger of the Pennsylvania Railroad and the New York Central Railroad, which created the Penn Central Transportation Company, crashed into Chapter 11, David Berger was counsel for Penn Central and a proponent of its reorganization. Through this work, Mr. Berger ensured the survival of the major railroads in the Northeastern section of the United States including Penn Central, New Jersey Central, and others.

Mr. Berger's private practice included clients in London, Paris, Dusseldorf, as well as in Philadelphia, Washington, New York City, Florida, and other parts of the United States. David Berger instituted the first class action in the antitrust field, and for over 30 years he and the Berger firm were lead counsel and/or co-lead counsel in countless class actions brought to successful conclusions, including antitrust, securities, toxic tort and other cases. He served as one of the chief counsel in the litigation surrounding the demise of Drexel Burnham Lambert, in which over \$2.6 billion was recovered for various violations of the securities laws during the 1980s. The recoveries benefitted such federal entities as the FDIC and RTC, as well as thousands of victimized investors.

In addition, Mr. Berger was principal counsel in a case regarding the Three Mile Island accident near Harrisburg, Pennsylvania, achieving the first legal recovery of millions of dollars for economic harm caused by the nation's most serious nuclear accident. As part of the award in the case, David Berger established a committee of internationally renowned scientists to determine the effects on human beings of emissions of low-level radiation.

In addition, as lead counsel in *In re Asbestos School Litigation*, he brought about settlement of this long and vigorously fought action spanning over 13 years for an amount in excess of \$200 million.

David Berger was active in Democratic politics. President Clinton appointed David Berger a member of the United States Holocaust Memorial Council, in which capacity he served from 1994-2004. In addition to his having served for seven years as the chief legal officer of Philadelphia, he was a candidate for District Attorney of Philadelphia, and was a Carter delegate in the Convention which nominated President Carter.

Over his lengthy career David Berger was prominent in a great many philanthropic and charitable enterprises some of which are as follows: He was the Chairman of the David Berger Foundation and a long time honorary member of the National Commission of the Anti-Defamation League. He was on the Board of the Jewish Federation of Philadelphia and, at his last place of residence, Palm Beach, as Honorary Chairman of the American Heart Association, Trustee of the American Cancer Society, a member of the Board of Directors of the American Red Cross, and active in the Jewish Federation of Palm Beach County.

David Berger's principal hobby was tennis, a sport in which he competed for over 60 years. He was a member of the Board of Directors of the International Tennis Hall of Fame and other related organizations for assisting young people in tennis on a world-wide basis.

Firm Chair

Eric L. Cramer – Chairman

Eric L. Cramer is Chairman of Berger Montague and Co-Chair of its antitrust department. He has a national practice in the field of complex litigation, primarily in the area of antitrust class actions. He is currently co-lead counsel in multiple significant antitrust class actions across the country in a variety of industries and is responsible for winning numerous significant settlements for his clients totaling well over \$3 billion. Most recently, he has focused on representing workers claiming that anticompetitive practices have suppressed their pay, including cases on behalf of mixed-martial-arts fighters, healthcare and luxury retail workers, and chicken growers. Further, in late 2021, Mr. Cramer served as one of the main trial counsel in an antitrust class action relating to an alleged international cartel of capacitors' suppliers, which was tried to a jury and settled after nearly three weeks of trial.

In 2020, Law360 named Mr. Cramer a Titan of the Plaintiffs Bar, and Who's Who Legal identified him as a Global Elite Thought Leader, stating that he "comes recommended by peers as a top name for antitrust class action proceedings." In 2019, The National Law Journal awarded Mr. Cramer the Keith Givens Visionary Award, which was developed to honor an outstanding trial lawyer who has moved the industry forward through his or her work within the legal industry ecosystem, demonstrating excellence in all aspects of work from client advocacy to peer education and mentoring. In 2018, he was named Philadelphia antitrust "Lawyer of the Year" by Best Lawyers, and in 2017, he won the American Antitrust Institute's Antitrust Enforcement Award for Outstanding Antitrust Litigation Achievement in Private Law Practice for his work in *Castro v. Sanofi Pasteur Inc.*, No. 11-cv-07178 (D.N.J.). In that case, Mr. Cramer represented a national class of physicians challenging Sanofi Pasteur with anticompetitive conduct in the market for meningitis vaccines, resulting in a settlement of more than \$60 million for the class. He has also been identified as a top tier antitrust lawyer by Chambers & Partners in Pennsylvania and nationally. In 2020, Chambers & Partners observed that Mr. Cramer is "a fantastic lawyer...He has real trial experience and is very capable and super smart." He has been highlighted annually since 2011 by The Legal 500 as one of the country's top lawyers in the field of complex antitrust litigation and repeatedly deemed one of the "Best Lawyers in America," including for 2021.

Mr. Cramer is also a frequent speaker at antitrust and litigation related conferences and a leader of multiple non-profit advocacy groups. He is a past President of the Board of Directors of Public Justice, a national public interest advocacy group and law firm; a former Vice President of the Board of Directors of the American Antitrust Institute; a past President of COSAL (Committee to

Support the Antitrust Laws), a leading industry group; and a member of the Advisory Board of the Institute of Consumer Antitrust Studies of the Loyola University Chicago School of Law.

He has written widely in the fields of class certification and antitrust law. Among other writings, Mr. Cramer has co-authored *Antitrust as Antiracism: Antitrust as a Partial Cure for Systemic Racism (and Other Systemic "Isms")*, Vol. 66(3) *The Antitrust Bulletin* 359-393 (2021) and *Antitrust, Class Certification, and the Politics of Procedure*, 17 *George Mason Law Review* 4 (2010), the latter of which was cited by both the First Circuit in *In re Nexium Antitrust Litig.*, 777 F.3d 9, 27 (1st Cir. 2015), and the Third Circuit in *Behrend v. Comcast Corp.*, 655 F.3d 182, 200, n.10 (3d Cir. 2011), *rev'd on other grounds*, 133 S. Ct. 1426 (2013). He has also co-written a number of other pieces, including: *Of Vulnerable Monopolists?: Questionable Innovation in the Standard for Class Certification in Antitrust Cases*, 41 *Rutgers Law Journal* 355 (2009-2010); *A Questionable New Standard for Class Certification in Antitrust Cases*, published in the ABA's *Antitrust Magazine*, Vol. 26, No. 1 (Fall 2011); a Chapter of American Antitrust Institute's *Private International Enforcement Handbook* (2010), entitled "Who May Pursue a Private Claim?," and a chapter of the American Bar Association's *Pharmaceutical Industry Handbook* (July 2009), entitled "Assessing Market Power in the Prescription Pharmaceutical Industry."

Mr. Cramer is a *summa cum laude* graduate of Princeton University (1989), where he earned membership in Phi Beta Kappa. He graduated *cum laude* from Harvard Law School with a J.D. in 1993.

Executive Shareholders

Sherrie R. Savett – Executive Shareholder, Chair *Emeritus*

Sherrie R. Savett, Chair *Emeritus* of the Firm, Co-Chair of the Securities Litigation Department and *Qui Tam*/False Claims Act Department, and member of the Firm's Management Committee, has practiced in the areas of securities litigation, class actions, and commercial litigation since 1975.

Ms. Savett serves or has served as lead or co-lead counsel or as a member of the executive committee in a large number of important securities and consumer class actions in federal and state courts across the country, including:

- ***In re Alcatel Alsthom Securities Litigation:*** The firm, as co-lead counsel, obtained a class settlement for investors of \$75 million cash. (MDL Docket No. 1263 (PNB) (E.D. Tex.);
- ***In re CIGNA Corp. Securities Litigation:*** The firm, as co-lead counsel, obtained a settlement of \$93 million for the benefit of the class. (Master File No. 2:02-cv-8088 (E.D. Pa.);
- ***In re Fleming Companies, Inc. Securities Litigation:*** The firm, as lead counsel, obtained a class settlement of \$94 million for the benefit of the class. (No. 5-03-MD-1530 (TJW) (E.D. Tex.);
- ***In re KLA Tencor Securities Litigation:*** The firm, as a member of Plaintiffs' Counsel's Executive Committee, obtained a cash settlement of \$65 million in an action on behalf of

investors against KLA-Tencor and certain of its officers and directors. (No. 06-cv-04065 (N.D. Cal.));

- **Medaphis/Deloitte & Touche** (class settlement of \$96.5 million) (No. 1:96-CV-2088-FMH (N.D. GA));
- **In re Rite Aid Corp. Securities Litigation:** The firm, as co-lead counsel, obtained settlements totaling \$334 million against Rite Aid's outside accounting firm and certain of the company's former officers. (No. 99-cv-1349) (E.D. Pa.);
- **In re Sotheby's Holding, Inc. Securities Litigation:** The firm, as lead counsel, obtained a \$70 million settlement, of which \$30 million was contributed, personally, by an individual defendant (No. 00-cv-1041 (DLC) (S.D.N.Y.));
- **In re Waste Management, Inc. Securities Litigation:** In 1999, the firm, as co-lead counsel, obtained a class settlement for investors of \$220 million cash, which included a settlement against Waste Management's outside accountants. (No. 97-cv-7709 (N.D. Ill.)); and
- **In re Xcel Inc. Securities, Derivative & "ERISA" Litigation:** The firm, as co-lead counsel in the securities actions, obtained a cash settlement of \$80 million on behalf of investors against Xcel Energy and certain of its officers and directors. (No. 02-cv-2677 (DSD/FLN) (D. Minn.)).

Ms. Savett has helped establish several significant precedents. Among them is the holding (the first ever in a federal appellate court) that municipalities are subject to the anti-fraud provisions of SEC Rule 10b-5 under § 10(b) of the Securities Exchange Act of 1934, and that municipalities that issue bonds are not acting as an arm of the state and therefore are not entitled to immunity from suit in the federal courts under the Eleventh Amendment. *Sonnenfeld v. City and County of Denver*, 100 F.3d 744 (10th Cir. 1996).

In the *U.S. Bioscience* securities class action, a biotechnology case where critical discovery was needed from the federal Food and Drug Administration, the court ruled that the FDA may not automatically assert its administrative privilege to block a subpoena and may be subject to discovery depending on the facts of the case. *In re U.S. Bioscience Secur. Litig.*, 150 F.R.D. 80 (E.D. Pa. 1993).

In the *CIGNA Corp. Securities Litigation*, the Court denied defendants' motion for summary judgment, holding that a plaintiff has a right to recover for losses on shares held at the time of a corrective disclosure and his gains on a stock should not offset his losses in determining legally recoverable damages. *In re CIGNA Corp. Securities Litigation*, 459 F. Supp. 2d 338 (E.D. Pa. 2006).

Additionally, Ms. Savett has become increasingly well-known in the area of consumer litigation, achieving a groundbreaking \$24 million settlement in 2008 in the *Menu Foods* case brought by pet owners against manufacturers of allegedly contaminated pet food. (*In re Pet Food Products Liability Litigation*, MDL Docket No. 1850 (D.N.J. 2007).

In the data breach area, she was co-lead counsel in *In re TJX Retail Securities Breach Litigation*, MDL Docket No. 1838 (D. Mass.), the first very large data breach case where hackers stole personal information from 45 million consumers. The settlement, which became the template for future data breach cases, consisted of providing identity theft insurance to those whose social security or driver's license numbers were stolen, a cash fund for actual damages and time spent mitigating the situation, and injunctive relief.

Ms. Savett also litigated a case on behalf of the City of Philadelphia titled *City of Philadelphia v. Wells Fargo & Co.*, No. 17-cv-02203 (E.D. Pa.), involving alleged violations of the Fair Housing Act. The case was resolved in 2019 with a settlement providing \$10 million to go to citizens of Philadelphia for down payment assistance, to local agencies to assist homeowners in foreclosure, and for greening and cleaning foreclosed properties in Philadelphia which blight neighborhoods.

In the past decade, she has also actively worked in the False Claims Act arena. She was part of the team that litigated over more than a decade and settled the Average Wholesale Price *qui tam* cases, which collectively settled for more than \$1 billion.

Ms. Savett speaks and writes frequently on securities litigation, consumer class actions and False Claims Act litigation. She is a lecturer and panelist at the University of Pennsylvania Law School on the subjects of Securities Law and the False Claims Act/*Qui Tam* practice from the whistleblower's perspective. She has also lectured at the Wharton School of the University of Pennsylvania and at the Stanford Law School on prosecuting shareholder class actions and on False Claims Act Litigation. She is frequently invited to present and serve as a panelist in American Bar Association, American Law Institute/American Bar Association and Practising Law Institute (PLI) conferences on securities class action litigation and the use of class actions in consumer litigation. She has been a presenter and panelist at PLI's Securities Litigation and Enforcement Institute annually from 1995 to 2010. She has also spoken at major institutional investor and insurance industry conferences, and DRI – the Voice of the Defense Bar. In February 2009, she was a member of a six-person panel who presented an analysis of the current state of securities litigation before more than 1,000 underwriters and insurance executives at the PLUS (Professional Liability Underwriting Society) Conference in New York City. She has presented at the Cyber-Risk Conference in 2009, as well as the PLUS Conference in Chicago on November 16, 2009 on the subject of litigation involving security breaches and theft of personal information.

Most recently, in April 2019, she spoke as a panelist at PLI's Securities Litigation 2019: From Investigation to Trial program. Her panel was titled "Commencement of a Civil Action: Filing the Complaint, Preparing the Motion to Dismiss, Coordinating Multiple Securities Litigation Actions." Ms. Savett also co-authored an article for the program that was published in PLI's *Corporate Law and Practice Court Handbook Series*. The article is titled "After the Fall—A Plaintiff's Perspective."

In 2015 and 2016, she served as a panelist in American Law Institute programs held in New York City called "Securities and Shareholder Litigation: Cutting-Edge Developments, Planning and Strategy." Ms. Savett also spoke at the 2013 ABA Litigation Section Annual Conference in Chicago on two panels. One program on securities litigation was entitled "The Good, The Bad,

and The Ugly: Ethical Issues in Class Action Settlements and Opt Outs.” The other program focused on consumer class actions in the real estate area and was entitled “The Foreclosure Crisis Puzzle: Navigating the Changing Landscape of Foreclosure.”

In May 2007, Ms. Savett spoke in Rome, Italy at the conference presented by the Litigation Committee of the Dispute Resolution Section of the International Bar Association and the Section of International Law of the American Bar Association on class certification. Ms. Savett participated in a mock hearing before a United States Court on whether to certify a worldwide class action that includes large numbers of European class members.

Ms. Savett has written numerous articles on securities and complex litigation issues in professional publications, including:

- "After the Fall – A Plaintiff's Perspective," with Phyllis M. Parker, *PLI Corporate Law and Practice Course Handbook Series No. B-2475*, pg. 73-105, April 2019
- "Plaintiffs' Vision of Securities Litigation: Current Trends and Strategies," 1762 *PLL* October 2009
- "Primary Liability of 'Secondary' Actors Under the PSLRA," I *Securities Litigation Report*, (Glasser) November 2004
- "Securities Class Actions Since the 1995 Reform Act: A Plaintiffs Perspective," 1442 *PLI/Corp. 13*, September – October 2004
- "Securities Class Actions Since the 1995 Reform Act: A Plaintiffs Perspective," SJ084 ALI-ABA 399, May 13-14, 2004
- "The 'Indispensable Tool' of Shareholder Suits," *Directors & Boards*, Vol. 28, February 18, 2004
- "Plaintiffs Perspective on How to Obtain Class Certification in Federal Court in a Non-Federal Question Case," 679 *PLI*, August 2002
- "Hurdles in Securities Class Actions: The Impact of Sarbanes-Oxley From a Plaintiffs Perspective," 9 *Securities Litigation and Regulation Reporter* (Andrews), December 23, 2003
- "Securities Class Actions Since the 1995 Reform Act: A Plaintiffs Perspective," SG091 ALI-ABA, May 2-3, 2002
- "Securities Class Actions Since the 1995 Reform Act: A Plaintiffs Perspective," SF86 ALI-ABA 1023, May 10, 2001
- "Greetings From the Plaintiffs' Class Action Bar: We'll be Watching," SE082 ALI-ABA739, May 11, 2000
- "Preventing Financial Fraud," B0-00E3 *PLJB0-00E3* April – May 1999
- "Shareholders Class Actions in the Post Reform Act Era," SD79 ALI-ABA 893, April 30, 1999
- "What to Plead and How to Plead the Defendant's State of Mind in a Federal Securities Class Action," with Arthur Stock, *PLI*, ALI/ABA 7239, November 1998
- "The Merits Matter Most: Observations on a Changing Landscape Under the Private Securities Litigation Reform Act of 1995," 39 *Arizona Law Review* 525, 1997

- “Everything David Needs to Know to Battle Goliath,” ABA Tort & Insurance Practice Section, *The Brief*, Vol. 20, No.3, Spring 1991
- “The Derivative Action: An Important Shareholder Vehicle for Insuring Corporate Accountability in Jeopardy,” *PLIH4-0528*, September 1, 1987
- “Prosecution of Derivative Actions: A Plaintiffs Perspective,” *PLIH4-5003*, September 1, 1986

Ms. Savett is widely recognized as a leading litigator and a top female leader in the profession by local and national legal rating organizations.

In 2019, *The Legal Intelligencer* named Ms. Savett a "Distinguished Leader," and in 2018 she was named to the *Philadelphia Business Journal's* 2018 Best of the Bar: Philadelphia's Top Lawyers.

The Legal Intelligencer and *Pennsylvania Law Weekly* named her one of the “56 Women Leaders in the Profession” in 2004.

In 2003-2005, 2007-2013, and 2015-2016, Berger Montague was named to the *National Law Journal's* “Hot List” of 12-20 law firms nationally “who specialize in plaintiffs’ side litigation and have excelled in their achievements.” The firm is on the *National Law Journal's* “Hall of Fame,” and Ms. Savett’s achievements were mentioned in many of these awards.

Ms. Savett was named a “Pennsylvania Top 50 Female Super Lawyer” and/or a “Pennsylvania Super Lawyer” from 2004 through 2021 by Thomson Reuters after an extensive nomination and polling process among Pennsylvania lawyers.

In 2006 and 2007, she was named one of the “500 Leading Litigators” and “500 Leading Plaintiffs’ Litigators” in the United States by *Lawdragon*. In 2008, Ms. Savett was named as one of the “500 Leading Lawyers in America.” Also in 2008, she was named one of 25 “Women of the Year” in Pennsylvania by *The Legal Intelligencer* and *Pennsylvania Law Weekly*, which stated on May 19, 2008 in the *Women in the Profession* in *The Legal Intelligencer* that she “has been a prominent figure nationally in securities class actions for years, and some of her recent cases have only raised her stature.” In June 2008, Ms. Savett was named by *Lawdragon* as one of the “100 Lawyers You Need to Know in Securities Litigation.”

Unquestionably, it is because of Ms. Savett, who for decades has been in the top leadership of the firm, that the firm has a remarkably high proportion of women lawyers and shareholders.

Ms. Savett has aggressively sought to hire women, without regard to age or whether they are “right out of law school.” Several of the women who have children are able to continue working at the firm because Ms. Savett has instituted a policy of flexible work time and fosters an atmosphere of cooperation, teamwork and mutual respect. As a result, the women attorneys stay on and have long and productive careers while still maintaining a balanced life. Ms. Savett has a personal understanding of the challenges and satisfactions that women experience in practicing law while

raising a family. Ms. Savett has three children and five grandchildren. One of her daughters and her daughter-in-law are lawyers.

Ms. Savett has taught those around her more than good lawyering. She places great emphasis in her own life on devotion to family, community service and involvement in charitable organizations. She teaches others by her example and her obvious interest in their efforts and achievements.

Ms. Savett is a well-known leader of the Philadelphia legal, business, cultural and Jewish community. She is an exemplary citizen who spends endless hours of her after-work time helping others in the community.

From 2011 – 2014, Ms. Savett served as President and Board Chair of the Jewish Federation of Greater Philadelphia (JFGP), a community of over 215,000 Jewish people. She is only the third woman to serve as the President, the top lay leader of the Federation, in the 117 years of its existence.

Ms. Savett also serves on the Board of the National Liberty Museum, The National Museum of American Jewish History, and the local and national boards of American Associates of Ben Gurion University of the Negev. She had previously served as Chairperson of the Southeastern Pennsylvania State of Israel Bonds Campaign and has served as a member of the National Cabinet of State of Israel Bonds. In 2005, Ms. Savett received The Spirit of Jerusalem Medallion, the State of Israel Bonds' highest honor.

Ms. Savett has used her positions of leadership in the community to identify and help promote women as volunteer leaders. Ms. Savett has selected a few worthy causes to which she tirelessly dedicates herself. According to leaders of The Jewish Federation of Greater Philadelphia, Ms. Savett is viewed by many women in the philanthropic world as a role model.

Ms. Savett earned her J.D. from the University of Pennsylvania Law School and a B.A. *summa cum laude* from the University of Pennsylvania. She is a member of Phi Beta Kappa.

Ms. Savett has three married children, four grandsons, and two granddaughters. She enjoys tennis, biking, physical training, travel, and collecting art, especially glass and sculpture.

Daniel Berger – Executive Shareholder

Daniel Berger graduated with honors from Princeton University and Columbia Law School, where he was a Harlan Fiske Stone academic scholar. He is a senior member and Executive Shareholder. Over the last two decades, he has been involved in complicated commercial litigation including class action securities, antitrust, consumer protection and bankruptcy cases. In addition, he has prosecuted important environmental, mass tort and civil rights cases during this period. He has led the Firm's practice involving improprieties in the marketing of prescription drugs and the abuse of marketing exclusivities in the pharmaceutical industry, including handling

landmark cases involving the suppression of generic competition in the pharmaceutical industry. For this work, he has been recognized by the *Law360* publication as a "titan" of the plaintiffs' Bar ("Titan of the Plaintiffs Bar: Daniel Berger" *Law360*, September 23, 2014).

In the civil rights area, he has been counsel in informed consent cases involving biomedical research and human experimentation by federal and state governmental entities. He also leads the firm's representation of states and other public bodies and agencies.

Mr. Berger has frequently represented public institutional investors in securities litigation, including representing the state pension funds of Pennsylvania, Ohio and New Jersey in both individual and class action litigation. He also represents Pennsylvania and New Jersey on important environmental litigation involving contamination of groundwater by gasoline manufacturers and marketers.

Mr. Berger has a background in the study of economics, having done graduate level work in applied microeconomics and macroeconomic theory, the business cycle, and economic history. He has published law review articles in the *Yale Law Journal*, the *Duke University Journal of Law and Contemporary Problems*, the *University of San Francisco Law Review* and the *New York Law School Law Review*. Mr. Berger is also an author and journalist who has been published in *The Nation* magazine, reviewed books for *The Philadelphia Inquirer* and authored a number of political blogs, including in *The Huffington Post* and the Roosevelt Institute's *New Deal 2.0*. He has also appeared on MSNBC as a political commentator.

Mr. Berger has been active in city government in Philadelphia and was a member of the Mayor's Cultural Advisory Council, advising the Mayor of Philadelphia on arts policy, and the Philadelphia Cultural Fund, which was responsible for all City grants to arts organizations. Mr. Berger was also a member of the Pennsylvania Humanities Council, one of the State organizations through which the NEA makes grants. Mr. Berger also serves on the board of the Wilma Theater, Philadelphia's pre-eminent theater for new plays and playwrights.

Shanon J. Carson – Executive Shareholder

Shanon J. Carson is an Executive Shareholder of the firm. He Co-Chairs the Employment & Unpaid Wages, Consumer Protection, Defective Products, and Defective Drugs and Medical Devices Departments and is a member of the Firm's Commercial Litigation, Employee Benefits & ERISA, Environment & Public Health, Insurance Fraud, Predatory Lending and Borrowers' Rights, and Technology, Privacy & Data Breach Departments.

Mr. Carson has achieved the highest peer-review rating, "AV," in Martindale-Hubbell, and has received honors and awards from numerous publications. In 2009, Mr. Carson was selected as one of 30 "Lawyers on the Fast Track" in Pennsylvania under the age of 40. In both 2015 and 2016, Mr. Carson was selected as one of the top 100 lawyers in Pennsylvania, as reported by Thomson Reuters. In 2018, Mr. Carson was named to the *Philadelphia Business Journal's* "2018 Best of the Bar: Philadelphia's Top Lawyers."

Mr. Carson is often retained to represent plaintiffs in employment cases, wage and hour cases for minimum wage violations and unpaid overtime, ERISA cases, consumer cases, insurance cases, construction cases, automobile defect cases, defective drug and medical device cases, product liability cases, breach of contract cases, invasion of privacy cases, false advertising cases, excessive fee cases, and cases involving the violation of state and federal statutes. Mr. Carson represents plaintiffs in all types of litigation including class actions, collective actions, multiple plaintiff litigations, and single plaintiff litigation. Mr. Carson is regularly appointed by federal courts to serve as lead counsel and on executive committees in class actions and mass torts.

Mr. Carson is frequently asked to speak at continuing legal education seminars and other engagements and is active in nonprofit and professional organizations. Mr. Carson currently serves on the Board of Directors of the Philadelphia Trial Lawyers Association (PTLA) and as a Co-Chair of the PTLA Class Action/Mass Tort Committee. Mr. Carson is also a member of the American Association for Justice, the American Bar Foundation, Litigation Counsel of America, the National Trial Lawyers - Top 100, and the Pennsylvania Association for Justice.

While attending the Dickinson School of Law of the Pennsylvania State University, Mr. Carson was senior editor of the Dickinson Law Review and clerked for a U.S. District Court Judge. Mr. Carson currently serves on the Board of Trustees of the Dickinson School of Law of the Pennsylvania State University.

Michael Dell'Angelo – Executive Shareholder

Michael Dell'Angelo is an Executive Shareholder in the Antitrust, Commercial Litigation, Commodities & Financial Instruments practice groups, and Co-Chair of the Securities department. He serves as co-lead counsel in a variety of complex antitrust cases, including *Le, et al. v. Zuffa, LLC*, No. 15-1045 (D. Nev.) (alleging the Ultimate Fighting Championship (“UFC”) obtained illegal monopoly power of the market for Mixed Martial Arts promotions and suppressed the compensation of MMA fighters).

Mr. Dell'Angelo is responsible for winning numerous significant settlements for his clients and class members. Mr. Dell'Angelo helped to reach settlements totaling more than \$190 million in the multidistrict litigation *In re Domestic Drywall Antitrust Litig.*, No. 13-md-2437 (E.D. Pa.). There, in granting final approval to the last settlement, the court observed about Mr. Dell'Angelo and his colleagues that “Plaintiffs’ counsel are experienced antitrust lawyers who have been working in this field of law for many years and have brought with them a sophisticated and highly professional approach to gathering persuasive evidence on the topic of price-fixing.” *In re Domestic Drywall Antitrust Litig.*, No. 13-md-2437, 2018 WL 3439454, at *18 (E.D. Pa. July 17, 2018). “[I]t bears repeating,” the court emphasized, “that the result attained is directly attributable to having highly skilled and experienced lawyers represent the class in these cases.” *Id.*

Mr. Dell'Angelo also serves or has recently served as co-lead counsel or class counsel in numerous cases alleging price-fixing or other wrongdoing affecting a variety of financial

instruments, including *In re Commodity Exchange, Inc., Gold Futures and Options Trading Litig.*, 1:14-MD-2548-VEC (S.D.N.Y.) (\$152 million settlements); *In re Platinum and Palladium Antitrust Litig.*, No. 14-cv-09391-GHW (S.D.N.Y.); *Contant, et al. v. Bank of America Corp., et al.*, 1:17-cv-03139-LGS (S.D.N.Y.) (\$23.6 million in settlements); *In re Libor-Based Financial Instruments Antitrust Litig.*, No. 11-md-2262 (S.D.N.Y.) (\$187 million in settlements pending final approval); *Alaska Elec. Pension Fund, et al. v. Bank of Am. Corp., et al.*, No. 14 Civ. 7126-JMF (S.D.N.Y.) (\$504.5 million in settlements); *In re Crude Oil Commodity Futures Litig.*, No. 11-cv-3600 (S.D.N.Y.); and *In re London Silver Fixing, Ltd. Antitrust Litig.*, No. 14-md-2573 (S.D.N.Y.) (\$38 million partial settlement).

Mr. Dell'Angelo also serves as lead counsel in numerous individual antitrust cases on behalf of purchasers of rail freight services from the four major rail carriers in the United States.

The National Law Journal featured Mr. Dell'Angelo in its profile of Berger Montague for a special annual report entitled "Plaintiffs' Hot List." The National Law Journal's Hot List identifies the top plaintiff practices in the country. The Hot List profile focused on Mr. Dell'Angelo's role in the MF Global litigation (*In re MF Global Holding Ltd. Inv. Litig.*, No. 12-MD-2338-VM (S.D.N.Y.)). In MF Global, Mr. Dell'Angelo represented former commodity account holders seeking to recover approximately \$1.6 billion of secured customer funds after the highly publicized collapse of MF Global, a major commodities brokerage. At the outset of this high-risk litigation, the odds appeared grim: MF Global had declared bankruptcy, leaving the corporate officers, a bank, and a commodity exchange as the only prospect for the recovery of class's misappropriated funds. Nonetheless, four years later, a result few would have believed possible was achieved. Through a series of settlements, the former commodity account holders recovered more than 100 percent of their missing funds, totaling over \$1.6 billion.

Mr. Dell'Angelo has been recognized consistently as a Pennsylvania Super Lawyer, a distinction conferred upon him annually since 2007. He is regularly invited to speak at Continuing Legal Education (CLE) and other seminars and conferences, both locally and abroad. In response to his recent CLE, "How to Deal with the Rambo Litigator," Mr. Dell'Angelo was singled out as "One of the best CLE speakers [attendees] have had the pleasure to see."

E. Michelle Drake – Executive Shareholder

E. Michelle Drake is an Executive Shareholder in the Firm's Minneapolis office. With career settlements and verdicts valued at more than \$150 million, Michelle has had great success in a wide variety of cases.

Michelle focuses her practice primarily on consumer protection, improper credit reporting, and financial services class actions. Michelle is empathetic towards her clients and unyielding in her desire to win. Possessing a rare combination of an elite academic pedigree and real-world trial skills, Michelle has successfully gone toe-to-toe with some of the world's most powerful companies.

Michelle helped achieve one of the largest class action settlements in a case involving improper mortgage servicing practices associated with force-placed insurance, resulting in a settlement valued at \$110 million for a nationwide class of borrowers who were improperly force-placed with overpriced insurance. Michelle also served as liaison counsel and part of the Plaintiffs' Steering Committee on behalf of consumers harmed in the Target data breach, a case she helped successfully resolve on behalf of over ninety million consumers whose data was affected by the breach. In 2015, Michelle resolved a federal class action on behalf of a group of adult entertainers in New York for \$15 million. Most recently, Michelle has been successful in litigating numerous cases protecting consumers' federal privacy rights under the Fair Credit Reporting Act, securing settlements valued at over \$10 million on behalf of tens of thousands of consumers harmed by improper background checks and inaccurate credit reports in the last two years alone.

Michelle was admitted to the bar in 2001 and has since served as lead class counsel in over fifty class and collective actions alleging violations of the Fair Credit Reporting Act, the Fair Debt Collection Practices Act, the Fair Labor Standards Act, various states' unfair and deceptive trade practices acts, breach of contract and numerous other pro-consumer and pro-employee causes of action.

Michelle serves on the Board of the National Association of Consumer Advocates, is a member of the Partner's Council of the National Consumer Law Center, and is an At-Large Council Member for the Consumer Litigation Section for the Minnesota State Bar Association. She was named as a Super Lawyer in 2013-2018 and was named as a Rising Star prior to that. Michelle was also appointed to the Federal Practice Committee in 2010 by the United States District Court for the District of Minnesota. She has been quoted in the New York Times and the National Law Journal, and her cases were named as "Lawsuits of the Year" by Minnesota Law & Politics in both 2008 and 2009.

Michelle began her practice of law by defending high stakes criminal cases as a public defender in Atlanta. Michelle has never lost her desire to litigate on the side of the "little guy."

David F. Sorensen – Executive Shareholder

David Sorensen is an Executive Shareholder and Co-Chair of the Firm's antitrust department. He graduated from Duke University (A.B. 1983) and Yale Law School (J.D. 1989), and clerked for the Hon. Norma L. Shapiro (E.D. Pa.). He concentrates his practice on antitrust and environmental class actions.

Mr. Sorensen co-trieed *Cook v. Rockwell Int'l Corp.*, No. 90-181 (D. Colo.) and received, along with the entire trial team, the "Trial Lawyer of the Year" award in 2009 from the Public Justice Foundation for their work on the case, which resulted in a jury verdict of \$554 million in February 2006, after a four-month trial, on behalf of thousands of property owners near the former Rocky Flats nuclear weapons plant located outside Denver, Colorado. The jury verdict was then the largest in Colorado history, and was the first time a jury has awarded damages to property owners living near one of the nation's nuclear weapons sites. In 2008, after extensive post-trial motions,

the District Court entered a \$926 million judgment for the plaintiffs. The jury verdict in the case was vacated on appeal in 2010. In 2015, on a second trip to the Tenth Circuit Court of Appeals, Plaintiffs secured a victory with the case being sent back to the district court. In 2016, the parties reached a \$375 million settlement, which received final approval in 2017.

Mr. Sorensen played a major role in the Firm's representation of the State of Connecticut in *State of Connecticut v. Philip Morris, Inc., et al.*, in which Connecticut recovered approximately \$3.6 billion (excluding interest) from certain manufacturers of tobacco products. And he served as co-lead class counsel in *Johnson v. AzHHA, et al.*, No. 07-1292 (D. Ariz.), representing a class of temporary nursing personnel who had been underpaid because of an alleged conspiracy among Arizona hospitals. The case settled for \$24 million.

Mr. Sorensen also has played a leading role in numerous antitrust cases representing direct purchasers of prescription drugs. Many of these cases have alleged that pharmaceutical manufacturers have wrongfully kept less expensive generic drugs off the market, in violation of the antitrust laws. Many of these cases have resulted in substantial cash settlements, including *In re: Namenda Direct Purchaser Antitrust Litigation*, (S.D.N.Y.) (\$750 million settlement – largest single-defendant settlement ever for a case alleging delayed generic competition); *King Drug Co. v. Cephalon, Inc.*, (E.D. Pa.) (\$512 million partial settlement); *In re: Aggrenox Antitrust Litigation* (\$146 million settlement); *In re Loestrin 24 Fe Antitrust Litigation* (\$120 million); *In re: K-Dur Antitrust Litigation* (\$60.2 million); *In re: Prandin Direct Purchaser Antitrust Litigation* (\$19 million); *In re: Doryx Antitrust Litigation* (\$15 million); *In re: Skelaxin Antitrust Litigation* (\$73 million); *In re: Wellbutrin XL Antitrust Litigation* (\$37.50 million); *In re: Oxycontin Antitrust Litigation* (\$16 million); *In re: DDAVP Direct Purchaser Antitrust Litigation* (\$20.25 million settlement following precedent-setting victory in the Second Circuit, which Mr. Sorensen argued, see 585 F.3d 677 (2d Cir. 2009)); *In re: Nifedipine Antitrust Litigation* (\$35 million); *In re: Terazosin Hydrochloride Antitrust Litigation*, MDL 1317 (S.D. Fla.) (\$74.5 million); and *In re: Remeron Antitrust Litigation* (\$75 million). Mr. Sorensen is serving as co-lead counsel or on the executive committee of numerous similar, pending cases.

In 2017, the American Antitrust Institute presented its Antitrust Enforcement Award to Mr. Sorensen and others for their work on the *K-Dur* case. In 2019, Mr. Sorensen and others were recognized again by the AAI for their work on the *King Drug* case, being awarded the Outstanding Antitrust Litigation Achievement in Private Law Practice. Mr. Sorensen and his team received the same award in 2020 for their work on the *Namenda* case. Also in 2020, *Law360* named Mr. Sorensen a Competition MVP of the Year.

Shareholders

John G. Albanese – Shareholder

John Albanese is a Shareholder in the Minneapolis office. Mr. Albanese concentrates his practice on consumer protection with a focus on Fair Credit Reporting Act violations related to criminal background checks. Mr. Albanese has also prosecuted class actions related to illegal online lending, unfair debt collection, privacy breaches, and other consumer law issues. Mr. Albanese is

regularly invited to speak on consumer law and litigation issues. Mr. Albanese has obtained favorable decisions for consumers in state and federal courts all over the country. He also frequently represents consumer advocacy groups as *amici curiae* at the appellate level.

Mr. Albanese is a graduate of Columbia Law School and Georgetown University. At Columbia, he was a managing editor of the Columbia Law Review and was elected to speak at graduation by his classmates. Mr. Albanese clerked for Magistrate Judge Geraldine Brown in the Northern District of Illinois.

Joy P. Clairmont – Shareholder

Joy Clairmont is a Shareholder in the Whistleblower, *Qui Tam* & False Claims Act Group, which has recovered more than \$3 billion for federal and state governments, as well as over \$500 million for the firm's whistleblower clients. Ms. Clairmont also has experience practicing in the area of securities fraud litigation.

Ms. Clairmont has been investigating and litigating whistleblower cases for over fifteen years and has successfully represented whistleblower clients in federal and state courts throughout the United States. On behalf of her whistleblower clients, Ms. Clairmont has pursued fraud cases involving a diverse array of companies: behavioral health facilities, a national retail pharmacy chain, a research institution, pharmaceutical manufacturers, skilled nursing facilities, a national dental chain, mortgage lenders, hospitals and medical device manufacturers.

Most notably, Ms. Clairmont has participated in several significant and groundbreaking cases involving fraudulent drug pricing:

United States ex rel. Streck v. AstraZeneca, LP, et al., C.A. No. 08-5135 (E.D. Pa.): a Medicaid rebate fraud case which settled in 2015 for a total of \$55.5 million against three pharmaceutical manufacturers, AstraZeneca, Cephalon, and Biogen. The case alleged that the defendants did not properly account for millions of dollars of payments to wholesalers for drug distribution and other services. As a result, the defendants underpaid the government in rebates owed under the Medicaid Drug Rebate Program.

United States ex rel. Kieff and LaCorte v. Wyeth and Pfizer, Inc., Nos. 03-12366 and 06-11724-DPW (D. Mass.): a Medicaid rebate fraud case involving Wyeth's acid-reflux drug, Protonix, which settled for \$784.6 million in April 2016.

"AWP" Cases: a series of cases in federal and state courts against many of the largest pharmaceutical manufacturers, including Bristol-Myers Squibb, Boehringer Ingelheim, and GlaxoSmithKline, for defrauding the government through false and inflated price reports for their drugs, which resulted in more than \$2 billion in recoveries for the government.

Earlier in her career, Ms. Clairmont gained experience litigating securities fraud class actions including, most notably, *In Re Sunbeam Securities Litigation*, a class action which led to the recovery of over \$142 million for the class of plaintiffs in 2002.

Ms. Clairmont graduated in 1995 with a B.A. *cum laude* from George Washington University and in 1998 with a J.D. from George Washington University Law School.

Caitlin G. Coslett – Shareholder

Caitlin G. Coslett is a Shareholder and Co-Chair of the Firm’s Antitrust Department. She also serves on the Firm’s Diversity, Equity, and Inclusion Task Force and as the Work Assignment Coordinator. Ms. Coslett concentrates her practice on complex litigation, including antitrust and mass tort litigation.

Ms. Coslett represents classes of direct purchasers of pharmaceutical drugs who allege that drug manufacturers have violated federal antitrust law by wrongfully keeping less-expensive generic drugs off the market and/or by wrongfully impeding generic competition. Her work on generic suppression cases has contributed to significant settlements totaling hundreds of millions of dollars, including in the cases of *In re Solodyn (Minocycline Hydrochloride) Antitrust Litigation* (for which Ms. Coslett served as Co-Lead Counsel), *In re Lidoderm Antitrust Litigation*, and *In re Skelaxin (Metaxalone) Antitrust Litigation*. Ms. Coslett is currently litigating several similar antitrust pharmaceutical cases, such as *In re Effexor XR Antitrust Litigation*, *In re Bystolic Antitrust Litigation*, *In re Intuniv Antitrust Litigation*, *In re Lamictal Antitrust Litigation*, *In re Novartis and Par Antitrust Litigation*, *In re Opana ER Antitrust Litigation*, and *In re Suboxone (Buprenorphine Hydrochloride and Naloxone) Antitrust Litigation*. She was honored for “Outstanding Antitrust Litigation Achievement by a Young Lawyer” for her work in *In re Lidoderm Antitrust Litigation*.

Ms. Coslett’s experience litigating antitrust class actions also includes *In re CRT Antitrust Litigation*, *In re Domestic Drywall Antitrust Litigation*, *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation*, *In re Steel Antitrust Litigation*, and *In re Urethane [Polyether Polyols] Antitrust Litigation*.

Ms. Coslett also played a significant role in the post-trial litigation in *Cook v. Rockwell International Corporation*, a mass tort class action brought on behalf of thousands of property owners near the Rocky Flats nuclear plant in Colorado. The case settled for \$375 million following a successful appeal to the Tenth Circuit and, in ruling for the plaintiffs on appeal, then-Judge Neil Gorsuch (who is now a Supreme Court Justice) praised Class Counsel’s successful “judicial jiu jitsu” in litigating the case through the second appeal.

Ms. Coslett was named a “Next Generation Lawyer” by The Legal 500 United States 2019 in the Civil Litigation/Class Actions: Plaintiff category and was selected as a Rising Star by Super Lawyers every year from 2014 – 2021. She has served as pro bono counsel for clients referred by the AIDS Law Project of Pennsylvania and Philly VIP and is a member of the National LGBT Bar Association.

A Philadelphia native, Ms. Coslett graduated magna cum laude from Haverford College with a B.S. in mathematics and economics and graduated cum laude from New York University School of Law. At NYU Law, Ms. Coslett was a Lederman/Milbank Fellow in Law and Economics and an articles selection editor for the NYU Review of Law and Social Change. Prior to law school, she

was an economics research assistant at the Federal Reserve Board in Washington, D.C. Ms. Coslett was formerly one of the top 75 rated female chess players in the U.S.

Andrew C. Curley – Shareholder

Andrew C. Curley is a Shareholder in the Antitrust practice group. He concentrates his practice in the area of complex antitrust litigation.

Mr. Curley served as Co-Lead Class Counsel on behalf of a class of independent truck stops and other retail merchants in *Marchbanks Truck Service, Inc. v. Comdata Network, Inc.*, Case No. 07-1078 (E.D. Pa.). The *Marchbanks* litigation settled in January 2014 for \$130 million and significant prospective relief in the form of, among other things, meaningful and enforceable commitments by the largest over-the-road trucker fleet card issuer in the United States to modify or not to enforce those portions of its merchant services agreements that plaintiffs challenged as anticompetitive, and that an expert economist has determined to be worth an additional \$260 million to \$491 million (bringing the total value of the settlement to between \$390 and \$621 million).

Mr. Curley is also involved in a number of antitrust cases representing direct purchasers of prescription drugs. These cases have alleged that pharmaceutical manufacturers have wrongfully kept less expensive generic drugs off the market, in violation of the antitrust laws. Those cases include: *In re Solodyn Antitrust Litig.*, 14 MD 2503 (D. Mass.) (\$76 million settlements); and *In re Aggrenox Antitrust Litig.*, No. 3:14-md-02516 (D. Conn.) (\$146 million settlement); *In re Skelaxin (Metaxalone) Antitrust Litig.*, No. 12-MD-2343 (E.D. Tenn.) (\$73 million settlement); *In re Wellbutrin XL Antitrust Litig.*, No. 08-2431 (E.D. Pa.) (\$37.5 million settlement with one of two defendants); *In re Opana ER Antitrust Litig.*, No. 14-cv-10150 (N.D. Ill.) and *In re Niaspan Antitrust Litig.*, No. 12-MD-2460 (E.D. Pa.).

Prior to joining the firm, Mr. Curley practiced in the litigation department of a large Philadelphia law firm where he represented clients in a variety of industries in complex commercial litigation in both state and federal court.

Josh P. Davis – Shareholder

Josh supervises the Firm's San Francisco Bay Area Office. He focuses his practice on antitrust, appeals, class certification, and class action and complex litigation ethics. He is one of the leading scholars in the nation on antitrust procedure, class certification, and ethics in class actions and complex litigation.

Josh is currently a Research Professor at the University of California, Hastings College of the Law, where he is associated with the Center for Litigation and Courts, and the Director of the Center for Law and Ethics at the University of San Francisco School of Law. He has also taught at the Willamette University College of Law and the Georgetown University Law Center. He has testified before Congress on matters related to civil procedure and presented on matters related to private antitrust enforcement before the U.S. Department of Justice and the Federal Trade Commission.

Josh received a CLAY California Attorney of the Year Award in Antitrust in 2016. His law review article, “Defying Conventional Wisdom: The Case for Private Antitrust Enforcement,” 48 Ga. L. Rev. 1 (2013), won the 2014 award for best academic article from George Washington University School of Law and Institute on Competition Law. His scholarship has been cited by multiple federal appellate and trial courts. He has published dozens of articles and book chapters on antitrust, civil procedure, class certification, legal ethics, and legal philosophy, among other topics. He regularly presents throughout the country and the world at scholarly and professional conferences and symposia on aggregate litigation, civil procedure, and ethics. Recently, he has written various articles and book chapters on artificial intelligence (AI) and the law and is completing his first book, “Unnatural Law: AI, Consciousness, Ethics, and Legal Theory” (forthcoming in Cambridge University Press 2022/23).

Josh graduated from N.Y.U. School of Law in 1993, where he won the Frank H. Sommer Memorial Award for top general scholarship and achievement in his class, served as the Articles Editor for the N.Y.U. Law Review, and was admitted to the Order of the Coif. After law school, he was a law clerk for Patrick E. Higginbotham of the U.S. Court of Appeals for the Fifth Circuit. He was a partner at Lieff, Cabraser, Heimann & Bernstein, LLP, until 2000, when he entered full-time legal academia until joining the Firm in 2022.

Lawrence Deutsch – Shareholder

Mr. Deutsch has been involved in numerous major shareholder class action cases. He served as lead counsel in the Delaware Chancery Court on behalf of shareholders in a corporate governance litigation concerning the rights and valuation of their shareholdings. Defendants in the case were the Philadelphia Stock Exchange, the Exchange’s Board of Trustees, and six major Wall Street investment firms. The case settled for \$99 million and also included significant corporate governance provisions. Chancellor Chandler, when approving the settlement allocation and fee awards on July 2, 2008, complimented counsel’s effort and results, stating, “Counsel, again, I want to thank you for your extraordinary efforts in obtaining this result for the class.” The Chancellor had previously described the intensity of the litigation when he had approved the settlement, “All I can tell you, from someone who has only been doing this for roughly 22 years, is that I have yet to see a more fiercely and intensely litigated case than this case. Never in 22 years have I seen counsel going at it, hammer and tong like they have gone at it in this case.”

Mr. Deutsch was one of principal trial counsel for plaintiffs in *Fred Potok v. Floorgraphics, Inc., et al.* (Phila Co. CCP 080200944 and Phila Co. CCP 090303768) resulting in an \$8 million judgment against the directors and officers of the company for breach of fiduciary duty.

Over his 25 years working in securities litigation, Mr. Deutsch has been a lead attorney on many substantial matters. Mr. Deutsch served as one of lead counsel in the *In Re Sunbeam Securities Litigation* class action concerning “Chainsaw” Al Dunlap (recovery of over \$142 million for the class in 2002). As counsel on behalf of the City of Philadelphia he served on the Executive Committee for the securities litigation regarding *Frank A. Dusek, et al. v. Mattel Inc., et al.* (recovery of \$122 million for the class in 2006).

Mr. Deutsch served as lead counsel for a class of investors in Scudder/Deutsche Bank mutual funds in the nationwide *Mutual Funds Market Timing* cases. Mr. Deutsch served on the Plaintiffs' Omnibus Steering Committee for the consortium of all cases. These cases recovered over \$300 million in 2010 for mutual fund purchasers and holders against various participants in widespread schemes to "market time" and late trade mutual funds, including \$14 million recovered for Scudder/Deutsche Bank mutual fund shareholders.

Mr. Deutsch has been court-appointed Lead or a primary attorney in numerous complex litigation cases: *NECA-IBEW Pension Trust Fund, et al. v. Precision Castparts Corp., et al.* (Civil Case No. 3:16-cv-01756-YY); *Fox et al. v. Prime Group Realty Trust, et al.* United States District Court Northern District of Illinois (Civil Case No. 1:12-cv-09350) (\$8.25 million settlement pending); served as court-appointed lead counsel in *In Re Inergy LP Unitholder Litigation* (Del. Ch. No. 5816-VCP) (\$8 million settlement).

Mr. Deutsch served on a team of lead counsel in *In Re: CertainTeed Fiber Cement Siding Litigation*, E.D.Pa. MDL NO. 11-2270 (\$103.9 million settlement); *Tim George v. Uponor, Inc., et al.*, United States District Court, District of Minnesota, Case No. 12-CV-249 (ADM/JJK) (\$21 million settlement); *Batista, et al. v. Nissan North America, Inc.*, United States District Court, Southern District of Florida, Miami Division, Case No 1;14-cv-24728 (settlement valued at \$65,335,970.00).

In addition to his litigation work, Mr. Deutsch has been a member of the firm's Executive Committee and also manages the firm's paralegals. He has also regularly represented indigent parties through the Bar Association's VIP Program, including the Bar's highly acclaimed representation of homeowners facing mortgage foreclosure.

Prior to joining the firm, Mr. Deutsch served in the Peace Corps from 1973-1976, serving in Costa Rica, the Dominican Republic, and Belize. He then worked for ten years at the United States General Services Administration.

Mr. Deutsch is a graduate of Boston University (B.A. 1973), George Washington University's School of Government and Business Administration (M.S.A. 1979), and Temple University's School of Law (J.D. 1985). He became a member of the Pennsylvania Bar in 1986 and the New Jersey Bar in 1987. He has also been admitted to practice in Eastern District of Pennsylvania, the First Circuit Court of Appeals, the Second Circuit Court of Appeals, the Third Circuit Court of Appeals, the Fourth Circuit Court of Appeals, Eleventh Circuit Court of Appeals and the U.S. Court of Federal Claims as well as various jurisdictions across the country for specific cases.

William H. Ellerbe – Shareholder

William H. Ellerbe is a Shareholder in the Philadelphia office and practices in the firm's Whistleblower, *Qui Tam* & False Claims Act group, which has collectively recovered more than \$3 billion for federal and state governments, as well as over \$500 million for the firm's whistleblower clients. Mr. Ellerbe represents whistleblowers in litigation across the country and

also actively assists in investigating and evaluating potential whistleblower claims before a lawsuit is filed.

Mr. Ellerbe received an A.B. in English from Princeton University. He graduated *magna cum laude* from the University of Michigan Law School and also received a certificate in Science, Technology, and Public Policy from the Ford School of Public Policy. During law school, Mr. Ellerbe was an Associate Editor of the *Michigan Telecommunications and Technology Law Review* and an active member of both the Environmental Law Society and the Native American Law Students Association.

Prior to joining the firm, Mr. Ellerbe clerked for the Honorable Anne E. Thompson of the United States District Court for the District of New Jersey. He also worked as a white collar and commercial litigation associate at two large corporate defense firms.

Mr. Ellerbe is admitted to practice in the state courts of Pennsylvania, New Jersey, and New York, as well as the Third and Fourth Circuit Courts of Appeals and the United State District Courts for the Eastern District of Pennsylvania, the Middle District of Pennsylvania, the District of New Jersey, the Southern District of New York, and the Eastern District of New York.

Candice J. Enders – Shareholder

Candice J. Enders is a Shareholder in the Antitrust practice group. She concentrates her practice in complex antitrust litigation.

Ms. Enders has significant experience investigating and developing antitrust cases, navigating complex legal and factual issues, negotiating discovery, designing large-scale document reviews, synthesizing and distilling conspiracy evidence, and working with economic experts to develop models of antitrust impact and damages. Her work on antitrust conspiracy cases has contributed to significant settlements totaling hundreds of millions of dollars, including in *In re Domestic Drywall Antitrust Litigation*, No. 13-2437 (E.D. Pa.) (\$190 million in total settlements); *In re Commodity Exchange, Inc. Gold Futures & Options Trading Litigation*, No. 14-2548 (S.D.N.Y.) (\$60 million settlement with Deutsche Bank preliminarily approved; preliminary approval of \$42 million settlement with Defendant HSBC pending; litigation continuing against remaining defendants); *In re Microcrystalline Cellulose Antitrust Litigation*, No. 01-111 (E.D. Pa.) (\$50 million settlement achieved shortly before trial).

In addition to her case work, Ms. Enders contributes to the administration of the firm by serving as the firm's Attorney Recruitment Coordinator, Paralegal Coordinator, and a member of the Diversity, Equity & Inclusion Task Force.

Michael T. Fantini – Shareholder

Michael T. Fantini is a Shareholder in the Consumer Protection and Commercial Litigation practice groups. Mr. Fantini concentrates his practice on consumer class action litigation.

Mr. Fantini has considerable experience in notable consumer cases such as: *In re TJX Companies Retail Security Breach Litigation*, Master Docket No. 07-10162 (D. Mass) (class action brought on behalf of persons whose personal and financial data were compromised in the largest computer theft of personal data in history - settled for various benefits valued at over \$200 million); *In re Educational Testing Service Praxis Principles of Learning and Teaching: Grade 7-12 Litigation*, MDL No. 1643 (E.D. La. 2006) (settlement of \$11.1 million on behalf of persons who were incorrectly scored on a teachers' licensing exam); *Block v. McDonald's Corporation*, No: 01CH9137 (Cir. Ct. Of Cook County, Ill.) (settlement of \$12.5 million where McDonald's failed to disclose beef fat in french fries); *Fitz, Inc. v. Ralph Wilson Plastics Co.*, No. 1-94-CV-06017 (D. N.J.) (claims-made settlement whereby fabricators fully recovered their losses resulting from defective contact adhesives); *Parker v. American Isuzu Motors, Inc.*; No: 3476 (CCP, Philadelphia County) (claims-made settlement whereby class members recovered \$500 each for their economic damages caused by faulty brakes); *Crawford v. Philadelphia Hotel Operating Co.*, No: 04030070 (CCP Phila. Cty. 2005) (claims-made settlement whereby persons with food poisoning recovered \$1,500 each); *Melfi v. The Coca-Cola Company* (settlement reached in case involving alleged misleading advertising of Enviga drink); *Vaughn v. L.A. Fitness International LLC*, No. 10-cv-2326 (E.D. Pa.) (claims made settlement in class action relating to failure to cancel gym memberships and improper billing); *In re Chickie's & Pete's Wage and Hour Litigation*, Master File No. 12-cv-6820 (E.D. Pa.) (settled class action relating to failure to pay proper wage and overtime under FLSA).

Notable security fraud cases in which Mr. Fantini was principally involved include: *In re PSINet Securities Litigation*, No: 00-1850-A (E.D. Va.) (settlement in excess of \$17 million); *Ahearn v. Credit Suisse First Boston, LLC*, No: 03-10956 (D. Mass.) (settlement of \$8 million); and *In re Nesco Securities Litigation*, 4:01-CV-0827 (N.D. Okla.).

Mr. Fantini has represented the City of Chicago in an action against certain online travel companies, such as Expedia, Hotels.com, and others, for their alleged failure to pay hotel taxes. He also represented the City of Philadelphia in a similar matter.

Prior to joining the firm, Mr. Fantini was a litigation associate with Dechert LLP. At George Washington University Law School, he was a member of the Moot Court Board. From 2017 - 2021, Mr. Fantini was named a Pennsylvania Super Lawyer by Thomson Reuters.

Michael J. Kane – Shareholder

Michael J. Kane, a Shareholder of the firm, is a graduate of Rutgers University and Ohio Northern University School of Law, with distinction, where he was a member of the Law Review. Mr. Kane is admitted to practice in Pennsylvania and various federal courts.

Mr. Kane joined the antitrust practice in 2005. Prior to joining the firm, Mr. Kane was affiliated with Mager, White & Goldstein, LLP where he represented clients in complex commercial litigation involving alleged unlawful business practices including: violations of federal and state antitrust and securities laws, breach of contract and other unfair and deceptive trade practices. Mr. Kane has extensive experience working with experts on economic issues in antitrust cases, including

impact and damages. Mr. Kane has served in prominent roles in high profile antitrust, securities, and unfair trade practice cases filed in courts around the country.

Currently, Mr. Kane is one of the lead attorneys actively litigating and participating in all aspects of the *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation*, MDL No. 1720 (E.D.N.Y.) alleging, *inter alia*, that certain of Visa and MasterCard rules, including anti-steering restraints and default interchange fees, working in tandem have caused artificially inflated interchange fees paid by Merchants on credit and debit card transactions. After over a decade of litigation, a settlement of as much as \$6.24 billion and no less than \$5.54 billion was preliminary approved in January 2019. He is also one of the lead counsel in *Contant, et al. v. Bank of America Corp., et al.*, 1:17-cv-03139-LGS (S.D.N.Y.) alleging a conspiracy among horizontal competitors to fix the prices of foreign currencies and certain foreign currency instruments to recover damages caused by defendants on behalf of plaintiffs and members of a proposed class of indirect purchasers of FX instruments from defendants.

Mr. Kane was also one of the lead lawyers in *Castro v. Sanofi Pasteur, Inc.*, No. 2:11-cv-07178-JMV-MAH (D.N.J.), a certified class action of over 26,000 physician practices, other healthcare providers, and vaccine distributors direct purchasers, alleging that defendant Sanofi engaged in anticompetitive conduct to maintain its monopoly in the market for MCV4 vaccines resulting in artificially inflated prices for Sanofi's MCV4 vaccine Menactra and the MCV4 vaccine Menveo. In October 2017 the court granted final approval the \$61.5 million settlement.

Mr. Kane also had a leading role in *Ross v. American Express Company* (S.D.N.Y.) (\$49.5 million settlement achieved after more than 7 years of litigation and after summary judgment was denied). In the related matter *Ross v. Bank of America* (S.D.N.Y.) involving claims that the defendant banks and American Express unlawfully acted in concert to require cardholders to arbitrate disputes, including debt collections, and to preclude cardholders from participating in any class actions, Mr. Kane was one of the primary trial counsel in the five week bench trial. Mr. Kane also has had a prominent role in several antitrust cases against pharmaceutical companies challenging so-called pay for delay agreements wherein the brand drug company allegedly seeks to delay competition from generic equivalents to the brand drug through payments by the brand drug company to the generic drug company. Mr. Kane served as co-lead counsel in *In re Microsoft Corporation Massachusetts Consumer Protection Litigation* (Mass. Super. Ct., Middlesex Cty.), in which plaintiffs alleged that as a result of Microsoft Corporation's anticompetitive practices, Massachusetts consumers paid more than they should have for Microsoft's operating systems and software. The case was settled for \$34 million. Other cases in which Mr. Kane has had a prominent role include: *In re Currency Conversion Fee Antitrust Litig.* (S.D.N.Y.) (settlement for \$336 million and injunctive relief); *In re Nasdaq Market Makers Antitrust Litig.* (S.D.N.Y.); *In re Compact Disc Antitrust Litig.* (C.D. Cal.); *In re WorldCom, Inc. Securities Litig.* (S.D.N.Y.); *In re Lucent Technologies, Inc. Securities Litig.* (D.N.J.); *City Closets LLC v. Self Storage Assoc., Inc.* (S.D.N.Y.); *Rolite, Inc. v. Wheelabrator Environmental Sys. Inc.*, (E.D. Pa.); and *Amin v. Warren Hospital* (N.J. Super.).

Robert Litan – Shareholder

Robert Litan is a Shareholder in the Antitrust practice group. Litan is one of the few practicing lawyers (in any field, including antitrust) with a PhD in economics and an extensive research and testimonial career in economics. During his legal career, Litan has specialized in administrative and antitrust litigation, concentrating on economic issues, working closely with economic experts (having been a testimonial witness in more than 20 legal and administrative proceedings himself). He previously was a partner with Powell, Goldstein, Frazier and Murphy (Washington, D.C and Atlanta) and Korein Tillery (St. Louis Chicago). He began his legal career as an Associate at Arnold & Porter (Washington, D.C.)

Litan has directed economic research at three leading national organizations: the Brookings Institution, the Kauffman Foundation and Bloomberg Government.

Litan has held several appointed positions in the federal government. In 1993, he was appointed Principal Deputy Assistant Attorney General in the Antitrust Division of the Justice Department, where he oversaw civil non-merger litigation and the Department's positions on regulatory matters, primarily in telecommunications. During his tenure, he settled the Department's antitrust lawsuit against the Ivy League and MIT for fixing financial aid awards, oversaw the Department's first monopolization case against Microsoft (resulting in 1994 consent decree) and the initial stages of the Antitrust Division's price fixing case against Nasdaq (also resulting in a consent decree). In 1995, Litan was appointed Associate Director of the Office of Management and Budget, where he oversaw the budgets of five cabinet level agencies.

Litan has co- chaired two panels of studies for the National Academy of Sciences (Measuring Innovation and Disaster Loan Estimation), has served on one other NAS Committee (Use of Scientific Evidence), and consulted for NAS (on energy modeling). He has also been a member of the Presidential-Congressional Commission on the Causes of the Savings and Loan Crisis (1991-93).

Litan has consulted for a broad range of private and governmental organizations, including the U.S. Justice Department (antitrust division), the U.S. Treasury Department, the Federal Reserve Bank of New York, the Federal Home Loan Bank of San Francisco, and the Financial Institutions Subcommittee of the House Banking Committee, the Monetary Authority of Singapore and the World Bank.

Litan has been adjunct professor teaching banking law at the Yale Law School and a Lecturer in Economics at Yale University. He also has taught economics and counter-insurgency at the U.S. Army Command General Staff College, Ft. Leavenworth

Hans Lodge – Shareholder

Hans Lodge is a zealous advocate and is dedicated to protecting the rights of consumers in and out of court. Hans assists consumers who have been denied jobs or housing due to inaccurate criminal history information reporting in their employment/tenant background check reports. Hans also assists consumers who have been denied credit due to inaccurate information reporting in their credit reports and have suffered harm due to unlawful debt collection behavior.

Hans is an aggressive and strategic litigator who has a reputation of working tirelessly to get favorable outcomes for his clients. Hans understands how frustrating it can be trying to deal with background check companies, credit reporting agencies, credit bureaus, and debt collectors, and has a passion for helping clients navigate these areas of the law during their times of need.

Prior to joining the firm, Hans combined his passions for fighting for the little guy and oral advocacy by representing consumers in individual and class action litigation where he held businesses, banks, background check companies, credit bureaus, and debt collectors accountable for illegal practices. As an Associate Attorney at a consumer rights law firm, Hans represented consumers who had trouble paying their bills and were abused and harassed by debt collection agencies, some of whom had their motor vehicles wrongfully repossessed, bringing numerous individual and class action claims under the Fair Debt Collection Practices Act (FDCPA).

Hans also represented consumers who had trouble obtaining credit, employment, and housing due to inaccuracies in their credit reports and background check reports, bringing numerous individual and class action claims under the Fair Credit Reporting Act (FCRA). As an Associate Attorney at a national employment and consumer protection law firm, Hans represented consumers who purchased defective products and employees misclassified as independent contractors, bringing class action claims under consumer protection statutes and the Fair Labor Standards Act (FLSA).

Hans grew up in the Twin Cities and received his Bachelor's Degree from Gustavus Adolphus College in St. Peter, Minnesota, where he double-majored in Political Science and Communication Studies and graduated with honors. His first experience resolving quasi-legal disputes began as a Student Representative on the Campus Judicial Board, where he served for three years and resolved numerous complex disputes between students and the College. His interests in sports and ethics took him to New Zealand, Australia, and Fiji, where he studied Sports Ethics.

During his time at Marquette University Law School, Hans concentrated his legal studies on civil litigation and sports law. As a second-year law student, Hans gained valuable experience working as a law clerk for the Honorable Joan F. Kessler at the Wisconsin Court of Appeals. He also served as a member of the Marquette Sports Law Review where he wrote and edited articles about legal issues impacting the sports industry.

As a member of Marquette Law's moot court team, his brief writing and oral advocacy skills earned him a regional championship and an appearance in the national competition at the New York City Bar Association. Hans was also a member of Marquette's mock trial team, finishing in third place at the regional competition at the Daley Center in Chicago, Illinois.

Mr. Lodge is admitted to practice law in the United States District Court, District of Minnesota; United States District Court, Western District of Wisconsin; and both Minnesota and Wisconsin state courts.

In addition to practicing law, Hans is an Adjunct Professor at Concordia University, St. Paul, where he teaches a sports law course in the Master of Arts in Sports Management program.

Patrick F. Madden – Shareholder

Patrick F. Madden is a Shareholder in the Antitrust, Consumer Protection, Insurance Fraud, and Predatory Lending and Borrowers' Rights practice groups. His practice principally focuses on class actions concerning antitrust violations, financial practices, and insurance products.

Mr. Madden has served in key roles in multiple nationwide consumer class actions. For example, he represented homeowners whose mortgage loan servicers force-placed extraordinarily high-priced insurance on them and allegedly received a kickback from the insurer in exchange. Collectively, Mr. Madden's force-placed insurance settlements have made more than \$175 million in recoveries available to class members.

He has also represented plaintiffs in antitrust class actions. For example, Mr. Madden represents a proposed class of elite mixed martial arts fighters in an antitrust lawsuit against the Ultimate Fighting Championship. *Le, et al. v. Zuffa, LLC*, No. 15-cv-1045 (D. Nev.). Mr. Madden also represents a proposed class of broiler chicken farmers in an antitrust suit against the major chicken processing companies for colluding to suppress compensation to the farmers.

Prior to attending law school, Mr. Madden worked at the United States Department of Labor, Office of Labor-Management Standards as an investigator during which time he investigated allegations of officer election fraud and financial crimes by union officers and employees. While at Temple Law School, Mr. Madden was the Executive Editor of Publications for the Temple Journal of Science, Technology & Environmental Law.

Ellen T. Noteware – Shareholder

Ms. Noteware has successfully represented investors, retirement plan participants, employees, consumers, and direct purchasers of prescription drug products in a variety of class action cases. She currently chairs the firm's Pro Bono Committee.

Ms. Noteware served on the trial team for *Cook v. Rockwell Int'l Corp.* No. 90-181 (D. Colo.) and received, along with the entire trial team, the "Trial Lawyer of the Year" award in 2009 from the Public Justice Foundation for their work on the case, which resulted in a jury verdict of \$554 million in February 2006, after a four-month trial, on behalf of thousands of property owners near the former Rocky Flats nuclear weapons plant located outside Denver, Colorado. The jury verdict was then the largest in Colorado history, and was the first time a jury has awarded damages to property owners living near one of the nation's nuclear weapons sites. In 2008, after extensive post-trial motions, the District Court entered a \$926 million judgment for the plaintiffs. The jury verdict in the case was vacated on appeal in 2010. In 2015, on a second trip to the Tenth Circuit Court of Appeals, Plaintiffs secured a victory with the case being sent back to the district court. In 2016, the parties reached a \$375 million settlement, which received final approval in 2017.

Ms. Noteware also has played a leading role in numerous antitrust cases representing direct purchasers of prescription drugs. Many of these cases have alleged that pharmaceutical manufacturers have wrongfully kept less expensive generic drugs off the market, in violation of the antitrust laws. Many of these cases have resulted in substantial cash settlements, including *In re: Namenda Direct Purchaser Antitrust Litigation*, (S.D.N.Y.) (\$750 million settlement – largest single-defendant settlement ever for a case alleging delayed generic competition); *In re Loestrin 24 Fe Antitrust Litigation*, (D.R.I.) (\$120 million settlement 3 weeks before trial was set to begin); *In re Ovcon Antitrust Litigation*, (D.D.C.) (\$22 million settlement); *In re Tricor Direct Purchaser Antitrust Litigation*, (D. Del.) (\$250 million settlement); *Meijer, Inc. v. Abbott Laboratories*, (N.D. Cal.) (Norvir) (\$52 million); and *In re Celebrex*, No. 14-cv-00361 (E.D. Va.) (\$95 million).

Ms. Noteware is also extensively involved in litigating breach of fiduciary duty class action cases under the Employee Retirement Income Securities Act ("ERISA"). Her ERISA settlements include: *In re Nortel Networks Corp. ERISA Litigation* (M.D. Tenn.) (\$21 million settlement); *In re Lucent Technologies, Inc. ERISA Litigation* (D.N.J.) (\$69 million settlement); *In re SPX Corporation ERISA Litigation* (W.D.N.C.) (\$3.6 million settlement); *Short v. Brown University*, (D.R.I.) (\$3.5M settlement plus requirement that independent adviser for ERISA plans be retained); *Dougherty v. The University of Chicago*, No. 1:17-cv-03736 (N.D. Ill.) (\$6.5M settlement); and *Nicolas v. The Trustees of Princeton University*, No. 3:17-cv-03695 (D.N.J.) (settlement announced).

Ms. Noteware is a graduate of Cornell University (B.S. 1989) and the University of Wisconsin-Madison Law School (J.D. *cum laude* 1993) where she won the Daniel H. Grady Prize for the highest grade point average in her class, served as Managing Editor of the Law Review, and earned Order of the Coif honors. She is currently a member of the Pennsylvania, New York, and District of Columbia bars.

Russell D. Paul – Shareholder

Russell Paul is a Shareholder in the Consumer Protection, Qui Tam/Whistleblower, and Securities/Governance/Shareholder Rights practice groups and heads the Automobile Defect practice area. He concentrates his practice on consumer class actions, securities class actions and derivative suits, complex securities, and commercial litigation matters, and False Claims Act suits.

Mr. Paul has successfully litigated and led consumer protection and product defect actions in the automotive, pet food, soft drink, and home products industries. He has been appointed to a leadership position in several automotive defect cases. See *Francis v. General Motors, LLC*, No. 2:19-cv-11044-DML-DRG (E.D. Mich.), ECF No. 40 (appointed as member of Plaintiffs' Steering Committee); *Weston v. Subaru of America, Inc.*, No. 1:20-cv-05876 (D.N.J.), ECF No. 49 (appointed as Interim Co-Lead Counsel); *Miller v. Ford Motor Co.*, No. 2:20-cv-01796 (E.D. Cal.) ECF No. 60 (appointed to Interim Class Counsel Executive Committee) and *Powell v. Subaru of America, Inc.*, No. 1:19-cv-19114 (D.N.J.), ECF No. 26 (appointed as Interim Co-Lead Counsel).

Mr. Paul has litigated securities class actions against Tyco International Ltd., Baxter Healthcare Corp., ALSTOM S.A., Able Laboratories, Inc., Refco Inc., Toll Brothers and the Federal National Mortgage Association (Fannie Mae). He has also litigated derivative actions in various state courts around the country, including in the Delaware Court of Chancery. Mr. Paul has also briefed and argued several federal appeals, including in the Third, Sixth and Ninth Circuits.

In addition to securities litigation, Mr. Paul has broad corporate law experience, including mergers and acquisitions, venture capital financing, proxy contests, and general corporate matters. He began his legal career in the New York office of Skadden, Arps, Slate, Meagher & Flom.

Mr. Paul has been designated a "Pennsylvania Super Lawyer" and a "Top Attorney in Pennsylvania."

Mr. Paul graduated from the Columbia University School of Law (J.D. 1989) where he was a Harlan Fiske Stone Scholar, served on the Moot Court Review Board, was an editor of Pegasus (the law school's catalog) and interned at the United States Attorneys' Office for the Southern District of New York. He completed his undergraduate studies at the University of Pennsylvania, earning a B.S. in Economics from the Wharton School (1986) and a B.A. in History from the College of Arts and Sciences (1986). He was elected to the Beta Gamma Sigma Honors Society.

Barbara A. Podell – Shareholder

Barbara A. Podell is a Shareholder in the Securities practice group at the firm. She concentrates her practice on securities class action litigation.

Ms. Podell graduated from the University of Pennsylvania (*cum laude*) and the Temple University School of Law (*magna cum laude*), where she was Editor-in-Chief of the Temple Law Quarterly.

Ms. Podell was one of the firm's senior attorneys representing the Pennsylvania State Employees' Retirement System ("SERS") as the lead plaintiff in the *In re CIGNA Corp. Sec. Litig.*, No. 02-CV-8088 (E.D. Pa.), a federal securities fraud class action in which SERS moved for, and was appointed, lead plaintiff. CIGNA allegedly concealed crucial operational problems, which, once revealed, caused the company's stock price to fall precipitously. The firm obtained a \$93 million settlement. This was a remarkable recovery because there were no accounting restatements, government investigations, typical indicators of financial fraud, or insider trading. Moreover, the case was settled on the eve of trial (22.7% of losses recovered).

Before joining the firm, Ms. Podell was a founding member of Savett Frutkin Podell & Ryan, P.C., and before that, a shareholder at Kohn, Savett, Klein & Graf and an associate at Dechert LLP, all in Philadelphia.

Camille Fundora Rodriguez – Shareholder

Ms. Rodriguez is a Shareholder in the firm's Employment & Unpaid Wages, Consumer Protection, and Lending Practices & Borrowers' Rights practice groups. Ms. Rodriguez primarily focuses on wage and hour class and collective actions arising under the Fair Labor Standards Act and state

laws. She is also the Diversity, Equity, and Inclusion Coordinator and leads the Firm's DEI Task Force, which enacts a broad range of diversity efforts, including efforts to hire and retain attorneys and non-attorneys from diverse backgrounds and to foster an inclusive work environment, including through Firmwide trainings on implicit bias issues that may impact the workplace.

Prior to joining the firm, Ms. Rodriguez practiced in the litigation department at a boutique Philadelphia law firm where she represented clients in a variety of personal injury, disability, and employment discrimination matters. Ms. Rodriguez is a graduate of Widener University School of Law.

Ms. Rodriguez was recently named a 2023 The Best Lawyers in America: Ones to Watch. She was also a Pennsylvania Super Lawyer "Rising Star" in 2022. In 2021, Ms. Rodriguez was named a "Rising Star" by *Law360*, a "Rising Star of the Plaintiffs Bar" by the *National Law Journal*, and "Lawyer on the Fast Track" by *The Legal Intelligencer*. She also has been a Pennsylvania Super Lawyer "Rising Star" between 2017 and 2021.

Ms. Rodriguez is an active member of the Pennsylvania, Philadelphia, and Hispanic Bar Associations.

Daniel J. Walker – Shareholder

Dan Walker is a Shareholder of the firm, which he rejoined in July 2017 after serving three years in the Health Care Division at the Federal Trade Commission. Mr. Walker practices in the firm's Washington, D.C. office.

While at the Federal Trade Commission, Mr. Walker investigated and litigated antitrust matters in the health care industry. In addition to leading various nonpublic investigations in the pharmaceutical and health information technology sectors, Mr. Walker litigated *Federal Trade Commission v. AbbVie Inc., et al.*, a case alleging that a brand pharmaceutical manufacturer engaged in sham patent litigation to delay generic competition, and *Federal Trade Commission v. Cephalon Inc.*, a "pay-for-delay" lawsuit over a brand pharmaceutical manufacturer's payment to four generic competitors in return for the generics' agreement to delay entry into the market. The Cephalon case settled shortly before trial for \$1.2 billion-the largest equitable monetary relief ever secured by the Federal Trade Commission-as well as significant injunctive relief.

During his time in private practice, Mr. Walker has litigated cases on behalf of plaintiffs and defendants in many areas of law, including antitrust, financial fraud, breach of contract, bankruptcy, and intellectual property. Mr. Walker has helped recover hundreds of millions of dollars on behalf of plaintiffs, including in *In re Titanium Dioxide Antitrust Litigation* (with settlements totaling \$163.5 million for purchasers of titanium dioxide), *In re High Tech Employee Antitrust Litigation* (with settlements totaling \$435 million for workers in the high tech industry), and *Adriana Castro, M.D., P.A., et al. v. Sanofi Pasteur Inc.*, No. 11-cv-07178 (D.N.J.) (with a \$61.5 million settlement pending court approval for purchasers of pediatric vaccines). Mr. Walker was also a member of the team that recovered the funds lost by account holders during MF

Global's collapse and a member of the trial team that successfully represented the Washington Mutual stockholders seeking to recover investments lost in the bankruptcy.

In addition, Mr. Walker has spoken frequently on antitrust issues, including on the intersection of antitrust and intellectual property in the health care industry.

Mr. Walker is a *magna cum laude* graduate of Amherst College and Cornell University Law School, where he was an Articles Editor for the Cornell Law Review. Before entering private practice, Mr. Walker clerked for the Honorable Richard C. Wesley of the United States Court of Appeals for the Second Circuit.

Michaela Wallin – Shareholder

Michaela Wallin is a Shareholder in the Antitrust and Employment Law practice groups. Ms. Wallin's work in the Antitrust group involves complex class actions, including those alleging that pharmaceutical manufacturers have wrongfully kept less expensive drugs off the market, in violation of the antitrust laws. In the Employment Law Group, Ms. Wallin focuses on wage and hour class and collective actions arising under federal and state law.

Prior to joining the firm, Ms. Wallin served as a law clerk for the Honorable James L. Cott of the United States District Court of the Southern District of New York. She also completed an Equal Justice Works Fellowship at the ACLU Women's Rights Project, where she worked to challenge local laws that target domestic violence survivors for eviction and impede tenants' ability to call the police.

Ms. Wallin is a graduate of Columbia Law School, where she was a Harlan Fiske Stone Scholar. Ms. Wallin graduated *magna cum laude* from Bowdoin College, where she was Phi Beta Kappa and a Sarah and James Bowdoin Scholar.

Senior Counsel

Andrew Abramowitz – Senior Counsel

Andrew Abramowitz, Senior Counsel in the Securities Department, concentrates his practice in shareholder litigation, representing investors in matters under the federal securities laws and state law governing breach of fiduciary duty. Prior to joining the firm, Mr. Abramowitz was a partner with a prominent Philadelphia law firm where he practiced for more than twenty years.

Mr. Abramowitz has served as one of the lead counsel in numerous cases, including, of note, *In re Parmalat Securities Litigation* (S.D.N.Y.), often referred to as “the Enron of Europe,” which was a worldwide securities fraud involving an international dairy conglomerate; *In re SCOR Holding (Switzerland) AG Litigation* (S.D.N.Y.), the first case ever to secure recovery for investors in both a U.S. jurisdiction and a foreign forum; and *In re Abbott Depakote Shareholder Derivative Litigation* (N.D. Ill.), involving the off-label marketing of an anti-seizure drug.

Other notable cases in which Mr. Abramowitz played a significant role include: *Howard v. Liquidity Services, Inc.* (D.D.C.); *In re The Bancorp, Inc. Securities Litigation* (D. Del.); *In re Life Partners Holdings, Inc. Derivative Litigation* (W.D. Tex.); *In re Synthes Inc. Shareholder Litigation* (Del. Ch.); *In re Atheros Communications, Inc. Shareholder Litigation* (Del. Ch.); *Utah Retirement Systems v. Strauss* (American Home Mortgage) (E.D.N.Y.); *In re PSINet, Inc. Securities Litigation* (E.D. Va.); *Penn Federation BMW v. Norfolk Southern Corp.* (E.D. Pa.); *Inter-Local Pension Fund of the Graphic Communications Conference of the International Brotherhood of Teamsters v. Cybersource Corp.* (Del. Ch.).

He previously served as Legal Counsel to Tradeoffs, a popular health policy podcast launched by a prominent Philadelphia journalist.

Mr. Abramowitz graduated *cum laude* from Franklin & Marshall College (1993) where he earned membership in Phi Beta Kappa. He earned a J.D. from the University of Maryland School of Law (1996), where he was Assistant Editor for *The Business Lawyer*, published jointly with the American Bar Association.

He was a long-standing member of the Corporate Advisory Board of the Pennsylvania Association of Public Employee Retirement Systems (PAPERS), an organization dedicated to educating trustees and fiduciaries of public pension funds throughout Pennsylvania. He has also participated for more than fifteen years in the University of Pennsylvania School of Law's Mentoring Program, in which he mentors international students in the L.L.M. program about the practice of law in the U.S. He has written and spoken extensively on matters relating to securities litigation and corporate governance.

Mr. Abramowitz is also the author of two novels, *A Beginner's Guide to Free Fall* (Lake Union Publishing, 2019), and *Thank You, Goodnight* (Touchstone/Simon & Schuster, 2015).

Natisha Aviles – Senior Counsel

Natisha Aviles is Senior Counsel in the firm's Antitrust practice group. She concentrates her practice on complex antitrust litigation.

Jennifer Elwell – Senior Counsel

Jennifer Elwell is Senior Counsel in the firm's Consumer Protection group. She concentrates her practice in complex civil litigation involving actions brought on behalf of consumers for corporate wrongdoing and consumer fraud.

Abigail J. Gertner – Senior Counsel

Abigail J. Gertner is an attorney in the firm's Philadelphia office and practices in the firm's Consumer Protection and ERISA Litigation practice groups.

Before joining the firm, Ms. Gertner worked at both plaintiff and defense firms, where she gained experience in complex litigation, including consumer fraud, ERISA, toxic tort, and antitrust

matters. She concentrates her current practice on automotive defect, consumer fraud, and ERISA class actions.

Ms. Gertner graduated from Santa Clara University School of Law in 2003, where she interned for the Santa Clara County District Attorney's Office in the Child and Elder Abuse Unit. She completed her undergraduate studies at Tulane University in 2000, earning a B.S. in Psychology and a B.A. in Classics.

She is also active in her community, formerly serving as a Youth Aid Panel chairperson for Upland in Delaware County. She now serves on the Upland Borough Council, beginning her four-year term in January 2020.

Ms. Gertner is admitted to practice in state courts in Pennsylvania and New Jersey; and the United States District Courts for the Eastern District of Pennsylvania, the District of New Jersey, and the Eastern District of Michigan.

Karen L. Handorf – Senior Counsel

Karen L. Handorf is Senior Counsel at Berger Montague and a member of the firm's Employee Benefits & ERISA practice group, where she represents the interests of employees, retirees, plan sponsors, plan participants and beneficiaries in employee benefit and ERISA cases in the district court and on appeal. Ms. Handorf brings four decades of ERISA knowledge to Berger Montague's practice, where she will focus on emergent issues in health care, with a particular focus on the actions of insurance carrier TPAs that exercise fiduciary duties under ERISA-covered health plans. Ms. Handorf also advises employers and other plan sponsors on the provisions in their administrative service agreements that might cause them to unwittingly violate ERISA or other employee benefit laws. Ms. Handorf is also focused on other legal violations related to patient health care under other (non-ERISA) federal statutes and state consumer statutes in her efforts to address the exorbitant health care costs facing most Americans.

Prior to joining Berger Montague, Ms. Handorf was a partner at another prominent plaintiffs' class action firm and the immediate-past chair and then co-chair of that firm's Employee Benefits/ERISA practice group, where she led efforts in identifying, litigating, and when necessary, appealing often novel employee benefits issues. In that role, Ms. Handorf was one of the pioneers of the church plan litigation against organizations claiming to be exempt from ERISA due to their affiliation with or status as religious organizations.

Prior to that, Ms. Handorf had a distinguished career in government service. She spent 25 years at the Department of Labor, where, among other senior positions, she was the Deputy Associate Solicitor in the Plan Benefits Security Division. During her tenure at the Department of Labor, Ms. Handorf played a major role in formulating and litigating the Government's position on a wide variety of ERISA issues, from conception through expression in amicus briefs filed by the United States Solicitor General in the United States Supreme Court.

Matthew Hartman – Senior Counsel

Matthew Hartman is Senior Counsel in the firm's San Diego office. He primarily practices in complex litigation.

Joseph C. Hashmall – Senior Counsel

Joe Hashmall, Senior Counsel, is a member of the firm's Consumer Protection practice group. In that practice group, Mr. Hashmall primarily focuses on consumer class actions concerning financial and credit reporting practices.

Mr. Hashmall is a graduate of the Grinnell College and the Cornell University School of Law. During law school, Mr. Hashmall served as the Executive Editor of the Cornell Legal Information Institute's Supreme Court Bulletin and as an Editor for the Cornell International Law Journal. Mr. Hashmall has also worked as law clerk for President Judge Bonnie B. Leadbetter of the Pennsylvania Commonwealth Court and for the Honorable David J. Ten Eyck of the Minnesota District Court.

J. Quinn Kerrigan – Senior Counsel

J. Quinn Kerrigan is Senior Counsel in the firm's Consumer Protection practice group. He concentrates his practice in the area of complex consumer litigation, prosecuting actions against corporate defendants and other institutions for violations of state and federal law, including state causes of action challenging unfair and deceptive practices.

Before joining the firm, Mr. Kerrigan gained notable experience litigating antitrust and consumer class actions, corporate mergers, derivative claims, and insurance coverage disputes.

Mr. Kerrigan is admitted to practice in state courts in Pennsylvania and New Jersey, the United States District Courts for the Eastern District of Pennsylvania, the Middle District of Pennsylvania, and the District of New Jersey.

Mr. Kerrigan is a graduate of Temple University's Beasley School of Law and John Hopkins University.

Joseph P. Klein – Senior Counsel

Joseph Klein is Senior Counsel in the Antitrust practice group and focuses his work on complex antitrust litigation.

David A. Langer – Senior Counsel

David A. Langer is Senior Counsel in the Antitrust practice group. He concentrates his practice in complex antitrust litigation.

Mr. Langer has had a primary role in the prosecution of the following antitrust class actions: *In re Currency Conversion Fee Antitrust Litigation* (S.D.N.Y.) (after 5½ years of litigation, through the close of fact and expert discovery, achieved a settlement consisting of \$336 million and injunctive relief for a class of U.S. Visa and MasterCard cardholders; extraordinary settlement participation from class members drawing more than 10 million claimants in one of the largest consumer

antitrust class actions); *Ross and Wachsmuth v. American Express Co., et al.* (S.D.N.Y.) (\$49.5 million settlement achieved after more than 7 years of litigation and after summary judgment was denied); *Ross, et al. v. Bank of America, N.A. (USA), et al.* (S.D.N.Y.) (obtained settlements with four of the nations' largest card issuers (Bank of America, Capital One, Chase and HSBC) to drop their arbitration clauses for their credit cards for 3.5 years, and a settlement with the non-bank defendant arbitration provider (NAF), who agreed to cease administering arbitration proceedings involving business cards for 3.5 years); and *In re Linerboard Antitrust Litigation* (E.D. Pa.) (helped obtain settlements of more than \$200 million dollars).

Mr. Langer was one of the trial team chairs in the 5-week consolidated bench trial of arbitration antitrust claims in *Ross v. American Express* and *Ross v. Bank of America*, where the Honorable William H. Pauley, III of the United States District Court for the Southern District of New York, commended the "extraordinary talents of Plaintiffs' counsel."

Mr. Langer has also had a primary role in appellate proceedings, obtaining relief for his clients in a number of matters, including *Ross, et al. v. American Express Co., et al.*, 547 F.3d 137 (S.D.N.Y. 2008) (precluding an alleged co-conspirator from relying on the doctrine of equitable estoppel to invoke arbitration clauses imposed by its competitor co-conspirators); *Ross, et al. v. Bank of America, N.A. (USA), et al.*, 524 F.3d 217 (S.D.N.Y. 2008) (holding that antitrust plaintiffs possess Article III standing to challenge the defendants' collusive imposition of arbitration clauses barring participation in class actions); *In re Pharmacy Benefit Managers Antitrust Litig.*, 700 F.3d 109 (3d Cir. 2012) (finding opposing party waived the right to compel arbitration and reversing district court).

While at Vermont Law School, Mr. Langer was Managing Editor and a member of the Vermont Law Review.

Natalie Lesser – Senior Counsel

Natalie Lesser is Senior Counsel in the firm's Consumer Protection and Employee Benefits & ERISA practice groups. She concentrates her practice on automotive defect, consumer fraud, and ERISA class actions.

Before joining the firm, Ms. Lesser gained experience at both plaintiff and defense firms, litigating complex matters involving consumer fraud, securities fraud, and managed care disputes.

Ms. Lesser is admitted to practice in state courts in Pennsylvania and New Jersey, the United States District Courts for the Eastern District of Pennsylvania, the District of New Jersey, and the Eastern District of Michigan, and the United States Courts of Appeals for the Third Circuit and the Ninth Circuit.

Ms. Lesser received her law degree from the University of Pittsburgh School of Law in 2010 and her undergraduate degree in English from the State University of New York at Albany in 2007. While attending the University of Pittsburgh School of Law, Ms. Lesser was Editor in Chief of the University of Pittsburgh Law Review.

James Maro – Senior Counsel

James Maro is Senior Counsel with the Firm's Securities department in Philadelphia. Prior to joining Berger Montague, Jim was a partner at Kessler Topaz Meltzer & Check, LLP, where he focused his practice on securities fraud and consumer protection class action litigation. Jim also represented investors in derivative, as well as mergers and acquisitions litigation. Most recently, Jim managed Kessler Topaz's "startup" department where he developed policies and practices regarding the firm's marketing efforts, potential investor and client communications, and client retention.

Jim graduated from Villanova University School of Law and received his undergraduate degree from the Johns Hopkins University.

Jeffrey L. Osterwise – Senior Counsel

Mr. Osterwise pursues relief for consumers and businesses in a broad array of matters.

Mr. Osterwise litigates class actions on behalf of consumers who have been damaged by automobile manufacturers that conceal known defects in their vehicles and refuse to fulfill their warranty obligations. His experience includes actions against General Motors, Nissan North America, American Honda Motor Company, among others.

Mr. Osterwise also has substantial experience advising consumers and businesses of their rights with respect to a variety of other defective products. He has helped injured parties pursue their claims arising from defects in pharmaceuticals, solar panels, riding lawn tractors, and HVAC and plumbing products.

In addition to defective product claims, Mr. Osterwise has fought to protect consumers from unfair business practices. For example, he has represented clients deceived by their auto insurance carriers and consumers improperly billed by a national health club chain.

Mr. Osterwise also has significant experience representing the interests of shareholders in securities fraud and corporate governance matters. And, he represented the City of Philadelphia and the City of Chicago in separate actions against certain online travel companies for their failure to pay hotel taxes.

Kerri Petty – Senior Counsel

Kerri Petty is Senior Counsel for the firm and concentrates her practice on complex litigation.

Alexandra Koropey Piazza – Senior Counsel

Alexandra Koropey Piazza, Senior Counsel, is a member of the firm's Employment Law, Consumer Protection and Lending Practices & Borrowers' Rights practice groups. In the Employment Law practice group, Ms. Piazza primarily focuses on wage and hour class and collective actions arising under state and federal law. Ms. Piazza's work in the Consumer Protection and Lending Practices & Borrowers' Rights practice groups involves consumer class actions concerning financial practices.

Ms. Piazza is a graduate of the University of Pennsylvania and Villanova University School of Law. During law school, Ms. Piazza served as a managing editor of the Villanova Sports and Entertainment Law Journal and as president of the Labor and Employment Law Society. Ms. Piazza also interned at the United States Attorney's Office and served as a summer law clerk for the Honorable Eduardo C. Robreno of the United States District Court for the Eastern District of Pennsylvania.

Jacob M. Polakoff – Senior Counsel

Since joining the firm in 2006, Mr. Polakoff has concentrated his practice on the prosecution of class actions and other complex litigation, including the representation of plaintiffs in consumer protection, securities, and commercial cases.

Mr. Polakoff currently represents homeowners throughout the country in various product liability actions concerning defective construction products, including plumbing and roofing. He served on the teams of co-lead counsel in two nationwide class action plumbing lawsuits: (i) against NIBCO, Inc., claiming that NIBCO's cross-linked polyethylene (PEX) plumbing tubes and component parts were defective and prematurely failed (\$43.5 million settlement), and (ii) in *George v. Uponor, Inc., et al.*, a class action about Uponor's high zinc yellow brass PEX plumbing fittings (\$21 million settlement).

He represented the shareholders of the Philadelphia Stock Exchange in *Ginsburg v. Philadelphia Stock Exchange, Inc., et al.*, in the Delaware Court of Chancery, which settled for in excess of \$99 million in addition to significant corporate governance provisions. He also is on the team of co-lead counsel representing the shareholders of Patriot National, Inc., and helped secure a \$6.5 million settlement with the bankrupt company's directors and officers.

Mr. Polakoff's experience also includes representing entrepreneurs and small businesses in actions against Fortune 500 companies.

Mr. Polakoff was selected as a Pennsylvania Super Lawyer in 2021, an honor conferred upon only the top 5% of attorneys in Pennsylvania. He was previously selected as a Pennsylvania Super Lawyer – Rising Star in 2010 and 2013-2019.

Mr. Polakoff is a 2006 graduate of the joint J.D./M.B.A. program at the University of Miami, where he was the recipient of the Dean's Certificate of Achievement in Legal Research & Writing, was awarded a Graduate Assistantship and was honored with the Award for Academic Excellence in Graduate Studies.

He holds a 2002 B.S.B.A. from Boston University's School of Management, where he concentrated in finance.

Mr. Polakoff is the Judge of Election for Philadelphia's 30th Ward, 1st Division. He was also a member of the planning committee and the sponsorship sub-committee for the Justice for All 5K from its inception. The event benefited Community Legal Services of Philadelphia, which provides free legal services, in civil matters, to low-income Philadelphians.

Geoffrey C. Price – Senior Counsel

Geoffrey C. Price is Senior Counsel in the firm's antitrust division, specializing in complex litigation related to pharmaceuticals, investment fraud, and general anti-competitive business practices.

Richard Schwartz – Senior Counsel

Richard Schwartz is Senior Counsel in the Antitrust practice group. Mr. Schwartz concentrates his practice in the area of complex antitrust litigation with a focus on representation of direct purchasers of prescription drugs.

Prior to joining the firm, Mr. Schwartz was an attorney in the New York and Philadelphia offices of a firm where he represented plaintiffs in a variety of matters before trial and appellate courts with a focus on antitrust and shareholder class actions.

Mr. Schwartz is a member of the teams prosecuting a number of antitrust class actions on behalf of direct purchasers of prescription drugs in which the purchasers allege that generic drugs have been illegally kept off the market. Those cases include *In re Opana ER Antitrust Litigation*, No. 14-cv-10151 (N.D. Ill.); *In re Suboxone*, No. 13-MD-2445 (E.D. Pa.); *In re Solodyn*, No. 14-MD-2503 (D. Mass.) and *In re Celebrex*, No. 14-cv-00361 (E.D. Va.).

Mr. Schwartz is admitted to practice in New York, Pennsylvania, and Illinois.

Julie Selesnick – Senior Counsel

Julie S. Selesnick is Senior Counsel at Berger Montague and a member of the firm's Employee Benefits & ERISA practice group, where she represents the interests of employees, retirees, plan sponsors, plan participants and beneficiaries in employee benefit and ERISA cases in the district court and on appeal. Ms. Selesnick's practice is focused on health care, where she brings more than a decade of insurance coverage experience to good use focusing on the behaviors of insurance carrier TPAs that exercise fiduciary duties under ERISA-covered health plans and counseling employers and other plan sponsors on provisions in their administrative service agreements that might cause them to unwittingly violate ERISA or other employee benefit laws. Ms. Selesnick is also focused on other legal violations related to patient health care under various federal statutes and state consumer statutes to help everyday American's bring down the out-of-control health care costs they face.

Prior to joining Berger Montague, Ms. Selesnick was of counsel at another prominent plaintiffs' class action firm, where she practiced primarily in the ERISA group representing plaintiffs in class cases related to 401K excessive fee disputes, actuarial equivalence pension issues, church plan litigation, and cases against third-party administrators for breach of fiduciary duty in connection with their administration of ERISA-covered group health plans. Ms. Selesnick also worked in that firm's Consumer Protection group litigating consumer class action lawsuits and policyholder insurance coverage actions on behalf of individual and class plaintiffs.

Prior to that, Ms. Selesnick was a partner at a Washington D.C. law firm in both the insurance coverage and employment law groups, where she represented carriers in insurance coverage litigation and subrogation litigation in state and federal courts throughout the United States, and represented both employers and employees in employment litigation, as well as negotiating severance agreements and reviewing and updating employee handbooks. Ms. Selesnick has first chair trial experience in jury and bench trials and has experience with arbitration and mediation of complex disputes.

Ms. Selesnick is an accomplished writer and has written numerous legal and non-legal articles and blog posts. She has also contributed to ERISA Litigation textbooks and cumulative supplements, and written materials for use in health-care litigation conferences.

Ms. Selesnick graduated with a B.A., cum laude, from the San Diego State University and was elected Phi Beta Kappa and Pi Sigma Alpha, and she received her J.D., from the George Washington University School of Law, where she was a member of the George Washington University Law Review and was inducted into the Order of the Coif.

Lane L. Vines – Senior Counsel

Lane L. Vines's practice is concentrated in the areas of securities/investor fraud, consumer and *qui tam* litigation. For more than 17 years, Mr. Vines has prosecuted both class action and individual opt-out securities cases for state government entities, public pension funds, and other large investors. Mr. Vines also represents consumers in class actions involving unlawful and deceptive practices, as well as relators in *qui tam*, whistleblower and False Claims Act litigations. Mr. Vines is admitted to practice law in Pennsylvania, New Jersey and numerous federal courts.

Mr. Vines also has experience in the defense of securities and commercial cases. For example, he was one of the firm's principal attorneys defending a public company which obtained a pre-trial dismissal in full of a proposed securities fraud class action against a gold mining company based in South Africa. See *In re DRDGold Ltd. Securities Litigation*, 05-cv-5542 (VM), 2007 U.S. Dist. LEXIS 7180 (S.D.N.Y. Jan. 31, 2007).

During law school, Mr. Vines was a member of the Villanova Law Review and served as a Managing Editor of *Outside Works*. In that role, he selected outside academic articles for publication and oversaw the editorial process through publication.

Prior to law school, Mr. Vines worked as an auditor for a Big 4 public accounting firm and a property controller for a commercial real estate development firm, and served as the Legislative Assistant to the Minority Leader of the Philadelphia City Council.

Mr. Vines has achieved the highest peer rating, "AV Preeminent" in Martindale-Hubbell for legal abilities and ethical standards. Mr. Vines is admitted to practice law in Pennsylvania, New Jersey and several federal courts.

Dena Young – Senior Counsel

Dena Young is Senior Counsel in the firm's Consumer Protection practice group. She concentrates her practice in the area of complex consumer litigation, prosecuting actions against pharmaceutical and product manufacturers for violations of state and federal law.

Before joining the firm, Dena worked for prominent law firms in the Philadelphia region where she worked on personal injury and mass tort cases involving dangerous and defective medical devices, pharmaceutical, and consumer products including Talcum Powder, Transvaginal Mesh, Roundup, Risperdal, Viagra, Zofran, and Xarelto. She also assisted in the prosecution of cases on behalf of the U.S. Government and other government entities for violations of federal and state false claims acts and anti-kickback statutes.

Recently, the Honorable Brian R. Martinotti appointed Dena to serve on the plaintiffs' steering committee (PSC) of MDL 2921 in the *Allergan BIOCELL Textured Breast Implant Products Liability Litigation*, situated in the United States District Court for the District of New Jersey. In this case, Dena represents plaintiffs diagnosed with breast implant associated anaplastic large cell lymphoma (BIA-ALCL), a deadly form of cancer caused by Allergan's textured breast implants.

Early in her legal career, Dena represented clients diagnosed with devastating asbestos-related diseases, including mesothelioma and lung cancer. Cases she handled resulted in millions of dollars in settlements for her clients.

During law school, Dena represented defendants in preliminary hearings and misdemeanor trials while working for the Defender Association of Philadelphia. She also clerked for the Animal Protection Litigation section of the United States Humane Society. In 2008-2009, Young worked for the Honorable Renee Cardwell Hughes of Philadelphia's Court of Common Pleas.

In 2010, she received her Juris Doctor degree, with honors, from Drexel University's Thomas R. Kline School of Law where she founded the School's Student Animal Legal Defense Fund chapter.

Dena is admitted to practice in state courts in Pennsylvania and New Jersey, the U.S. District Court for the Eastern District of Pennsylvania, and the U.S. District Court for the District of New Jersey.

Associates

Michael Anderson – Associate

Michael Anderson is an Associate in the Wage and Hour department based out of the Firm's Philadelphia office. Michael graduated cum laude from William & Mary Law School and was

recognized for his work in public service. Michael represented his third-year class on the Student Bar Association, participated in the Leadership Institute, and served as a member of the William & Mary Journal of Race, Gender, and Social Justice.

During law school, Michael completed two federal judicial externships with the Hon. Raymond A. Jackson and the Hon. John A. Gibney in the Eastern District of Virginia. In his final year, Michael spent much of his time advocating for students with disabilities through William & Mary's Special Education Advocacy Clinic. In the clinic, Michael counseled families, represented clients at special education meetings, and negotiated with school districts to provide appropriate special education services under the Individuals with Disabilities Education Act (IDEA). Michael also worked as a law clerk at Victor M. Glasberg & Associates, where he assisted the firm with litigating complex civil rights cases involving law enforcement misconduct, police brutality, and employment discrimination under federal laws.

Prior to law school, Michael worked as the Director of Auxiliary Programs and taught a high school philosophy course at a nationally recognized charter school in southern Arizona.

Robert Berry – Associate*

**not yet admitted, pending admission*

Robert Berry is with the Firm's Antitrust department in Philadelphia. Robert graduated Magna Cum Laude from the University of Pennsylvania Carey Law School in May 2022. At Penn, Robert served on the editorial board of the University of Pennsylvania Journal of Law and Public Affairs as Research Editor. Robert was heavily engaged in clinic programs, directly representing clients in landlord-tenant disputes, social security matters, and asylum-seeking matters with the Civil Practice Clinic and the Transnational Legal Clinic. Robert also worked heavily with Professor Herbert Hovenkamp on antitrust matters, taking two separate antitrust classes from the professor, serving as the professor's antitrust TA during the summer of 2021, and working with the professor on an independent study project examining the current state of horizontal merger law.

Prior to law school, Robert graduated from Cornell University with a bachelor's degree in history with a minor in classical civilizations. While at Cornell Robert was inducted into the Phi Beta Kappa honor society for academic excellence.

Hope Brinn – Associate

Hope Brinn is an Associate in the firm's Antitrust group. Prior to joining the firm, Ms. Brinn clerked for the Honorable Janet Bond Arterton in the District of Connecticut. Ms. Brinn graduated from the University of Michigan Law School, where she was a senior editor for the Michigan Law Review, and the executive notes editor for the Michigan Journal of Race & the Law.

Prior to law school, Ms. Brinn worked at The Philadelphia School and Breakthrough of Greater Philadelphia.

William H. Fedullo – Associate

William H. Fedullo is an Associate in the firm's Philadelphia office, practicing in the Whistleblower, *Qui Tam* & False Claims Act group, which has collectively recovered more than \$3 billion for federal and state governments, as well as over \$500 million for the firm's whistleblower clients. Mr. Fedullo represents whistleblowers in active litigation throughout the country. He also assists in the pre-litigation investigation and evaluation of potential whistleblower claims.

Prior to joining the firm, Mr. Fedullo was a commercial litigation associate at a large full-service Philadelphia law firm. His practice there focused on protecting small businesses that had been the victims of usurious "merchant cash advance" lending practices. He also took an active role in franchisee rights litigation in the hospitality industry. He served as lead associate in numerous state and federal litigations as well as AAA and JAMS arbitrations. His accomplishments included primarily authoring briefs that obtained critical injunctive relief in bet-the-business arbitration; primarily authoring dispositive and appellate briefs in parallel state and federal actions against one of the largest debt collection companies in the world, resulting in a federal court denying a motion to dismiss a consumer's Fair Debt Collections Practices Act claims; and authoring a complaint brought by over ninety hotel franchisees against a prominent international hotel franchisor. Additionally, Mr. Fedullo played key roles in several other cases that resulted in favorable verdicts or settlements for his clients.

Mr. Fedullo received a Bachelor of Arts from Swarthmore College with High Honors, with a major in Philosophy and minor in English Literature. He graduated from the University of Pennsylvania Law School *cum laude*. In law school, he was an executive editor of the Penn Law Journal of Constitutional Law, where he published a Comment, "Classless and Uncivil." He also worked as a research assistant for the reporter for the forthcoming Restatement (Third) of Conflicts of Law, and as a teaching assistant at the Wharton School of Business for the undergraduate class "Constitutional Law and Free Enterprise." He was the recipient of the 2019 Penn Law Fred G. Leebron Memorial Prize for Best Paper in Constitutional Law for his paper "Original Public Meaning Originalism and Women Presidents." Finally, he received honors from both the Philadelphia Bar Association and Penn Law for his involvement in pro bono activities, which included serving as a board member for the Custody and Support Assistance Clinic, a student-run organization that provides legal assistance to low-income Philadelphians facing family law issues; working on low-income housing and utility issues at Community Legal Services; and working as a certified legal intern in the Civil Practice Clinic, litigating several cases for low-income Philadelphians before the Philadelphia Court of Common Pleas.

Mr. Fedullo is admitted to practice law in the state courts of the Commonwealth of Pennsylvania as well as the United States District Court for the Eastern District of Pennsylvania.

Najah Jacobs – Associate

Ms. Jacobs is an Associate in the firm's Consumer Protection & ERISA Departments.

Prior to joining Berger Montague, Najah Jacobs was an associate at Stevens & Lee, P.C., where she focused her practice on commercial litigation matters with an emphasis on litigation involving financial products and representation of broker-dealers in FINRA arbitration matters related to the

purchase and sale of securities and insurance products. Prior to that, Najah was an associate at a large New Jersey law firm, where she defended large oil companies in complex statewide environmental litigation. During her time there, Najah played a major role in formulating a defense strategy and obtaining a favorable disposition for the City of Philadelphia in a constitutional rights case brought by the Fraternal Order of Police over an alleged “do not call list.”

Najah graduated from Drexel University Thomas R. Kline School of Law, where she was an active leader. Najah served as the President of the Black Law Students Association, a Law School Ambassador, a Diversity and Inclusion Fellow, and as a Marshall Brennan Constitutional Literacy Fellow, where she taught high school students about their constitutional rights. Najah was also the Executive Symposium Editor of the Drexel Law Review and a competitor on Drexel's nationally recognized Trial Team, leading the group to back-to-back victories in national mock trial competitions against some of the nation's top law schools. During law school, Najah served as a judicial extern for the Honorable Robert B. Kugler of the United States District Court for the District of New Jersey and also served as an intern for the Philadelphia District Attorney's Office. At graduation, Najah received the Faculty Award for Contributions to the Intellectual Life of the Law School and the Thomas R. Kline School of Law Trial Team Award for Outstanding Advocacy.

Najah is currently an adjunct faculty member at the Kline School of Law, serving as a coach and mentor for teams competing in national trial advocacy competitions. In her spare time, Najah enjoys playing basketball, mentoring high school and college students, and hosting events for her non-profit organization, which focuses on giving back to underserved communities.

Ariana B. Kiener – Associate

Ariana B. Kiener is an Associate in the firm's Minneapolis office and practices in the firm's Consumer Protection group.

Before joining the firm, Ms. Kiener worked for several years in education, first as a classroom teacher (through a Fulbright Scholarship in Northeastern Thailand) and eventually as the communications director for an education advocacy nonprofit organization. While in law school, she clerked at the Firm and served as a Certified Student Attorney and Student Director with the Mitchell Hamline Employment Discrimination Mediation Representation Clinic.

Taylor Hollinger – Associate*

**not yet admitted, pending admission*

Taylor is in the Firm's Antitrust group in the Philadelphia office. Taylor is a recent graduate of Georgetown Law. There, Taylor was an Articles Editor with The Georgetown Law Journal and Treasurer for the First Generation Student Union. During her time as a law student in D.C., Taylor externed with the Division of Enforcement of the CFTC, the Bureau of Competition of the FTC, and the Antitrust Division of the DOJ. Taylor received her undergraduate degree from Pitzer College in Claremont, California, with a major in Creative Writing.

Julia McGrath – Associate

Julia McGrath is an Associate in the firm's Antitrust practice group. She represents consumers, businesses, and public entities in complex class action litigation, prosecuting anticompetitive conduct such as price-fixing, bid-rigging, and illegal monopolization.

Ms. McGrath has challenged anticompetitive conduct in a variety of industries, including the single-serve coffee industry in *In Re Keurig Green Mountain Single-Serve Antitrust Litigation*; the pharmaceutical industry in *In Re: Ranbaxy Generic Drug Application Antitrust Litigation* (D. Mass) and *In Re: Generic Pharmaceuticals Pricing Antitrust Litigation* (E.D. Pa.); and the financial industry in *In re London Silver Fixing Ltd. Antitrust Litigation* (S.D.N.Y.) and *In re: GSE Bonds Antitrust Litigation* (S.D.N.Y.).

Prior to law school, Ms. McGrath had a successful career in government and politics. She worked on political campaigns at the local, state, and federal level. She's advised top-tier congressional, gubernatorial, and U.S. Senate candidates in Pennsylvania and New Jersey and served as the Finance Director for U.S. Senator Bob Casey. In 2013, she was appointed by President Obama to serve as Special Assistant to the Mid-Atlantic Regional Administrator of the U.S. General Services Administration.

Ms. McGrath earned her J.D., *cum laude*, from Temple University Beasley School of Law and her B.A. in History from Boston University.

Amey J. Park – Associate

Amey J. Park is an Associate in the firm's Philadelphia office and practices in the firm's Consumer Protection and Commercial Litigation practice groups.

Before joining the firm, Ms. Park was an associate in the litigation department of a large corporate defense firm. She represented corporate and individual clients in complex commercial litigation, product liability, and personal injury matters in a wide variety of industries, including financial services, insurance, trust administration, and real estate. Ms. Park also represented clients *pro bono*, serving as first-chair counsel in a federal jury trial for violations of an inmate's constitutional rights by law enforcement officers and assisting a young refugee seeking asylum in federal immigration court.

Ms. Park is admitted to practice in state courts in Pennsylvania and New Jersey; the United States District Courts for the Eastern District of Pennsylvania, the Middle District of Pennsylvania, and the District of New Jersey; and the United States Court of Appeals for the Third Circuit.

Julie Pollock – Associate*

**not yet admitted, pending admission*

Julie Pollock is part of the Firm's San Francisco Bay Area office in the Antitrust Department.

Julie graduated summa cum laude from USF School of Law. While in law school, Julie clerked in the Firm's Antitrust Department, and served as a judicial extern to Chief Justice Cantil-Sakauye of the California Supreme Court. Julie also served on the Board of Directors for the Legal Aid Association of California, advocating to expand access to critical legal services for low-income Californians.

Julie is passionate about social and economic justice. Prior to joining the firm, she earned a Master's Degree in Social Welfare from UCLA, and started her career doing policy work to improve healthcare and housing access for low-income older adults. Julie believes in aggressive antitrust enforcement as a tool to combat the excessive concentration of economic power and its resulting structural inequities.

Sophia Rios – Associate

Sophia Rios is an associate in the firm's San Diego office and practices in the Consumer Protection and Antitrust practice groups.

Before joining the firm, Sophia was an associate in the litigation department of a large international law firm. She represented corporate and individual clients in consumer protection, complex commercial litigation, securities, and Americans with Disabilities Act (ADA) matters. In her pro bono practice, Sophia assisted refugees seeking asylum in the United States.

Sophia is committed to furthering diversity and inclusion in law firms. She serves on the firm's Diversity, Equity & Inclusion Task Force. Sophia has also participated in the Leadership Council on Legal Diversity's Pathfinder Program.

While at Stanford Law School, Sophia served as an extern Legal Adviser in the Office of Commissioner Julie Brill at the Federal Trade Commission in Washington, DC. Sophia co-founded the Stanford Critical Law Society, which serves as a student forum for the discussion of the relationship between law and race. Sophia was a Lead Article Editor for the Stanford Environmental Law Journal.

Before beginning law school, Sophia attended UC Berkeley and served as an intern on the White House Council of Environmental Quality. She is a first-generation college student and a San Diego native.

Reginald L. Streater – Associate

Reginald L. Streater, an Associate, is a member of the firm's Employment & Unpaid Wages, Consumer Protection, and Predatory Lending and Borrowers' Rights practice groups. In the Employment & Unpaid Wages practice group, Mr. Streater focuses on discrimination and wage and hour class and collective actions arising under state and federal law. Mr. Streater's work in the Consumer Protection and Predatory Lending and Borrowers' Rights practice groups involves consumer class actions concerning financial practices. Mr. Streater is a member of the firm's Diversity, Equity & Inclusion Task Force.

Before joining the firm, Mr. Streater was an associate at a large regional law firm where his practice focused on commercial and complex litigation. His clients ranged from individuals and small businesses to large corporations and public entities. Mr. Streater handled a variety of litigation matters, including contract disputes, usury claims, federal claims, federal civil rights claims, insurance matters, employment claims, fraud claims, and tort claims in Pennsylvania, New Jersey, and New York, where he has federal and state trial experience. His prior work experience also includes positions with the Pennsylvania Innocence Project and the District Office of State Representative Brian Sims of Philadelphia.

Mr. Streater graduated from Temple University's College of Liberal Arts where he studied Political Science and African American Studies. There he was inducted into Pi Sigma Alpha – the National Political Science Honor Society. Subsequently, Mr. Streater graduated from Temple University Beasley School of Law, where he was an active leader within the Temple Law community. Mr. Streater served as the first Black President of the Student Bar Association, President of the Black Law Students Association, and as an Advisor to the Affinity Group Coalition. Mr. Streater was Staff Editor for Volume 31 of the Temple International & Comparative Law Journal, and he served as a teaching assistant for the Integrated Transactional Advocacy Program and the Integrated Trial Advocacy Program. He was a Rubin Public Interest Law Honor Society Fellow, as well as a member of the National Lawyers Guild Temple Law Chapter and Phi Alpha Delta Law Fraternity. During law school, Reggie received the Henry J. Richardson III Award, the Captain Robert Miller Knox Award, and the H. Monica Rasch Memorial Award. He was also the recipient of the Barristers Association of Philadelphia Merit Scholarship, the McCool Scholarship, and the Conwell Scholarship.

Y. Michael Twersky – Associate

Y. Michael Twersky concentrates his practice primarily on representing plaintiffs in complex litigation, including on insurance, antitrust, and environmental matters.

In the past, Mr. Twersky has worked on a wide variety of insurance matters including an insurance case in which a Federal District Court found on Summary Judgement that a large insurance company had breached its policy when it denied benefits under an accidental death insurance plan. Mr. Twersky has also worked on a number of antitrust class actions alleging that pharmaceutical manufacturers wrongfully kept less expensive generic drugs off the market, in violation of the antitrust laws, including: *In re Skelaxin (Metaxalone) Antitrust Litigation*, 1:12-md-02343 (E.D. Tenn.) (\$73 million settlement in 2014), and *In re Solodyn Antitrust Litig.*, 14 MD 2503 (D. Mass.) (combined settlements in excess of \$76 million in 2018). Mr. Twersky has also represented inmates in connection with allegations that various inmate calling services charged unreasonable rates and fees in violation of the Federal Communication Act.

Currently, Mr. Twersky is litigating a number of complex class actions related to insurance products, including proposed class actions in multiple forums against a workers' compensation insurance company alleging that the company deceptively sold illegal workers' compensation programs that were not properly filed with state regulators. *E.g.*, *Shasta Linen Supply, Inc. v Applied Underwriters et al.*, No. 2:16-cv-0158 (N.D. Cal.). Mr. Twersky is also involved in a

proposed class action in Federal Court brought on behalf of Alaska-enrolled Medicaid Healthcare Providers against the developers of the Alaska Medicaid Management Information System Company alleging that providers were harmed as a result of the negligent and faulty design and implementation of the MMIS system. See *South Peninsula Hospital et al v. Xerox State Healthcare, LLC*, 3:15-cv-00177 (D. Alaska). Mr. Twersky is also involved in environmental litigation on behalf of various states to recover the costs of remediation for contamination to groundwater resources.

Mr. Twersky graduated from Temple University Beasley School of Law in 2011, where he was a member of the Rubin Public Interest Law Honors Society and a Class Senator. In addition, Mr. Twersky advised various clients in business matters as part of Temple University's Business Law Clinic.

Counsel

Zubair Ahmad – Counsel

Zubair Ahmad is Counsel with the Antitrust department in the Philadelphia office. He has extensive experience with e-discovery in large scale litigation and has also spent time as associate in-house counsel with a developer of ambulatory surgical centers as well as a large regional hospital.

Mr. Ahmad graduated from the University of Michigan Law School where he was a member of the Journal of Law Reform. He received his undergraduate degree from Franklin & Marshall College where he was pre-med with a physics and sociology double major.

Alexandra Antoniou – Counsel

Alexandra Antoniou is an attorney in the firm's Philadelphia office, and works in the firm's Auto Defect practice area.

James P.A. Cavanaugh – Counsel

James P.A. Cavanaugh has experience working in antitrust matters, with a focus on the suppression of generic competition by major pharmaceutical manufacturers. Jim is an experienced litigator having previously established and managed for some years his own general practice law firm, prior to working in antitrust matters in more recent years. That law practice emphasized litigation, including workers' compensation, employment law, civil rights, and personal injury claims.

In that practice, Jim advocated for the establishment of case law precedent in *Dr. Joe John Doe v. TRIS Mental Health Services*, 298 N.J. Super. 677 (1996) permitting the disabled, for the first time, to proceed anonymously in the New Jersey Superior Courts.

Jim's experience included investigating the facts of a workplace explosion involving a faulty truck rim, coordination of physical evidence, close consultation with a Drexel University engineering expert, and ultimate settlement for injured plaintiff.

Jim's community contributions include pro bono representation of an amicus curiae (friend of the court) the National Association of Social Workers opposing discriminatory policies in the widely followed James Dale v. Boy Scouts of America, 160 N.J. 562 (1999) case [see also 530 U.S. 640 (2000)].

Jim was appointed by the Chief Justice of the New Jersey Supreme Court to sit on the NJ Supreme Court Task Force on Lesbian & Gay Issues, whose purpose was to examine discrimination in the courts and the legal profession and to adopt recommendations.

Carl Copenhaver – Counsel

Carl Copenhaver is Counsel in the Firm's Antitrust Department. Carl has almost 18 years of experience in complex securities and antitrust class action litigation as a discovery specialist. Over that span, he has worked independently, and later through his own discovery firm, with a wide variety of firms on a range of cases assisting in discovery and evidentiary-related matters.

Mr. Copenhaver received his Bachelor of Arts with Scholastic Distinction in History and a concentration in African American Studies from Carleton College, graduating magna cum laude. He was a member of the Mortar Board National Honor Society and was a nationally ranked member of the tennis team while winning multiple All-Conference Awards.

Mr. Copenhaver attended The George Washington University Law School where he was a Murray Snyder Public Interest Fellow and worked with local and national civil rights organizations on Fair Housing issues.

Cate Crowe – Counsel

Cate Crowe is Counsel in the Firm's antitrust department. She joined Berger Montague from Lockridge Grindal Nauen P.L.L.P. where her practice focused on private enforcement of antitrust laws against price fixing cartels and pay-for-delay schemes. Cate has supported plaintiff-side discovery and trial teams in complex consumer fraud, data breach, and antitrust litigations. She has experience identifying and vetting damages experts, mining evidence from document databases and phone records, and synthesizing evidence to develop narratives of overarching conspiracies for depositions and trial.

Cate also managed large-scale document reviews and is comfortable drafting coding instructions, administering document databases, and supervising coders. Before that, she operated a general litigation practice in Iowa where she practiced family law, juvenile law, and criminal defense.

Cate is active in Complex Litigation E-Discovery Forum and with the Committee to Support the Antitrust Laws.

Stephen Farese – Counsel

Stephen Farese is Counsel in the Firm's Antitrust Department.

Stephen has over eighteen years of solid e-discovery experience and has developed significant technical skills on various e-discovery software platforms. Since 2004, he has helped large and small firms with their e-discovery needs including document productions, witness preparation, and quality control. He has interfaced with and assisted partners and associates in finding optimal ways to cull large document collections and has assisted them in the development of protocols setting the rules upon which the remaining documents are to be coded by reviewers.

Stephen has significant document review experience and is fully capable of handling a review from its initial stage (raw document collection) through to the use of legally supportable search terms to cull the initial population of documents into a subset to be reviewed by reviewers for responsiveness and privilege. He has an in-depth knowledge of attorney-client privilege and work product rules and has been instrumental in 2nd level (QC) and privilege reviews including privilege log creation.

Stephen has been hired as an E-discovery Subject Matter Expert on the document review side of the e-discovery equation. He is proficient in dealing with clients in answering their questions and presenting PowerPoint presentations illustrating costs and workflow. His legal background also positions him in a unique position of being able to assist in the writing of substantive review protocols and have the technical expertise to design and implement the necessary review coding panels.

Stephen Received his JD from Widener University School of Law in 1998. He is actively licensed in the Commonwealth of Pennsylvania and the State of New York.

Daniel E. Listwa – Counsel

Daniel E. Listwa has worked on a number of antitrust matters, with a focus on the suppression of generic competition by major pharmaceutical manufacturers. Before joining the firm, Mr. Listwa clerked for the Honorable J. Brian Johnson of the Lehigh County Court of Common Pleas, and was an associate at a medical malpractice defense firm in Blue Bell, PA. While in law school, Mr. Listwa was a staff writer for the Boston College Environmental Affairs Law Review, and interned at the U.S. District Court for the Eastern District of Pennsylvania.

Ivy Marsnik – Counsel

Ivy L. Marsnik is a litigation attorney based out of the Firm's Minneapolis office where she focuses her current practice on representing individuals who have been harmed by violations of the Fair Credit Reporting Act.

Prior to joining Berger Montague, Ms. Marsnik worked on behalf of individual plaintiffs at a premier employment and civil rights law firm and in several legal counsel positions at the Minnesota state legislature. She has also provided legal services to individual clients at Tubman, a nonprofit serving survivors of domestic violence, and at a University of Minnesota Law School clinic where she worked primarily as an advocate for tenants' rights.

Bryan Plaster – Counsel

Bryan L. Plaster is based out of the Firm's Minneapolis office and serves as Counsel to the Credit Reporting and Background Checks practice group. Prior to joining Berger Montague, Bryan was

employed as in-house counsel through a fellowship with SICK, Inc., an international manufacturer of industrial sensor technology. During his time at the University of Minnesota Law School, he served as a Student Attorney in the Consumer Protection Clinic, clerked at a mid-sized commercial litigation firm, and completed two judicial internships.

Bryan graduated cum laude from the University of Minnesota Law School and completed a B.A. with distinction in Economics and Geography at the University of Wisconsin-Madison. Prior to embarking on a career in law, he spent five years in a variety of positions in the technology industry, including leadership roles in a late-stage startup where, in part, he assisted in guiding the company through various stages of growth and acquisition.

Of Counsel

H. Laddie Montague Jr. – Chair *Emeritus* & Of Counsel

H. Laddie Montague Jr. is Chairman *Emeritus* of the firm, in addition to his continuing work as Of Counsel. Mr. Montague was Chairman of the firm from 2003 to 2016 and served as a member of the firm's Executive Committee for decades, having joined the firm's predecessor David Berger, P.A., at its inception in 1970.

In addition to being one of the courtroom trial counsel for plaintiffs in the mandatory punitive damage class action in the *Exxon Valdez Oil Spill Litigation*, Mr. Montague has served as lead or co-lead counsel in many class actions, including, among others, *High Fructose Corn Syrup Antitrust Litigation* (2006), *In re Infant Formula Antitrust Litigation* (1993) and *Bogosian v. Gulf Oil Corp.* (1984), a nationwide class action against thirteen major oil companies. Mr. Montague was co-lead counsel for the State of Connecticut in its litigation against the tobacco industry. He is currently co-lead counsel in several pending class actions. In addition to the *Exxon Valdez Oil Spill Litigation*, he has tried several complex and protracted cases to the jury, including three class actions: *In re Master Key Antitrust Litigation* (1977), *In re Corrugated Container Antitrust Litigation* (1980) and *In re Brand Name Prescription Drugs Antitrust Litigation*, M.D.L. (1997-1998). For his work as trial counsel in the *Exxon Valdez Oil Spill Litigation*, Mr. Montague shared the Trial Lawyers for Public Justice 1995 Trial Lawyer of the Year Award.

Mr. Montague has been repeatedly singled out by *Chambers USA: America's Leading Lawyers for Business* as one of the top antitrust attorneys in the Commonwealth of Pennsylvania. He is lauded for his stewardship of the firm's antitrust department, referred to as "the dean of the Bar," stating that his peers in the legal profession hold him in the "highest regard," and explicitly praised for, among other things, his "fair minded[ness]." He also is or has been listed in *Lawdragon*, *An International Who's Who of Competition Lawyers*, and *The Legal 500: United States (Litigation)*. He has repeatedly been selected by *Philadelphia Magazine* as one of the top 100 lawyers in Pennsylvania. Mr. Montague has also been one of the only two inductees in the American Antitrust Institute's inaugural Private Antitrust Enforcement Hall of Fame.

He has been invited and made a presentation at the Organization for Economic Cooperation and Development (Paris, 2006); the European Commission and International Bar Association Seminar (Brussels, 2007); the Canadian Bar Association, Competition Section (Ottawa, 2008); and the 2010 Competition Law & Policy Forum (Ontario).

Mr. Montague is a graduate of the University of Pennsylvania (B.A. 1960) and the Dickinson School of Law (L.L.B. 1963), where he was a member of the Board of Editors of the Dickinson Law Review. He is the former Chairman of the Board of Trustees of the Dickinson School of Law of Penn State University and current Chairman of the Dickinson Law Association.

Harold Berger –Of Counsel, Executive Shareholder *Emeritus*

Judge Berger is an Executive Shareholder *Emeritus* & Of Counsel. He participated in many complex litigation matters, including the *Exxon Valdez Oil Spill Litigation*, No. A89-095, in which he served on the case management committee and as Co-Chair of the national discovery team. He also participated in the *Three Mile Island Litigation*, No. 79-0432 (M.D. Pa.), where he acted as liaison counsel, and in the nationwide school asbestos property damage class action, *In re Asbestos School Litigation*, Master File No. 83-0268 (E.D. Pa.), where the firm served as co-lead counsel.

A former Judge of the Court of Common Pleas of Philadelphia, he has long given his service to the legal community and the judiciary. He is also active in law and engineering alumni affairs at the University of Pennsylvania and in other philanthropic endeavors. He serves as a member of Penn's Board of Overseers and as Chair of the Friends of Penn's Biddle Law Library, having graduated from both the engineering and law schools at Penn. Judge Berger also serves on the Executive Board of Penn Law's Center for Ethics and Rule of Law. In 2017, he was the recipient of Penn Law's Inaugural Lifetime Commitment Award, which recognizes graduates "who through a lifetime of service and commitment to Penn Law have truly set a new standard of excellence."

He is past Chair of the Federal Bar Association's National Committee on the Federal and State Judiciary and past President of the Federal Bar Association's Eastern District Chapter. He is the author of numerous law review articles, has lectured extensively before bar associations and at universities, and has served as Chair of the International Conferences on Global Interdependence held at Princeton University. Judge Berger has served as Chair of the Aerospace Law Committees of the American, Federal and Inter-American Bar Associations and, in recognition of the importance and impact of his scholarly work, was elected to the International Academy of Astronautics in Paris.

As his biographies in *Who's Who in America*, *Who's Who in American Law* and *Who's Who in the World* outline, he is the recipient of numerous awards, including the Special Service Award of the Pennsylvania Conference of State Trial Judges, a Special American Bar Association Presidential Program Award and Medal, and a Special Federal Bar Association Award for distinguished service to the Federal and State Judiciary. He has been given the highest rating (AV Preeminent) for legal ability as well as the highest rating for ethical standards by Martindale-Hubbell. Judge Berger was also presented with a Lifetime Achievement Award in 2014 by *The Legal Intelligencer*

in recognition of figures who have helped shape the law in Pennsylvania and who had a distinct impact on the legal profession in the Commonwealth.

He is a permanent member of the Judicial Conference of the United States Court of Appeals for the Third Circuit and has served as Chair of both the Judicial Liaison and International Law Committees of the Philadelphia Bar Association. He has also served as National Chair of the FBA's Alternate Dispute Resolution Committee.

Recipient of the Alumnus of the Year Award of the Thomas McKean Law Club of the University of Pennsylvania Law School, he was further honored by the University's School of Engineering and Applied Science by the dedication of the Harold Berger Biennial Distinguished Lecture and Award given to a technical innovator who has made a lasting contribution to the quality of our lives. He was also honored by the University by the dedication of an auditorium and lobby bearing his name and by the dedication of a student award in his name for engineering excellence.

Long active in diverse, philanthropic, charitable, community and inter-faith endeavors Judge Berger serves as a Lifetime Honorary Trustee of the Federation of Jewish Charities of Greater Philadelphia, as a Director of the National Museum of Jewish History, as a National Director of the Hebrew Immigrant Aid Society (HIAS) in its endeavors to assist refugees and indigent souls of all faiths, as A Charter Fellow of the Foundation of the Federal Bar Association and as a member of the Hamilton Circle of the Philadelphia Bar Foundation.

Among other honors and awards, as listed above, Judge Berger was honored by the University of Pennsylvania Law School at its annual Benefactors' Dinner and is the recipient of the "Children of the American Dream" award of HIAS for his leadership in the civic, legal, academic and Jewish communities.

Gary E. Cantor – Of Counsel

Gary E. Cantor is Of Counsel in the Philadelphia office. He concentrates his practice on securities and commercial litigation and derivatives valuations.

Mr. Cantor served as co-lead counsel in *Steiner v. Phillips, et al. (Southmark Securities)*, Consolidated C.A. No. 3-89-1387-X (N.D. Tex.), (class settlement of \$82.5 million), and *In re Kenbee Limited Partnerships Litigation*, Civil Action No. 91-2174 (GEB), (class settlement involving 119 separate limited partnerships resulting in cash settlement, oversight of partnership governance and debt restructuring (with as much as \$100 million in wrap mortgage reductions)). Mr. Cantor also represented plaintiffs in numerous commodity cases.

In recent years, Mr. Cantor played a leadership role in *In re Oppenheimer Rochester Funds Group Securities Litigation* (\$89.5 million settlement on behalf of investors in six tax-exempt bond mutual funds managed by OppenheimerFunds, Inc.), No. 09-md-02063-JLK (D. Col.); *In re KLA-Tencor Corp. Securities Litigation*, Master File No. C-06-04065-CRB (N.D. Cal.) (\$65 million class settlement); *In re Sepracor Inc. Securities Litigation*, Civil Action no. 02-12235-MEL (D. Mass.) (\$52.5 million settlement.); *In re Sotheby's Holding, Inc. Securities Litigation*, No. 00 Civ. 1041

(DLC) (S.D.N.Y.) (\$70 million class settlement). He was also actively involved in the *Merrill Lynch Securities Litigation* (class settlement of \$475 million) and *Waste Management Securities Litigation* (class settlement of \$220 million).

For over 20 years, Mr. Cantor also has concentrated on securities valuations and the preparation of event or damage studies or the supervision of outside damage experts for many of the firm's cases involving stocks, bonds, derivatives, and commodities. Mr. Cantor's work in this regard has focused on statistical analysis of securities trading patterns and pricing for determining materiality, loss causation and damages as well as aggregate trading models to determine class-wide damages.

Mr. Cantor was a member of the Moot Court Board at University of Pennsylvania Law School where he authored a comment on computer-generated evidence in the *University of Pennsylvania Law Review*. He graduated from Rutgers College with the highest distinction in economics and was a member of Phi Beta Kappa.

Peter R. Kahana –Of Counsel

Peter R. Kahana is Of Counsel in the Insurance and Antitrust practice groups. He concentrates his practice in complex civil and class action litigation involving relief for insurance policyholders and consumers of other types of products or services who have been victimized by fraudulent conduct and unfair business practices.

Significant class cases vindicating the rights of insurance policyholders or consumers in which Mr. Kahana was appointed as co-class counsel have included: settlement in 2012 for \$90 million of breach of fiduciary duty and negligence claims (certified for trial in 2009) on behalf of a class of former policyholder-members of Anthem Insurance Companies, Inc. ("Anthem") alleging the class was paid insufficient cash compensation in connection with Anthem's conversion from a mutual insurance company to a publicly-owned stock insurance company (a process known as "demutualization") (*Ormond v. Anthem, Inc., et al.*, USDC, S.D. Ind., Case No. 1:05-cv-01908 (S.D. Ind. 2012)); settlement in 2010 for \$72.5 million of a nationwide civil RICO and fraud class action (certified for trial in 2009) against The Hartford and its affiliates on behalf of a class of personal injury and workers compensation claimants for the Hartford's alleged deceptive business practices in settling these injury claims for Hartford insureds with the use of structured settlements (*Spencer, et al. v. The Hartford Financial Services Group, Inc., et al.*, 256 F.R.D. 284 (D. Conn. 2009)); settlement in 2009 for \$75 million of breach of contract, Unfair Trade Practices Act and insurance bad faith tort claims on behalf of a class of West Virginia automobile policyholders (certified for trial in 2007) alleging that Nationwide Mutual Insurance Company failed to properly offer and provide them with state-required optional levels of uninsured and underinsured motorist coverage (*Nationwide Mutual Insurance Company v. O'Dell, et al.*, Circuit Court of Roane County, W. Va., Civ. Action No. 00-C-37); and, settlement in 2004 for \$20 million on behalf of a class of cancer victims alleging that their insurer refused to pay for health insurance benefits for chemotherapy and radiation treatment (*Bergonzi v. CSO, USDC, D.S.D.*, Case No. C2-4096). For his efforts in regard to the Bergonzi matter, Mr. Kahana was named as the recipient of the

American Association for Justice's Steven J. Sharp Public Service Award, which is presented annually to those attorneys whose cases tell the story of American civil justice and help educate state and national policymakers and the public about the importance of consumers' rights.

Mr. Kahana has also played a leading role in major antitrust and environmental litigation, including cases such as *In re Brand Name Prescription Drugs Antitrust Litigation* (\$723 million settlement), *In re Ashland Oil Spill Litigation* (\$30 million settlement), and *In re Exxon Valdez* (\$287 million compensatory damage award and \$507.5 million punitive damage award). In connection with his work as a member of the trial team that prosecuted *In re The Exxon Valdez*, Mr. Kahana was selected in 1995 to share the Trial Lawyer of the Year Award by the Public Justice Foundation.

Susan Schneider Thomas – Of Counsel

Susan Schneider Thomas concentrates her practice on *qui tam* litigation.

Ms. Thomas has substantial complex litigation experience. Before joining the firm, she practiced law at two Philadelphia area firms, Schnader, Harrison, Segal & Lewis and Greenfield & Chimicles, where she was actively involved in the litigation of complex securities fraud and derivative actions.

Upon joining the firm, Ms. Thomas concentrated her practice on complex securities and derivative actions. In 1986, she joined in establishing Zlotnick & Thomas where she was a partner with primary responsibility for the litigation of several major class actions including *Geist v. New Jersey Turnpike Authority*, C.A. No. 92-2377 (D.N.J.), a bond redemption case that settled for \$2.25 million and *Burstein v. Applied Extrusion Technologies*, C.A. No. 92-12166-PBS (D. Mass.), which settled for \$3.4 million.

Upon returning to the firm, Ms. Thomas has had major responsibilities in many securities and consumer fraud class actions, including *In re CryoLife Securities Litigation*, C.A. No. 1:02-CV-1868 BBM (N.D.Ga.), which settled in 2005 for \$23.25 million and *In re First Alliance Mortgage Co.*, Civ. No. SACV 00-964 (C.D.Cal.), a deceptive mortgage lending action which settled for over \$80 million in cooperation with the FTC. More recently, Ms. Thomas has concentrated her practice in the area of healthcare *qui tam* litigation. As co-counsel for a team of whistleblowers, she worked extensively with the U.S. Department of Justice and various State Attorney General offices in the prosecution of False Claims Act cases against pharmaceutical manufacturers that recovered more than \$2 billion for Medicare and Medicaid programs and over \$350 million for the whistleblowers. She has investigated or is litigating False Claims Act cases involving defense contractors, off-label marketing by drug and medical device companies, federal grant fraud, upcoding and other billing issues by healthcare providers, drug pricing issues and fraud in connection with for-profit colleges and student loan programs.

Tyler E. Wren – Of Counsel

Mr. Wren is a trial lawyer with over 35 years of experience in both the public and private sectors.

Mr. Wren has represented both plaintiffs and defendants in a broad spectrum of litigation matters, including class actions, environmental, civil rights, commercial disputes, personal injury, insurance coverage, election law, zoning and historical preservation matters and other government affairs. Mr. Wren routinely appears in both state and federal courts, as well as before local administrative agencies.

Following his graduation from law school, Mr. Wren served as staff attorney to the Committee of Seventy, a local civic watchdog group. Mr. Wren then spent a decade in the Philadelphia City Solicitor's Office in various positions in which his litigation and counseling skills were developed: Chief Assistant City Solicitor for Special Litigation and Appeals, Divisional Deputy City Solicitor for the Environment, Counsel to the Philadelphia Board of Ethics and Counsel to the Philadelphia Planning Commission. After leaving government employ and before joining the Firm in 2010, Mr. Wren was in private practice, including nine years with the Sprague and Sprague firm, headed by nationally recognized litigator Richard Sprague.

EXHIBIT B

Timekeeper	Date	Hours	Description
Albanese, John	5/14/2020	0.5	Call with Shanon Carson and Sarah Schalman Bergen regarding case.
Albanese, John	5/15/2020	0.5	Call on Gilead case.
Albanese, John	5/16/2020	3.5	Edit complaint.
Albanese, John	5/20/2020	0.5	Phone call with co-counsel regarding complaint.
Albanese, John	5/20/2020	0.6	Phone call with client regarding complaint.
Albanese, John	5/20/2020	0.3	Draft [REDACTED]
Albanese, John	5/21/2020	0.8	Emails with [REDACTED] regarding case.
Gebo, Rachel	5/21/2020	0.2	Send [REDACTED]
Elwell, Jennifer Pigeon	5/22/2020	2	Draft [REDACTED] letter, [REDACTED] letter and [REDACTED] letter.
Elwell, Jennifer Pigeon	5/26/2020	3	Draft [REDACTED] Letter. Review related [REDACTED]. Revise and proofread same.
Albanese, John	6/22/2020	0.6	Phone call with opposing counsel regarding HIV privacy cae.
Albanese, John	6/22/2020	0.4	Call with co-counsel regarding HIV privacy.
Albanese, John	7/27/2020	3.3	Review and edit [REDACTED] and discuss same with Shanon Carson
Albanese, John	7/28/2020	1.7	Edit [REDACTED]
Albanese, John	7/29/2020	0.8	Edit [REDACTED]
Albanese, John	7/30/2020	0.5	Call with co-counsel regarding case.
Albanese, John	8/17/2020	0.4	Read and review [REDACTED]
Albanese, John	8/25/2020	1	Phone calls with co-counsel regarding [REDACTED]
Albanese, John	8/31/2020	2.6	Draft [REDACTED]
Albanese, John	10/20/2020	0.6	Review [REDACTED]
Albanese, John	10/27/2020	0.4	Review pro hac papers and email Shanon Carson regarding local counsel
Albanese, John	10/27/2020	0.7	Review and analyze [REDACTED]
Albanese, John	10/27/2020	0.5	Discuss [REDACTED]
Albanese, John	11/5/2020	0.3	Review and approve PHV documnts.
Albanese, John	11/14/2020	7.1	Review and edit response to motion to strike
Albanese, John	11/16/2020	0.4	Phone call with co-counsel regarding responses to motions.
Albanese, John	11/16/2020	3.1	Review and edit responses to motions to strike and motion to dismiss
Albanese, John	11/17/2020	4.4	Review, edit, and finalize response briefs.
Albanese, John	11/19/2020	0.3	Email team regarding plan for motions to dismiss.
Albanese, John	11/20/2020	0.4	Emails with case team regarding pro hacs.
Albanese, John	11/25/2020	1.6	Draft [REDACTED]
Albanese, John	12/1/2020	0.3	Emails regarding courtcall.
Albanese, John	12/10/2020	0.8	Read and review tentative ruling and discuss same with Shanon Carson and Sopiha Rios
Albanese, John	12/10/2020	3.2	Prepare for [REDACTED] at CMC
Albanese, John	12/11/2020	1.4	Attend Gilead CMC hearing.
Albanese, John	12/11/2020	0.9	Prepare [REDACTED]
Albanese, John	12/11/2020	0.3	Email team regarding CMC.
Albanese, John	1/4/2021	0.5	Review letter from Defendant, order from Court and email co-counsel regarding discovery.
Albanese, John	1/11/2021	1.3	Review discovery requests and protective order.
Albanese, John	1/25/2021	0.3	Review Defendnat's answer to complaint.
Gebo, Rachel	5/3/2021	0.4	Email w/ Kathleen Kogut re: [REDACTED]
Gebo, Rachel	5/3/2021	0.4	Build [REDACTED]
Gebo, Rachel	5/12/2021	0.3	Call w/ Morgan Eames [REDACTED]
Albanese, John	9/14/2021	0.5	Attend confernece call regarding opposition to motion to compel.
Albanese, John	9/28/2021	0.5	Call with case team regarding case status and strategy.
Albanese, John	10/11/2021	0.5	Emails with Sophia Rios regarding [REDACTED]
Albanese, John	10/12/2021	0.5	Call with team regarding next steps in case and email opposing counsel regarding discovery.
Albanese, John	10/20/2021	0.3	Draft letter [REDACTED]
Albanese, John	10/21/2021	0.3	Phone call with Sophia Rios regarding case management statement.
Albanese, John	11/9/2021	0.8	Call with co-counsel regarding case strategy.
Rios, Sophia M	11/22/2021	0.4	Follow up on [REDACTED]
Albanese, John	12/1/2021	0.4	Email team regarding Lahlouh and [REDACTED]
Albanese, John	12/6/2021	0.3	Review and edit Lahlouh stipulation.
Albanese, John	12/9/2021	1.8	Call with team regarding to-dos and discuss same with Sophia Rios
Albanese, John	12/13/2021	1.6	Review documents produced by Gilead.
Albanese, John	12/17/2021	1	Meet with litigation team regarding case to-dos and strategy moving forward.
Albanese, John	12/20/2021	0.4	Call with Ronda Goldfein and John Grogan [REDACTED]
Albanese, John	12/22/2021	0.5	Call with [REDACTED] [REDACTED]
Albanese, John	1/3/2022	1	Review memoranda from co-counsel regarding CMIA claims; review responses to discovery from Lahlouh and co-counsel's analysis of same; review postal service documents.
Albanese, John	1/4/2022	1.3	Conduct Gilead call with co-counsel
Albanese, John	1/5/2022	0.3	Correspond with Lahlouh's counsel [REDACTED]; review email from Ken Chernof.
Albanese, John	1/13/2022	0.8	Phone call with co-counsel regarding to do and strategy [REDACTED]
Albanese, John	1/13/2022	0.7	Meet and confer with Defense counsel regarding third party discovery.
Albanese, John	1/13/2022	0.5	Discuss [REDACTED] with Sophia Rios and plan for next steps.
Albanese, John	1/20/2022	0.5	Call with [REDACTED] regarding case status.
Albanese, John	1/23/2022	0.7	Discuss case with Sophia Rios and Shanon carson.
Albanese, John	1/24/2022	1	Prepare for and run meeting with co-counsel [REDACTED]
Albanese, John	1/27/2022	0.5	Email clients regarding [REDACTED]

Albanese, John	2/2/2022	0.2	Email ██████████ Lahlouh's counsel.
Albanese, John	2/2/2022	0.5	Draft ██████████.
Albanese, John	2/3/2022	0.3	Emails with co-counsel regarding ██████████.
Albanese, John	2/3/2022	0.5	Review and edit Gilead subpoena.
Albanese, John	2/4/2022	0.3	email opposing counsel regarding Florida Doe subpoena.
Albanese, John	2/4/2022	1.8	Review and edit ██████████ discuss same with Sophia Rios.
Albanese, John	2/4/2022	0.7	Call with Lahlouh and discuss ██████████ with Sophia Rios
Albanese, John	2/7/2022	1.3	Research ██████████ to use in case.
Albanese, John	2/7/2022	1.2	Prepare for and attend deposition preparation with Indiana Doe.
Albanese, John	2/7/2022	0.3	Phone call with Alabama Doe No. 2 ██████████.
Albanese, John	2/8/2022	0.5	Review and comment on ██████████.
Albanese, John	2/8/2022	0.3	Email with expert witnesses regarding case.
Albanese, John	2/9/2022	0.5	Phone call with expert ██████████.
Albanese, John	2/9/2022	1.2	Draft and edit discovery requests.
Albanese, John	2/9/2022	1.1	Phone call with expert ██████████.
Albanese, John	2/10/2022	1	Phone call with ██████████ regarding expert witness work.
Albanese, John	2/10/2022	0.6	Review ██████████ and edit and comment on ██████████.
Albanese, John	2/11/2022	0.8	Meet with Sophia Rios and Adrian Lowe regarding depositions.
Albanese, John	2/11/2022	0.3	Texts with Alabama Doe No. 2 ██████████.
Albanese, John	2/11/2022	0.6	Serve subpoena on opposing counsel regarding Florida Doe's medical records.
Albanese, John	2/11/2022	0.3	Emails with Sophia Rios regarding ██████████.
Albanese, John	2/11/2022	0.3	Emails with Shanon Carson regarding ██████████.
Albanese, John	2/12/2022	1.4	Discuss ██████████ with Shanon Carson and Sophia Rios and email regarding same.
Albanese, John	2/16/2022	0.5	Call with Sophia Rios, Adrian Lowe, and John Grogan regarding plaintiffs' depositions.
Albanese, John	2/17/2022	5	Travel from Minneapolis to Indianapolis for Plaintiff Indiana Doe's deposition.
Albanese, John	2/17/2022	1.5	Meet with Indiana Doe to prepare for deposition.
Albanese, John	2/17/2022	0.3	Review and edit request for dismissal.
Albanese, John	2/18/2022	5.5	Defend Plaintiff's deposition.
Albanese, John	2/18/2022	6	Travel from Indianapolis to Minneapolis including flight delay.
Albanese, John	2/19/2022	0.5	Finalize subpoena for Florida Doe.
Albanese, John	2/23/2022	1	Call with co-counsel regarding ██████████.
Albanese, John	2/28/2022	0.8	Review client depositions and email clients regarding errata.
Albanese, John	3/8/2022	0.7	Phone call with co-counsel regarding case strategy.
Albanese, John	3/8/2022	0.4	Email Shanon Carson regarding ██████████.
Albanese, John	3/10/2022	0.5	Prepare and attend case management conference.
Albanese, John	3/11/2022	0.5	Emails with client Alabama Doe No. 2 and phone call with Sophia Rios ██████████.
Albanese, John	3/14/2022	0.3	Review ██████████.
Albanese, John	3/16/2022	0.5	Attend deposition preparation for Alabama Doe No. 2.
Albanese, John	3/16/2022	0.4	Review ██████████ and email Alabama Doe no. 1 ██████████.
Albanese, John	3/17/2022	1.5	Calls with Shanon Carson and clients regarding ██████████.
Albanese, John	3/20/2022	1.2	Review and edit settlement agreement.
Albanese, John	3/21/2022	2.2	Review and edit settlement agreement exhibits.
Albanese, John	3/29/2022	0.3	Email settlement agreement to opposing counsel.
Albanese, John	4/20/2022	0.3	Read email from Ken Chernof and email team regarding same.
Albanese, John	4/20/2022	0.2	Email opposing counsel regarding motion to compel.
Albanese, John	5/10/2022	0.4	review and edit draft CMC statement.
Albanese, John	6/8/2022	0.2	Review email from Ken Chernof regarding settlement.
Albanese, John	7/7/2022	3.6	Discuss Gilead ██████████ with Shanon Carson; edit settlement agreement and edit preliminary approval memorandum
Albanese, John	7/13/2022	1.2	Review settlement bids and email Shanon Carson with recommendation.
Albanese, John	7/15/2022	0.8	Review opposing counsel's edits to settlement agreement; draft email to opposing counsel regarding same and email Shanon Carson.
Albanese, John	7/18/2022	1.6	Prepare status report for court, update exhibits to reflect settlement agreement and email consolidated email to Shanon Carson.
Albanese, John	7/29/2022	0.5	Email opposing counsel with settlement documents.
Albanese, John	8/1/2022	0.4	Draft and edit status report and email same to opposing counsel.
Albanese, John	8/4/2022	0.5	Phone call with David Schwartz regarding settlement.
Albanese, John	8/9/2022	0.4	Review Defense counsel's comments w/o preliminary approval and email Shanon Carson regarding same.
Albanese, John	8/15/2022	0.2	Email opposing counsel regarding status update to court.
Albanese, John	8/18/2022	0.2	Review email from opposing counsel.
Albanese, John	8/18/2022	0.2	Email cocounsel regarding status of settlement.
Albanese, John	8/19/2022	1.2	Phone call with Angeion regarding administration, emails to Kroll, opposing counsel and co-counsel regarding settlement; phone call with Sophia Rios regarding same.
Albanese, John	8/29/2022	0.5	Discuss case with Kroll and Sophia Rios
Albanese, John	8/30/2022	0.6	Review Gilead's redlines to settlement documents and email co-counsel regarding same.
Albanese, John	8/31/2022	0.7	Call with Kroll regarding settlement administration and email team regarding same.
Albanese, John	9/6/2022	0.4	draft status report to court and review redlines to Kroll agreement
Albanese, John	9/12/2022	0.7	Draft and send email to opposing counsel regarding settlement agreement.
Albanese, John	9/28/2022	0.4	Review email from opposing counsel regarding settlement and email Sophia Rios regarding same.
Albanese, John	10/3/2022	0.5	Update settlement documents and send to opposing counsel.
Albanese, John	10/5/2022	0.9	edit settlement documents and compile settlement agreement to send to opposing counsel
Albanese, John	11/30/2022	1	Review court's order and discuss same with Shanon Carson and Ken Chernof; emails with court regarding same.
Albanese, John	12/1/2022	1.1	Research and draft supplemental response in support of preliminary approval.

Albanese, John	12/2/2022	0.5	Attend call with co-counsel on responding to tentative.
Albanese, John	12/2/2022	0.5	Call with opposing counsel on responding to tentative.
Albanese, John	12/2/2022	2.9	Research and draft supplemental supplemental response for settlement.
Albanese, John	12/5/2022	1.5	Research and draft supplemental filing.
Albanese, John	12/6/2022	2.7	Draft supplemental submission and edit revised settlement documents.
Albanese, John	12/6/2022	0.3	Call with Alex Altman regarding amended submission.
Albanese, John	12/7/2022	1.2	Draft supplemental filing.
Albanese, John	12/9/2022	0.9	Edit and send draft supplemental submission to opposing counsel.
Albanese, John	12/13/2022	1.5	Draft supplemental filing and related exhibits.
Albanese, John	12/14/2022	0.5	Draft stipulation to file with court.
Albanese, John	12/14/2022	2.5	Draft and edit supplemental filing and related docuemnts.
Albanese, John	12/20/2022	0.5	Review and respond to email regarding settlement.
Albanese, John	12/21/2022	0.5	Review and respond to emails regarding settlement documents.
Albanese, John	12/22/2022	0.5	Emails and calls regarding settlement filings.
Albanese, John	12/23/2022	0.5	Calls and emails with team to finalize filing.
Albanese, John	1/18/2023	0.4	Read and review tentative preliminary approval order and email team regarding same.
Albanese, John	1/26/2023	0.3	Review correspondence from settlement admin and email team regarding same.
Albanese, John	2/7/2023	0.5	Review notices and provide edits.
Albanese, John	3/10/2023	0.3	Discuss Gilead status with Sophia Rios
Albanese, John	3/10/2023	0.4	Review and respond to correspondence from settlement administrator.
Albanese, John	3/15/2023	1.2	Discuss strategy with litigation team and circulate documents.
Galdston, Benjamin	5/22/2020	1.5	Research regarding [REDACTED] regarding same; Review and revise [REDACTED] regarding same.
Elwell, Jennifer Pigeon	7/27/2020	7	Participate in phone conference with S. Carson and J. Albanese re: [REDACTED]. Review past correspondence in the case. Research multiple issues pertaining to Defendant's [REDACTED]. Prepare notes regarding same.
Elwell, Jennifer Pigeon	7/28/2020	8	Obtain and review [REDACTED]. Prepare notes re: determinations [REDACTED]. Research [REDACTED]. Review drafts [REDACTED]. Review email correspondence re: same.
Hamner, Peter H	7/28/2020	2.2	Research and pull related documents [REDACTED].
Elwell, Jennifer Pigeon	7/29/2020	8	Prepare legal memorandum incorporatin [REDACTED]. Revise draft memorandum. [REDACTED].
Elwell, Jennifer Pigeon	7/30/2020	4	Revise and further draft legal memorandum [REDACTED]. Participate in phone conference with co-counsel re: [REDACTED].
Elwell, Jennifer Pigeon	8/26/2020	4.8	Participate in phone conference with internal team to discuss Defendant's Motion to Dismiss and next steps. Participate in phone conference with co-counsel to discuss Defendant's Motion to Dismiss and next steps. Review [REDACTED]. Review Complaint. Review Defendant's Motion to Dismiss. Prepare [REDACTED].
Elwell, Jennifer Pigeon	8/27/2020	3.5	Research and review [REDACTED]. Determine next steps with internal team to meet response deadline to Motion to Dismiss.
Kogut, Kathleen E	5/4/2021	3.5	Reviewing case material, calling leads, conducting intake interview with [REDACTED] preparing and sending [REDACTED] retainer agreement, coordinating phone call between [REDACTED] and J. Albanese/S. Rios
Rios, Sophia M	5/4/2021	0.2	Review intake report for potential plaintiff.
Rios, Sophia M	5/5/2021	0.8	Call with potential client: review Gilead's appeal.
Carson, Shanon	5/7/2021	0.2	Email with R. Goldfein and J. Grogan re: [REDACTED]
Kogut, Kathleen E	5/7/2021	2	Calling leads, conducting intake interviews, following-up with leads, answering emails, corresponding with attorneys
Kogut, Kathleen E	5/10/2021	1.5	Calling leads, conducting intake interviews, following-up with leads, answering emails, corresponding with attorneys, scheduling calls
Kogut, Kathleen E	5/11/2021	0.5	Calling leads, conducting intake interviews, following-up with leads, answering emails, corresponding with attorneys, scheduling calls
Kogut, Kathleen E	5/12/2021	1	Calling leads, conducting intake interviews, following-up with leads, answering emails, corresponding with attorneys, scheduling calls
Kogut, Kathleen E	5/13/2021	1	Calling leads, conducting intake interviews, following-up with leads, answering emails, corresponding with attorneys, coordinating coverage with M. Eames
Eames, Morgan C	5/14/2021	1	Review marketing materials and follow up with leads [REDACTED]
Eames, Morgan C	5/18/2021	0.1	Outbound calls to [REDACTED]. Record interview notes and lead updates in intake system. Follow-up via email and request documents. Circulate email notes to attorneys for review. Update contact attempt records in intake system.
Eames, Morgan C	5/20/2021	0.5	Outbound calls to [REDACTED]. Record interview notes and lead updates in intake system. Follow-up via email and request documents. Circulate email notes to attorneys for review. Update contact attempt records in intake system.
Eames, Morgan C	5/21/2021	0.5	Outbound calls to [REDACTED]. Record interview notes and lead updates in intake system. Follow-up via email and request documents. Circulate email notes to attorneys for review. Update contact attempt records in intake system.
Albanese, John	6/22/2021	2.6	Research for first amended complaint [REDACTED]
Gionnette, Julie	9/29/2021	0.4	review process server notice of unsuccessful service of process; research [REDACTED]
Gionnette, Julie	12/13/2021	3.1	Review Gilead privilege log [REDACTED]
Carson, Shanon	5/14/2020	2.3	Telephone conf. with [REDACTED] discuss same internally with SSB; conduct research re: same; draft correspondence to [REDACTED]
Carson, Shanon	5/15/2020	2.4	Telephone conf. with JE re: assignments to prepare complaint; send case materials to same; conduct case research and investigation; prepare for and attend telephone conf. with co-counsel AIDS Law Project and J. Grogan; draft correspondence with status update [REDACTED]
Schalman-Bergen, Sarah R	5/18/2020	0.7	Conference call with co-counsel and team re: next steps
Schalman-Bergen, Sarah R	5/20/2020	2.4	Review complaint; confer with Rgoldfein re: next steps

Martin, Kaye A	5/21/2020	5.3	Research [REDACTED]; review court rules regarding administrative motions and/or stipulations for anonymous filings. Review and organize examples of motions/stipulations filed and route to attorney for review. Review/revise draft [REDACTED]. Review/analyze/proofread and revise/edit draft class action complaint v. Gilead. Westlaw research [REDACTED]. Draft Summons for defendant. Research for defendant location and agent for service option. Draft Certificate of Interested Parties. Prepare draft of CIVIL Cover Sheet. Review court rules and website regarding jurisdiction and venue, relating to Oakland or San Francisco. Review attorney emails [REDACTED]; with revised drafts/edits to complaint and related documents. Review/update complaint documents for attorney review. Revise, finalize and open new case, efile complaint, civil cover sheet, summons, and certificate of interested parties. Route filed documents to attorneys for review. Review revised draft of press release.
Martin, Kaye A	5/22/2020	1.8	Review, analyze and route court filings, including issued Summons for defendant, case assignment to Mag. Judge Spero, and Initial Case Management Order. Review court website for Magistrate Judge standing orders, biography and other information. Download copy of Notice of Consent/Declination of Magistrate Judge. Email Magistrate Judge information to attorneys, with deadline to file Notice of Consent. Review [REDACTED]. Review email attorney email exchanges, [REDACTED] regarding case, and defense counsel response. Review and organize summons and complaint documents for service on Tuesday.
Schalman-Bergen, Sarah R	5/22/2020	0.7	Review filings in Gilead and confer with counsel re: [REDACTED]
Carson, Shanon	5/25/2020	0.4	Emails with co-counsel
Martin, Kaye A	5/26/2020	1.8	Review and analyze emails regarding status of complaint filed in N.D. California and service on defendants. Review emails [REDACTED]; [REDACTED] and send edits. Review and organize complaint documents and orders, and prepare zip file of documents for service. Prepare email with instructions and service documents to First Legal requesting service on Gilead agent in Los Angeles. Review and organize case documents and save to KAL database and Sharepoint files.
Martin, Kaye A	5/27/2020	0.8	Review email from First Legal with proof of service on defendants. Prepare summons and proof of service for filing; efile with Court. Calendar defendant deadline to respond to Complaint. Review and update [REDACTED] for case and chart of case dates and deadlines.
Carson, Shanon	5/28/2020	0.3	Review [REDACTED] of complaint filing and circulate same internally
Martin, Kaye A	6/1/2020	0.1	Email attorneys regarding Consent/Declination notice due regarding assignment of Magistrate Judge: review responses regarding same.
Martin, Kaye A	6/2/2020	0.8	Review/revise/update player's list for case and chart of case dates and deadlines. Update calendar and send invites to team.
Carson, Shanon	6/3/2020	0.2	Email B. Galdston [REDACTED]
Martin, Kaye A	6/3/2020	1.2	Email attorneys with reminder regarding defendants' answer to complaint deadline. Prepare form for Consent to Magistrate Judge. Email to attorneys for review and approval. Efile Consent to Magistrate Judge and route to team. Review and update [REDACTED] and deadlines. Add deadlines to Outlook calendar and send invites to team.
Martin, Kaye A	6/4/2020	0.2	Email exchange with Shanon Carson regarding [REDACTED] and defense counsel consent/declination to Magistrate Judge.
Martin, Kaye A	6/8/2020	0.8	Review and analyze emails regarding documents [REDACTED]. Review/analyze/revise drafts of [REDACTED]. Email edits to attorneys. Review attorney emails regarding 60-day extension requested by defense counsel to response to complaint (8/17/20) (hold).
Schalman-Bergen, Sarah R	6/8/2020	0.5	Research defense counsel and review correspondence re: same and request for extension
Carson, Shanon	6/9/2020	0.3	Emails with defense counsel re: extension of time to respond to Complaint; review and approve stipulation re: same
Martin, Kaye A	6/11/2020	0.5	Review, analyze and route [REDACTED]
Martin, Kaye A	6/12/2020	1.2	Review and analyze notices of appearance filed by defendants. Review and update player's list with additional attorney information. Review and analyze court order requesting defendants' consent/declination to magistrate judge. Calendar court set deadline and send invites. Review and update chart of case dates. Review and organize case documents and save to KAL database.
Martin, Kaye A	6/15/2020	0.3	Review, analyze and route joint stipulation granted by court order regarding defendant's response to complaint. Review and update calendar and send invites regarding new deadline. Review and update chart of case dates.
Carson, Shanon	6/18/2020	0.3	Emails with co-counsel: email with defense counsel to schedule settlement conf.; review Gilead consent to Mag. Judge Spero
Martin, Kaye A	6/18/2020	0.4	Review, analyze and route court docket updates to team, including defendant's consent to magistrate judge jurisdiction. Review and update case calendar regarding deadline for defendant consent/declination; review and update [REDACTED] same.
Galdston, Benjamin	6/22/2020	1	Prepare for and participate in video conference with counsel for Gilead Life Sciences regarding complaint.
Martin, Kaye A	6/22/2020	0.7	Review and update chart of case dates and deadlines and [REDACTED] of attorneys on case. Review and route to team. Review and update calendar as needed. Review/analyze and route court filing, including Clerk's Notice of Consent/Declination to Magistrate Judge due by defendants; calendar court set deadline for follow-up.
Schalman-Bergen, Sarah R	6/22/2020	1	TC with defense counsel and co-counsel re: next steps
Martin, Kaye A	6/26/2020	1	Review and analyze court docket for case updates and status of pro hac vice motions filed by attorneys. Review and update chart of case deadlines, review calendar. Review and update [REDACTED] for case. Review and organize case filings, save to KAL and Microsoft Team Sharepoint file.
Martin, Kaye A	6/29/2020	0.5	Review and update chart of case dates regarding deadline for ADR Certification due filed prior to Case Management Conference. Review and update case calendar and send invites with ADR form, ADR rules and ADR handbook.
Carson, Shanon	6/30/2020	0.4	Draft and send [REDACTED] to Alabama Doe [REDACTED]
Martin, Kaye A	6/30/2020	0.3	Prepare summary of case status and current deadlines for attorney review.
Martin, Kaye A	7/7/2020	0.2	Gilead: Review and analyze case calendar, [REDACTED] and chart of case dates for updates and accuracy.
Carson, Shanon	7/9/2020	0.3	Review correspondence and email defense counsel to set up meeting
Schalman-Bergen, Sarah R	7/10/2020	0.2	Review status from Scarson and confer re: same and next steps
Martin, Kaye A	7/14/2020	0.2	Review, analyze and route stipulation filed to extend time to respond to Complaint and continue Initial CMC.
Schalman-Bergen, Sarah R	7/14/2020	0.2	Correspond with Scarson and team re: status and CMC stipulation
Martin, Kaye A	7/15/2020	0.5	Review and update player's list for case with updated attorney/docket information. Review and update chart of case dates and deadlines.
Martin, Kaye A	7/16/2020	0.8	Review, analyze and route court docket updates in case, including court order granting parties' Stipulation to extend case dates. Review and update calendar regarding Answer to Complaint and Case Management Conference deadlines; send invites to team. Review and update chart of case dates and deadlines. Review and update [REDACTED] for case.
Schalman-Bergen, Sarah R	7/16/2020	1.1	Review scheduling order; research issues re: NDCAL and next steps
Martin, Kaye A	7/22/2020	0.3	Review and analyze court docket regarding status of pro hac vice motions filed by attorneys. Email attorneys regarding pro hac vice applications, and send court pro hac vice form for review, with court rules.
Schalman-Bergen, Sarah R	7/22/2020	0.2	Review order and work on PHV motion for appearance
Carson, Shanon	7/23/2020	0.2	Review and respond to email from defense counsel K. Chernoff
Schalman-Bergen, Sarah R	7/30/2020	0.5	TC with co-counsel team re: next steps
Martin, Kaye A	8/4/2020	0.2	Review and update calendar invite and route to team regarding deadline for parties to file ADR certification.
Martin, Kaye A	8/5/2020	0.4	Review and update chart of case dates and deadlines; update player's list for case.
Carson, Shanon	8/14/2020	0.5	Emails with co-counsel re: [REDACTED]; draft correspondence to defense counsel K. Chernoff re: same
Martin, Kaye A	8/18/2020	1.5	Gilead: Review, analyze and route defendants' motion to dismiss and request for judicial notice. Review and update case calendar; send invites regarding opposition due date and reply deadline. Review and update chart of case dates. Review and update KAL folders with new court filings.
Martin, Kaye A	8/19/2020	1.5	Gilead: Review and analyze defendant's motion to dismiss documents. Review and analyze court order regarding rescheduled hearing on motion to dismiss and rescheduled Case Management Conference. Review and update chart of case dates with new schedule for motion to dismiss hearing, CMC and related case deadlines. Review and update calendar and send invites to team with new case deadlines.

Schalman-Bergen, Sarah R	8/19/2020	0.2	Review MTD hearing date and send same to Rgoldfein
Martin, Kaye A	8/25/2020	0.3	Review case calendar and email [REDACTED]. Review and analyze attorney emails
Schalman-Bergen, Sarah R	8/25/2020	2.7	Multiple TC re: next steps and prompt Scarson on response date; review motion to dismiss; confer with team on next steps
Martin, Kaye A	8/27/2020	2.2	Review and analyze email from Jenny Ewell requesting [REDACTED]. Review KAL database and route [REDACTED] Telephone conferences with Jenny Ewell regarding [REDACTED]. Confer with attorney regarding same. Review and analyze San Mateo County local rules, complex designation information, judge information/biography for complex cases; court forms for complaints. Review and analyze California Rules of Court for complaint information and formatting for San Mateo County. Research One Legal attorney service regarding efilling in San Mateo County. Telephone conference with One Legal regarding registration for EfileCalifornia/San Mateo County. Draft notice of dismissal of federal action for attorney review. Confer with attorney regarding filing of new complaint in San Mateo County, court and judge information.
Schalman-Bergen, Sarah R	8/27/2020	1.8	Confer re: process on MTD; Review same
Martin, Kaye A	8/28/2020	1	Draft court forms for Summons to Complaint and Civil Case Cover Sheet for complaint to be filed in state court. Review and analyze emails regarding draft complaint to be filed with new plaintiff. Review and analyze draft complaint and email from Ronda Goldfein with new plaintiff.
Martin, Kaye A	8/31/2020	4.5	Review and analyze attorney emails regarding new state court filing for complaint, fees for complex case, etc. Prepare [REDACTED] of action in federal court. Review/revise/finalize and efile voluntary dismissal of federal action. Review/analyze and cite check draft California state class action complaint for filing in San Mateo County. Review local rules regarding class actions and complex cases. Review and analyze complex judge procedures. Review and analyze California Civil Code and Government Code regarding filing complex cases, payment of complex fees. Prepare summons form; prepare civil case cover sheet; prepare certificate re complex case designation. Review and update OneLegal account with new credit card for filing fees. Review and analyze attorney emails and edits/comments to draft state court complaint. Review and revise draft complaint and related forms; email attorneys regarding approval for filing.
Martin, Kaye A	9/1/2020	2	Review/analyze/proofread revised draft of complaint and attorney edits. Revise/finalize for final attorney review. Review/revise/finalize summons, civil Case Cover Sheet and Certificate Re Complex Case Designation. Efile documents with Court via OneLegal. Review/analyze and route OneLegal confirmation of filing; and court receipt and approval of filing. Review and revise chart of case dates and deadlines. Email team regarding deadline for service of complaint on defendants.
Martin, Kaye A	9/2/2020	1.8	Review and analyze state court docket for new case updates. Review, analyze and route court notice of complex case designation, assignment of judge, and setting of case management conference. Review and analyze court rules and Complex Judge procedures regarding Case Management requirements. Email attorneys with court order, rules and judge information. Review and update case calendar; send cancellations for federal court and invites to team regarding deadline to serve Complaint. Prepare chart of case dates and deadlines for state court case. Review emails regarding service of Complaint on defense counsel.
Martin, Kaye A	9/3/2020	1.2	Review and analyze attorney emails regarding case status, service of complaint on defense counsel via email receipt. Prepare notice and acknowledgment of receipt and additional initial case documents for service on defendants. Review and analyze federal court docket to confirm dismissal and termination of case; email attorneys regarding same. Review and analyze state court docket for updates; review and analyze Case Management No. 1, route to team, with new case deadlines and complex court information. Set up docket alerts on Westlaw.
Schalman-Bergen, Sarah R	9/3/2020	0.3	Review amended complaint and service of same
Martin, Kaye A	9/4/2020	2.5	Review and analyze attorney emails regarding service of summons and complaint documents on defense counsel. Prepare service list for case with all parties and counsel. Prepare proof of service and signed Notice of Acknowledgment of Receipt for filing with Court. Efile Proof of Service and Notice with Court via OneLegal website. Review and route OneLegal confirmations of filing. Review and analyze state court docket for case updates. Review and analyze CMO #1 with new case deadlines and relevant court information: calendar case deadlines and send invites for Case Management due dates and CMC statement information. Review and update calendar, send invites, regarding defendant's deadline to respond to Complaint. Send calendar cancellations for old federal court deadlines. Review and update chart of case dates and deadlines. Prepare hard copy package of Summons and Complaint documents for service on defense counsel by US mail.
Martin, Kaye A	9/8/2020	1.2	Review and analyze state court docket for case updates. Prepare proof of service for service of Case Management Order #2 on defense counsel. Prepare service list for plaintiff and defense counsel. Prepare caption cover sheet for proof of service and efile with Court. Draft [REDACTED] for attorney review, with exhibit attachment of CMO#1. Review court rules and dockets for sample notices of entry of order.
Martin, Kaye A	9/9/2020	1	Review/revise/finalize notice of entry of order, attached Exhibit A CMO #1 and proof of service; email to attorney for review.
Martin, Kaye A	9/10/2020	1	Review, analyze and update notice of entry of Order regarding Case Management Order No. 1, attachment and proof of service. Efile with Court; review and route to team. Prepare email to court and counsel with courtesy copy of filing.
Martin, Kaye A	9/15/2020	0.5	Gilead: Review and analyze state court docket for relevant case updates. Review and update case docket files in Imanage with relevant court filings.
Martin, Kaye A	9/17/2020	0.2	Gilead: Review and analyze attorney emails with defense counsel regarding request to extend response deadline to amend complaint by 15 days.
Martin, Kaye A	9/18/2020	0.6	Gilead: Review/analyze draft stipulation re extension for defendant response to First Amended Complaint; review related emails. Review court docket for case updates/status. Review and revise chart of case dates regarding filing of defendant's stipulation for extension. Review, analyze and route defendant's motion for peremptory challenge of judge on case.
Martin, Kaye A	9/22/2020	0.2	Gilead: Review, analyze and route court docket update in San Mateo county regarding order granting peremptory challenge, new judge to be assigned.
Martin, Kaye A	9/23/2020	0.6	Gilead: Review and analyze court docket in San Mateo county for case updates; review and analyze court order granting defendant's peremptory challenge; email attorneys regarding new judge assigned. Review and update chart of case dates and deadlines. Review and organize case documents and update Imanage files.
Martin, Kaye A	9/24/2020	0.5	Gilead: Review court order regarding new Judge Chou and scheduling Case Management Conference. Review and update chart of case dates and deadlines, and calendar regarding current case follow-up.
Martin, Kaye A	9/25/2020	0.4	Gilead: Review and analyze case calendar; send cancellation notice regarding Case Management Conference and CMC Statement due dates with prior Judge Weiner. Review and analyze Stipulation for Extension of Time to Respond to Complaint filed by defendants. Review and analyze San Mateo court docket for updates regarding pending Stipulation. Review and update chart of case dates. Review and update case folders with new pleading.
Martin, Kaye A	9/29/2020	0.4	Review and analyze stipulation filed with court extending deadline for defendants to file response to complaint. Review and update calendar and send invites for new response deadline. Review and update case file documents on Imanage. Review and update chart of case dates.
Martin, Kaye A	9/30/2020	0.5	Review San Mateo state court docket for case updates. Westlaw research [REDACTED], and [REDACTED] to same.
Martin, Kaye A	10/1/2020	2	Review and analyze San Mateo court docket alert for case updates. Review and analyze Case Management Order #2 and Covid-19 supplemental Emergency Case Management Order of Judge Danny Chou. Prepare email to attorneys with judge and Case Management information, case deadlines, court hearings, judge's procedures. Review and analyze additional court rules regarding preparation of CMC Statement and remote attendance at court for CM Conferences. Review and route Trellis biography for Judge Danny Chou.
Martin, Kaye A	10/2/2020	1.5	Review and analyze Case Management Orders and update chart of case dates with new deadlines and judge. Review and update calendar and send invites to team with court information on CourtCall and telephonic appearances. Draft Notice of Entry of Court Orders for service on defendants; prepare exhibits and proof of service with new judge. Review and analyze judge's information regarding courtesy copies, court location and other individual procedures. Review court docket and email attorney regarding status of appearances by defense counsel, pro hac vice motions to be filed. Update calendar regarding deadline for potential peremptory challenge of new judge.
Schalman-Bergen, Sarah R	10/2/2020	0.8	Review scheduling order and deadlines
Martin, Kaye A	10/5/2020	0.5	Review, analyze and revise Notice of Entry of Orders regarding court's Case Management Orders. Review and revise proof of service of Notice. Finalize Notice, attachments and Proof of Service for attorney review. Review attorney emails regarding filing tomorrow.
Martin, Kaye A	10/7/2020	0.6	Review and finalize Notice of Entry and attachments; efile with Court via OneLegal. Review and route OneLegal email with approved efiled Notice of Entry. Prepare email to Judge and counsel with courtesy copies of filed Notice.

Martin, Kaye A	10/13/2020	1	Review and analyze state court docket for case updates. Review and analyze attorney email requesting preparation of pro hac vice motions for attorneys. Review files [REDACTED]. Review and revise draft notice of hearing of pro hac vice motion for San Mateo County court. Review San Mateo County court rules and judge's rules regarding motions and pro hac vice admissions.
Martin, Kaye A	10/14/2020	1.8	Draft memorandum in support of pro hac vice application, verified application, attorney declaration and proposed order. Review and update notice of hearing for John Albanese. Route draft documents to attorneys for review with court filing information and judge's procedures. Review and analyze draft stipulation to expand page limits for defendant's demurrer brief. Prepare edits in track changes and route to attorneys.
Martin, Kaye A	10/15/2020	1	Review and analyze state court docket for case updates. Review, analyze and route filed stipulation and order regarding parties' request for additional pages for demurrer briefs. Review and analyze California Rules of Court and California Civil Procedure regarding deadlines for opposition, and reply briefs. Prepare email to team with [REDACTED].
Martin, Kaye A	10/16/2020	0.8	Review, analyze and route Joint Stipulation and Order Granting re expanding page limits for demurrer briefs. Review and analyze clerk's affidavit of service on counsel. Review and analyze Judge Chou's Case Management Order #2 regarding attorneys to review local rules, California Rules of Court and Deskbook on Management of Complex Civil Litigation. Review court website for local rules, complex case rules; download copies and route to attorney with information on Deskbook for Complex Litigation in California.
Martin, Kaye A	10/19/2020	1.5	Review attorney email exchange with Court regarding Case Management hearing set for December 11; and scheduling of hearing on defendant demurrer and motion to strike; route to team. Review court orders and complex case procedures and local rules regarding video hearings, CourtCall procedures, etc. Email team with Case Management Orders and information on telephonic hearings via CourtCall and deadline to register for same. Review and analyze attorney emails regarding briefing schedule for defendant's demurrer to complaint due 10/20; update calendar regarding deadlines for defendant hearing, plaintiffs' opposition to demurrer and defendant's reply; send invites. Review and update chart of case dates and deadlines.
Schalman-Bergen, Sarah R	10/19/2020	0.3	Review schedule and pleadings for next steps
Martin, Kaye A	10/20/2020	1.5	Review and analyze court docket for case updates. Review/analyze and route Gilead Sciences notices of hearing, motions, declaration, proposed orders for demurrer and motion to strike. Review court's order regarding briefing schedule and hearing date and email to attorneys with deadlines for Initial CMC and CMC Statement. Update case calendar with new deadlines and send invites. Confer with attorney regarding pro hac vice motions, substitution of counsel.
Martin, Kaye A	10/21/2020	0.4	Review and analyze attorney emails to and from court clerk regarding hearing and case deadlines for defendant demurrer and motion to strike. Review, analyze and route court order and email from clerk regarding deadlines for demurrer and motion to strike.
Martin, Kaye A	10/22/2020	1.5	Review and analyze attorney emails with court and court order regarding deadline for defendant reply in support of demurrer and motion to strike. Update calendar and send invites. Prepare draft notice of hearing, motion, verified application, proposed order and declaration for pro hac vice admission for Sarah Schalman-Bergen. Review firm biography regarding court admissions.
Martin, Kaye A	10/23/2020	2	Review and analyze emails regarding new case deadlines for demurrer and motion to strike briefing schedule. Review and update chart of case dates and deadlines. Review and update calendar invites for case deadlines for Case Management Conference and CMC Statement and Demurrer and Motion to Strike. Prepare draft notice of hearing, motion, verified application, proposed order and declaration for pro hac vice admission for Shanon Carson. Review firm biography regarding court admissions. Prepare email to Crickett Mariney regarding dates of attorney court admissions and pro hac vice motions filed in California for past 2 years. Review and update case files in Imanage.
Martin, Kaye A	10/26/2020	1.5	Review and analyze attorney emails regarding changes to briefing schedule for demurrer and motion to strike, plan for routing draft documents for review (Nov. 11-calendar). Review and update case calendar and send invites. Review and update case files regarding local rules, Civil and Complex Case Sections, Info on Deskbook on Management of Complex Civil Litigation, and Judge Chau Case Management Orders. Review and update player's list for case with judge and court information. Review and update chart of case dates and deadlines. Add Jean Hibray to calendar invite for opposition to demurrer and motion to strike due date.
Martin, Kaye A	10/27/2020	4.8	Email exchange with attorneys regarding [REDACTED] pro hac vice motions with new attorney information, and pending filings of PHV motions. Review and analyze emails to and from defense counsel and court clerk regarding deadlines for pending demurrer and motion to strike. Review/revise draft Joint Stipulation and Proposed Order re briefing schedule for demurrer and motion to strike. Review and analyze local court rules, California Rules of Court, California Code of Civil Procedure and judge's rules for law and motion procedures for filing pro hac vice motions. Telephone call to court clerk requesting hearing date options for PHV motions, and procedure for filing. Email exchange with Crickett Mariney regarding court admissions for Sarah Schalman-Bergen and Shanon Carson; review charts of court admissions and PHV applications/orders. Review and revise draft Pro Hac Vice motions and related documents for John Albanese, Shanon Carson and Sarah Schalman-Bergen with new attorney information and court admissions; route to attorneys for review. Review files for State Bar letter needed for submission of PHV motions to State Bar; draft sample letter. Review, analyze and route filed Joint Stipulation and Order regarding demurrer briefing schedule. Review, organize and update case files.
Carson, Shanon	10/29/2020	0.4	Review correspondence; telephone conf. with SR
Martin, Kaye A	10/29/2020	2.8	Review and analyze attorney emails [REDACTED] Email to Dept. 22 court clerk to follow-up on voicemail requesting hearing date for pro hac vice motions. Confer with new attorney regarding filing of notice of appearance and pro hac vice motions. Review and analyze court orders and dockets for information on filing of pro hac vice motions and setting hearings.
Schalman-Bergen, Sarah R	10/29/2020	0.2	Confer with Scarson re: S. Rios assignments
Martin, Kaye A	10/30/2020	3	Review attorney emails regarding case status and new attorney assistance. Email to attorneys regarding pro hac vice motions, request for hearing date sent to court clerk, and substitution/withdrawal of counsel. Email to Sophia Rios with defendant demurrer and motion to strike papers. Review and update calendar invites to include Sophia Rios. Confer with attorney regarding substitution/withdrawal of attorneys. Research court rules and state rules regarding notices of appearance, substitutions of counsel and notices of withdrawal. Internet search for court forms for notice of appearance and substitution of counsel. Draft notice of appearance for Sophia Rios. Prepare proof of service for service of documents via electronic mailing in state court. Internet search of Texas federal court dockets for information regarding Shanon Carson dates for admission. Review and update Carson pro hac vice motion regarding court admission information. Email to Crickett Mariney requesting information on Bergen and Carson pro hac vice applications filed in California. Review/revise draft notice of appearance for Sophia Rios. Review/revise proof of service and service list for case.
Martin, Kaye A	11/2/2020	3.5	Email exchange with Cricket Mariney regarding pending draft pro hac vice motions for Shanon Carson and Sarah Schalman-Bergen and information needed regarding court admissions. Review, analyze and update pro hac vice notices, orders, declarations, applications and memoranda of law for Schalman-Bergen and Carson; update listing of court admissions and California pro hac vice motions. Review court dockets for additional information on pro hac vice motions filed and dates of orders. Prepare draft notice of appearance for Sophia Rios; email to attorney for review and approval. Review and analyze email from court clerk in Dept. 22 with confirmation of hearing date for pro hac vice motions for Carson, Albanese and Schalman-Bergen.
Martin, Kaye A	11/3/2020	2	Review and revise notice of appearance for Sophia Rios; and notice of withdrawal for Ben Galdston. Confer with attorney regarding filing of pro hac vice motions for out-of-state attorneys. Review and update online account with OneLegal with new attorney information. Prepare proofs of service for notices and update service list; review and finalize documents for attorney review; efile with Court and route filed copies. Review and route invoice information for case to legal assistant.
Martin, Kaye A	11/4/2020	0.2	Review and route emails from OneLegal with invoice information from court filings of notices. Confer with legal assistant regarding OneLegal costs, pro hac vice motions to be filed and filing fees. Review attorney email exchanges regarding filing of pro hac vice motions tomorrow.

Martin, Kaye A	11/5/2020	6	Review and analyze court docket update with Sophia Rios now on docket for plaintiffs. Review and revise pro hac vice notice, application, memo of law, proposed order and attorney declaration for John Albanese with current date and edits from attorneys; route to John and Sophia for review and finalizing. Prepare proofs of service for court case and State Bar, service list and Rios letter to State Bar for declaration for Albanese papers. Prepare court form of Cover Sheet for Proposed Order for Albanese order. Review and revise pro hac vice notice, application, memo of law, proposed order and attorney declaration for Shanon Carson with current date and edits from attorneys; route to John and Sophia for review and finalizing. Prepare proofs of service for court case and State Bar, service list and Rios letter to State Bar for declaration for Carson papers. Prepare court form of Cover Sheet for Proposed Order for Carson order. Email exchange with Crickett Mariney regarding Carson and Schalman-Bergen PHV applications. Review and revise pro hac vice notice, application, memo of law, proposed order and attorney declaration for Schalman-Bergen with current date and edits from attorneys; route to John and Sophia for review and finalizing. Prepare proofs of service for court case and State Bar, service list and Rios letter to State Bar for declaration for Schalman-Bergen papers. Prepare court form of Cover Sheet for Proposed Order for proposed order. Review and analyze emails from attorneys with signed verified applications for Carson and Albanese; PHV finalize documents for submission to State Bar website and for filing with Court via OneLegal. Prepare email to judge with copies of proposed orders for Carson and Albanese and copy all counsel.
Martin, Kaye A	11/6/2020	4	Review and analyze court notices regarding pro have vice applications of Albanese and Carson are under review; route to attorneys for information. Review and revise pro hac vice notice, application, memo of law, proposed order and attorney declaration for Schalman-Bergen with current date and edits from attorneys; route to John and Sophia for review and finalizing. Prepare proofs of service for court case and State Bar, service list and Rios letter to State Bar for declaration for Schalman-Bergen papers. Prepare court form of Cover Sheet for Proposed Order for proposed order. Email exchanges with Crickett Mariney regarding Sarah's PHV documents. Review and analyze email from attorney with signed verified applications for PHV. Revise/finalize and pdf documents for submission to State Bar website and for filing with Court via OneLegal. Prepare email to judge with copy of proposed order for Schalman-Bergen and copy all counsel. Upload Schalman-Bergen documents to California State Bar. Efile Schalman-Bergen documents with court via OneLegal. Review email from John Grogan requesting shell documents for pro hac vice motions to be filed by additional out-of-state counsel. Draft pro forma set of PHV motion documents and route to Mr. Grogan. Review and update case calendar and send invites for hearing scheduled for pro hac vice motions. Review and update case calendar and send invites for Initial CMC set for December 11 and CMC Statement due December 4. Review and organize OneLegal invoices and confirmation notices for filing.
Martin, Kaye A	11/9/2020	1.6	Review court docket for updates regarding status of pro hac vice motions filed for Carson, Albanese and Schalman-Bergen. Review and analyze State Bar account regarding double-charge for John Albanese pro hac vice application. Confer with legal assistant regarding charge on office credit card, future pro hac vice application costs for co-counsel. Review, analyze and route OneLegal notices of PHV applications accepted by court; route filed copies of applications and save documents to Imanage file. Review and route calendar reminder regarding circulating drafts of opposition briefs to demurrer and motion to strike; add Sophia Rios to invite. Review emails to and from attorney and One Legal regarding setting up account and password; confer with legal assistant regarding updating account. Review and route OneLegal invoices and confirmations for three pro hac vice applications submitted to court.
Martin, Kaye A	11/10/2020	0.3	Review and analyze court docket for relevant case updates; review, analyze and route court order on joint stipulation re briefing schedule for defendant's demurrer and motion to strike. Review and update chart of case dates and calendar.
Martin, Kaye A	11/11/2020	0.2	Review and analyze email from John Grogan regarding conference call and call-in information; email John Albanese regarding same; and respond to Mr. Grogan with [REDACTED]. Review and update case files in Imanage with pleadings and emails.
Martin, Kaye A	11/12/2020	1.2	Review and update player's list for case, including updating case dates and relevant attorneys in case. Review and analyze State Bar account regarding overcharge for Albanese pro hac vice motions. Email to Jean Hibray and Mai Xiong regarding court filing on Tuesday in San Mateo County, status of attorneys on case, update re appearance of Sophia Rios and withdrawal of Ben Goldston, pro hac vice motions pending, hearing date for demurrer, motion to strike, PHV motions and Initial Status Conference. Review and route reminder for calendar invite for Initial Case Management Conference and Case Management Statement.
Martin, Kaye A	11/13/2020	0.5	Email exchange with paralegals and legal assistant regarding OneLegal account for electronic filings in San Mateo County. Review OneLegal account and update firm contacts to include Julie Gionnette, Jean Hibray and Mai Xiong.
Schalman-Bergen, Sarah R	11/17/2020	0.3	Review briefing and coordinate with ALPP re: next steps
Martin, Kaye A	11/23/2020	6.2	Review and analyze opposition to demurrer and motion to strike filed with Court. Review and analyze attorney emails regarding court notices from One Legal regarding court filings. Review One Legal account file regarding last week's filing; all attorneys were noticed. Review and analyze attorney and paralegal emails regarding pro hac vice motions for Nagdeman and Grogan rejected by Court, to be refiled; and filing of additional pro hac vice motions for co-counsel: Goldfein, Lollis and Lowe; and re-filing of pro hac vice motions for co-counsel Grogan and Nagdeman. Telephone call with Jean Hibray regarding case status, court filings, pro hac vice motions. Review and analyze executed PHV applications for Goldfein, Lollis and Lowe submitted to California State Bar. Review and revise draft notice of hearing, memo of law, and proposed order for Goldfein, Lollis and Lowe. Prepare proof of service for State Bar, letter to State Bar with documents, and proof of service of court-filed documents. Prepare Declaration of Sophia Rios for three pro hac vice applications and exhibits thereto. Finalize and route documents for attorney review. Prepare separate cover letters for Goldfein, Lollis and Lowe to State Bar with attached pro hac vice documents and email to State Bar with proof of service. Efile pro hac vice motions for Goldfein, Lollis and Lowe with Court and serve counsel. Prepare email to Court Dept. 22 and counsel with proposed orders in Word format for Goldfein, Lollis, Lowe, Grogan and Nagdeman.
Martin, Kaye A	11/24/2020	1.8	Review and analyze emails from OneLegal with efilng confirmations for Goldfein, Lollis and Lowe pro hac vice applications. Review, download, and organize pro hac vice court filings for 3 attorneys; route to attorneys. Review and update case calendar regarding December 11 hearing to update for 5 pro hac vice motions; send invites. Review OneLegal website for invoices for court filings; route invoices for Grogan and Nagdeman court filings. Review and update Imanage files.
Martin, Kaye A	11/25/2020	1.2	Review/analyze/proofread draft of case management statement. Review and analyze Case Management Order No. 2 for accuracy of statement. Review and analyze court docket regarding case status. Review and update Imanage case files. Review and update chart of case dates and deadlines.
Carson, Shanon	1/6/2021	0.2	Review and respond to court correspondence re: service by email
Carson, Shanon	1/11/2021	0.2	Email re: case documents
Carson, Shanon	1/18/2021	0.3	Review correspondence from defense counsel K. Chernoff re: ADR
Carson, Shanon	2/22/2021	0.4	Email with R. Goldfein re: [REDACTED]
Albanese, John	3/16/2021	0.4	Edit [REDACTED]
Carson, Shanon	4/15/2021	1.5	Attend zoom conference with [REDACTED] telephone conf. with AIDS Law Project [REDACTED] v. [REDACTED]
Carson, Shanon	4/18/2021	0.3	Review emails re: [REDACTED] and respond to co-counsel re: same
Carson, Shanon	4/19/2021	0.2	Email with [REDACTED] for website
Albanese, John	4/26/2021	0.4	Phone call with potential client.
Albanese, John	4/30/2021	0.5	Draft and edit [REDACTED]
Albanese, John	5/5/2021	0.5	Phone call with [REDACTED]
Albanese, John	5/5/2021	0.4	Research [REDACTED]
Albanese, John	5/6/2021	0.5	Zoom with co-counsel regarding case assignments.
Albanese, John	5/6/2021	0.3	Set up [REDACTED] retainer.
Rios, Sophia M	5/6/2021	2.6	Review Glead's appeal; join strategy call with co-counsel.
Rios, Sophia M	5/12/2021	0.1	Attention to draft letter from co-counsel.
Albanese, John	5/19/2021	1	Phone call with client [REDACTED] regarding discovery.
Carson, Shanon	5/19/2021	0.5	Prepare for and attend zoom conf. [REDACTED]
Albanese, John	5/25/2021	0.4	Internal emails [REDACTED]
Carson, Shanon	5/27/2021	0.3	Review case status and correspondence
Carson, Shanon	6/1/2021	1	Review case status; review continuance order for CMC; email with co-counsel re: same; internal conference re: same; review status [REDACTED]; discuss with JA: [REDACTED]
Albanese, John	6/8/2021	0.8	Call with co-counsel regarding to-dos and follow up email.

Carson, Shanon	6/8/2021	1	Prepare for and attend zoom conference with co-counsel re: case status and assignments
Rios, Sophia M	6/8/2021	1.2	Call with co-counsel: research procedure for amending complaint and issuing deposition notice to defendant.
Albanese, John	6/22/2021	0.5	Call with co-counsel regarding case strategy.
Rios, Sophia M	6/22/2021	0.5	Call with co-counsel re discovery and amended complaint.
Rios, Sophia M	6/23/2021	0.4	Review and revise letter to opposing counsel re discovery.
Albanese, John	6/24/2021	0.3	Send letter to opposing counsel regarding case.
Albanese, John	7/1/2021	0.4	Call with client.
Albanese, John	7/12/2021	0.5	Review and edit letter to opposing counsel.
Albanese, John	7/13/2021	0.5	Attend [REDACTED] call.
Rios, Sophia M	7/13/2021	0.4	Call with co-counsel re discovery and amended complaint.
Albanese, John	7/27/2021	0.5	[REDACTED] meeting with co-counsel.
Rios, Sophia M	7/27/2021	0.3	Call with co-counsel.
Albanese, John	8/10/2021	0.6	Attend team call regarding discovery issues.
Albanese, John	9/9/2021	0.4	Research [REDACTED]
Gionnette, Julie	9/13/2021	0.7	review [REDACTED]; consult with SMR; research [REDACTED]
Gionnette, Julie	9/14/2021	2.1	prepare order for Service of Process on CEO's home address and via U.S. Mail
Rios, Sophia M	9/28/2021	0.5	Team call: attention to Lahlouh service.
Rios, Sophia M	9/29/2021	1.2	Attention to Lahlouh service.
Rios, Sophia M	2/12/2022	1.1	Call with co-counsel re [REDACTED] and case status.
Rios, Sophia M	2/23/2022	1.1	Call with co-counsel re [REDACTED] and case status.
Hibray, Jean	11/17/2020	0.8	Review filing rules/procedures. Emails re today's memos
Gionnette, Julie	2/5/2021	0.2	Calendar CMC and Joint CMC Statement deadlines
Hibray, Jean	3/15/2021	0.1	Emails with J Albanese re ShareFile options for sharing docs
Hibray, Jean	3/15/2021	0.4	Set up ShareFile folder, add each co-counsel, upload first docs for sharing
Gionnette, Julie	3/16/2021	0.5	Review local rules
Hibray, Jean	3/23/2021	0.9	Calls/emails re troubleshooting R Goldfein ShareFile access
Gionnette, Julie	4/5/2021	1	gathered exhibits for mediation statement
Gionnette, Julie	4/6/2021	3	printed mediation statement and exhibits and prepared binder for mediator; dropped off at FedEx
Gionnette, Julie	4/6/2021	0.5	assembled mediation statement and exhibits into a single PDF for submission to mediator
Gionnette, Julie	4/29/2021	0.5	Download dockets to iManage and calendaring
Gionnette, Julie	4/30/2021	0.5	review local rules and calendar discovery dates
Rios, Sophia M	4/30/2021	0.1	Attention to court order re CMC and related calendar dates.
Gionnette, Julie	5/4/2021	0.5	accept track changes/format [REDACTED]; send for signatures via DocuSign
Gionnette, Julie	5/5/2021	0.3	Calendar deadlines
Gionnette, Julie	5/24/2021	0.8	review TrueFiling instructions; file preliminary response to petition for mandate in Appellate Court
Gionnette, Julie	7/20/2021	0.2	review discovery letter: calendar deadline
Gionnette, Julie	7/22/2021	0.8	research local rules and prepare draft notice of change of address for the SD office
Gionnette, Julie	7/28/2021	0.3	download filed docket entries and receipts of filing
Gionnette, Julie	8/18/2021	1.5	review email re: new briefing schedule; calendar deadlines; review Stipulation re FAC; prepare proof of service; prepare documents for e-filing; e-file with Court
Gionnette, Julie	8/19/2021	0.3	download and save filed dockets; email proposed order to judge
Gionnette, Julie	8/20/2021	0.2	download and review docket entries
Gionnette, Julie	8/26/2021	0.5	download court filed documents; arrange for service of process on new defendant Lahlouh
Gionnette, Julie	8/27/2021	0.4	review state court docket and download and review recently filed docket entries
Gionnette, Julie	9/17/2021	0.2	download court accepted Opp to Motion to Compel
Gionnette, Julie	9/17/2021	0.2	download and review docket entry
Gionnette, Julie	9/20/2021	0.3	download and review discovery requests; calendar response deadline
Gionnette, Julie	10/11/2021	0.4	review Judge Chou's CMC Order and calendar deadlines
Gionnette, Julie	10/22/2021	0.2	download and review docket entry
Hibray, Jean	10/25/2021	0.3	Discussion with J Albanese [REDACTED]
Hibray, Jean	10/25/2021	0.7	Research [REDACTED] ds.
Hibray, Jean	10/25/2021	0.1	Message with client re attorney call
Gionnette, Julie	10/29/2021	0.6	review order from judge; calendar all class cert related deadlines
Gionnette, Julie	11/5/2021	0.3	download and review docket entries: calendar discovery deadline
Gionnette, Julie	12/2/2021	0.5	review depo notices for all 5 plaintiffs; calendar depo dates
Gionnette, Julie	12/6/2021	0.3	download and review request for extension for Lahlouh to answer amended complaint
Gionnette, Julie	12/17/2021	0.9	research [REDACTED]; calendar response and meet and confer deadlines
Gionnette, Julie	12/30/2021	0.3	review deposition notices on Gilead executives and calendar deposition dates
Gionnette, Julie	1/7/2022	0.2	download and review docket entries
Gionnette, Julie	1/13/2022	0.2	download and review docket entries; update calendar
Gionnette, Julie	1/28/2022	0.3	download and review notice of association of counsel; review amended deposition notices and update calendar
Gionnette, Julie	1/31/2022	0.6	research [REDACTED]; order hearing transcript
Gionnette, Julie	2/1/2022	0.4	prepare email to court requesting hearing transcript from Oct. 2021 motion to compel hearing
Gionnette, Julie	2/8/2022	0.2	download and review Order after Informal Discovery Conf.
Gionnette, Julie	2/16/2022	0.3	save rough draft transcript to iManage; check on status of DocuSign signature and [REDACTED]; resend form via DocuSign
Gionnette, Julie	2/18/2022	0.3	prepare [REDACTED] for J. Albanese to sign via DocuSign and save fully executed document to iManage;
Gionnette, Julie	2/22/2022	0.4	download filed stamped copies of Request to Dismiss Lahlouh; calendar move to compel deadline
Gionnette, Julie	2/23/2022	0.5	download and review 10/28/2021 hearing transcript received by court reporter; email with court reporter re payment of invoice
Gionnette, Julie	3/1/2022	0.3	calendar deadlines for Missouri Doe transcript errata and confidential designations; save deposition transcript to iManage

Gionnette, Julie	3/4/2022	0.3	download and review joint case management statement
Gionnette, Julie	3/10/2022	0.5	review amended deposition notices and calendar amended deposition dates; review Order After CMC and calendar deadlines for next CMC and Class Cert hearing
Gionnette, Julie	3/25/2022	0.1	download and save signed Missouri Doe errata
Gionnette, Julie	3/29/2022	0.1	download and review docket entry
Gionnette, Julie	4/4/2022	0.1	review letter from Nationwide Legal re subpoena records; email to team
Gionnette, Julie	5/17/2022	0.4	download and review court order; update calendar deadlines
Gionnette, Julie	6/23/2022	0.2	open mail, review and scan Order for next Joint Status Report
Gionnette, Julie	7/18/2022	0.6	review San Mateo County Superior Court docket; download order vacating Class Cert Hearing; update calendar; review joint status update and file via One Legal
Gionnette, Julie	7/20/2022	0.3	review court docket; download and review order; calendared deadline
Gionnette, Julie	8/9/2022	0.3	review San Mateo County docket; download signed order re joint status update; calendar deadline
Gionnette, Julie	8/18/2022	0.3	download order granting next status update from San Mateo County Court website; calendar deadline
Gionnette, Julie	9/2/2022	0.2	download court order from San Mateo County Court website; calendar deadline
Gionnette, Julie	9/12/2022	0.2	download and review signed order from San Mateo Cty Court; calendar deadline
Gionnette, Julie	9/20/2022	0.3	download and review signed order from San Mateo Cty Court; calendar deadline
Gionnette, Julie	9/27/2022	0.2	download court-stamped joint status report and save to iManage
Gionnette, Julie	10/10/2022	0.4	review email from One Legal re rejection of court filing; review docket for notices of change of firm address; re-file joint status update with message to court clerk of address changes on file: download and save court-accepted document
Gionnette, Julie	10/10/2022	0.4	review email from One Legal re rejection of court filing; review docket for notices of change of firm address; re-file joint status update with message to court clerk of address changes on file: download and save court-accepted document
Gionnette, Julie	10/19/2022	0.2	download and review order setting settlement hearing; calendar hearing
Gionnette, Julie	10/24/2022	0.2	download and save clerk approved preliminary settlement documents
Gionnette, Julie	11/30/2022	0.2	review email from court re tentative ruling and supplemental submission; calendar deadline and new hearing date
Gionnette, Julie	12/15/2022	0.4	prepare exhibit to Albanese Declaration by [REDACTED]
Gionnette, Julie	12/15/2022	0.2	send amended settlement agreement for signature via DocuSign
Gionnette, Julie	1/9/2023	0.1	review signed order received in US Mail from Court granting plaintiff's stip re filing of supplemental submission; save same to iManage
Gionnette, Julie	1/18/2023	0.5	review and save Tentative Ruling; calendar all deadlines
Gionnette, Julie	1/19/2023	0.1	review and save to iManage order granting approval of settlement; update calendar per JGA email
Gionnette, Julie	1/24/2023	0.3	search for and send Word versions of all exhibits to settlement approval to settlement administrator
Carson, Shanon	6/8/2020	3.5	Review/edit and circulate [REDACTED] to co-counsel; review/edit and circulate [REDACTED] to clients; review/edit and circulate [REDACTED] to Gilead; receive [REDACTED]; finalize [REDACTED] and send to defense counsel
Carson, Shanon	6/22/2020	2	Prepare for and participate in telephone conf. with defense counsel re: ADR and related issues; attend follow-up conference with co-counsel
Carson, Shanon	7/10/2020	1.2	Telephone conf. with defense counsel K. Chernoff re: ADR; draft memo to co-counsel re: same; review email from K. Chernoff re: settlement
Carson, Shanon	7/15/2020	0.3	Email with defense counsel K. Chernoff re: production of data for ADR
Carson, Shanon	7/27/2020	4.8	Telephone conf. with defense counsel K. Chernoff re: ADR, [REDACTED] and related issues; draft email to co-counsel describing same;
Schalman-Bergen, Sarah R	7/27/2020	0.2	Review correspondence from Scarson re: [REDACTED]
Carson, Shanon	7/28/2020	0.3	Email with JA re: drafting of settlement documents; email with co-counsel to set up conf.
Carson, Shanon	7/30/2020	1	Prepare for and attend telephone conf. with co-counsel re: ADR discussions and status of same; circulate documents to co-counsel related to same including memo re: [REDACTED]
Carson, Shanon	7/31/2020	1.5	Prepare for and attend telephone conf. with defense counsel K. Chernoff re: ADR issues
Carson, Shanon	8/7/2020	0.5	Review correspondence and case status
Carson, Shanon	8/17/2020	0.5	Draft and send correspondence to defense counsel K. Chernoff re: ADR status and related issues
Schalman-Bergen, Sarah R	9/1/2020	0.6	Correspond re: dismissal and filing of amended complaint and next steps
Carson, Shanon	1/12/2021	0.2	Draft email to defense counsel K. Chernoff re: re-proposing ADR
Carson, Shanon	1/22/2021	0.2	Review and respond to email from K. Chernoff re: ADR; circulate same to co-counsel
Carson, Shanon	1/31/2021	1.3	Draft correspondence to defense counsel re: ADR issues; circulate draft letter to co-counsel
Albanese, John	2/1/2021	0.2	Review settlement letter.
Carson, Shanon	2/1/2021	1	Review/edit and finalize correspondence to defense counsel in response to ADR-related correspondence; obtain approval from co-counsel and send same
Albanese, John	2/3/2021	0.2	Review and respond to communications regarding mediation.
Carson, Shanon	2/3/2021	1.8	Correspondence with defense counsel K. Chernoff re: mediation and selection of mediator; conduct [REDACTED]; respond to K. Chernoff re: same; internal emails re: same; review and respond to K. Chernoff re: case management issues and scheduling
Albanese, John	2/4/2021	0.2	Review status report.
Carson, Shanon	2/18/2021	0.2	Email with ETN re: J. Sperber (mediator)
Carson, Shanon	2/21/2021	0.2	Draft email with case update [REDACTED]
Carson, Shanon	3/3/2021	0.2	Email with K. Chernoff re: exchanging mediation statements
Carson, Shanon	3/12/2021	0.2	Email with team and JA re: defendant's production of data and status of same
Carson, Shanon	3/13/2021	0.2	Email with JA re: defendant's mediation production to date and review same
Carson, Shanon	3/15/2021	0.2	Check on and confirm payment to mediator for mediation session; discuss same with EM
Albanese, John	3/18/2021	0.5	Call with Sophia Rios regarding [REDACTED]
Carson, Shanon	3/24/2021	0.5	Begin preparing for mediation and draft [REDACTED]
Carson, Shanon	3/30/2021	0.6	Respond to JA re: responding to Gilead [REDACTED]; prepare for mediation; email EM re: preparation of binder for same
Albanese, John	3/31/2021	3.6	Review and edit [REDACTED].
Carson, Shanon	3/31/2021	2.1	Prepare for mediation; review Gilead document production for same; review/edit and finalize letter to defense counsel responding to G [REDACTED]; draft correspondence to [REDACTED]
Albanese, John	4/5/2021	0.4	Review [REDACTED]
Carson, Shanon	4/5/2021	1.5	Review case status and prepare for mediation; respond to defense counsel K. Chernoff re: plaintiffs' ADR discovery
Albanese, John	4/6/2021	1.9	Review finalize and serve mediation statement.
Carson, Shanon	4/6/2021	0.5	Prepare for mediation; email with co-counsel re: same

Carson, Shanon	4/7/2021	0.3	Review mediation invoice and approve same
Albanese, John	4/12/2021	0.8	Attend mediation pre-call with co-counsel.
Carson, Shanon	4/12/2021	3	Prepare for mediation; research re: same; telephone conf. with co-lead counsel re: same
Rios, Sophia M	4/12/2021	1	Join call with co-counsel to prepare for mediation.
Albanese, John	4/13/2021	8.5	Prepare for and attend mediation.
Carson, Shanon	4/13/2021	9.5	Prepare for and attend Day 1 of Gilead Mediation via zoom with all parties
Rios, Sophia M	4/13/2021	8	Attend mediation and discuss plans for Day 2 mediation with co-counsel.
Albanese, John	4/14/2021	5.8	Prepare for and attend mediation.
Carson, Shanon	4/14/2021	6	Prepare for and attend Day 2 of Gilead Mediation via zoom with all parties; draft [REDACTED]
Rios, Sophia M	4/14/2021	4.9	Attend second day of mediation.
Carson, Shanon	4/17/2021	0.2	Email with defense counsel K. Chernoff to follow up on mediation
Carson, Shanon	4/26/2021	0.4	Email with co-counsel re: Gilead status and PREP program, and AIDS Law Project website; email with S. Rios re: discovery status and responding to defense requests re: same, and getting an earlier CMC date; email with defense counsel K. Chernoff
Carson, Shanon	4/27/2021	0.3	Review and approve Joint Mediation Report; respond to S. Rios re: same
Carson, Shanon	12/1/2021	0.5	Review history of settlement negotiations; email with defense counsel for Lahlouh re: [REDACTED]
Carson, Shanon	12/20/2021	0.2	Discuss [REDACTED]
Carson, Shanon	12/21/2021	0.4	Attend telephone conf. with R. Goldfein [REDACTED]
Carson, Shanon	1/5/2022	0.2	Email to defense counsel K. Chernoff [REDACTED]
Carson, Shanon	1/11/2022	1.2	Prepare settlement correspondence to defense counsel K. Chernoff and circulate same for co-counsel comments; emails with co-counsel
Carson, Shanon	1/12/2022	0.2	Email to reschedule telephone conf. with co-counsel re: settlement correspondence
Carson, Shanon	1/13/2022	1.5	Attend telephone conf. with co-counsel re: settlement strategy; review/edit and send correspondence to defense counsel K. Chernoff re: same
Carson, Shanon	1/24/2022	0.2	Email with K. Chernoff re: ADR
Albanese, John	1/31/2022	0.5	Emails with clients to schedule deposition preparation session.
Albanese, John	1/31/2022	0.9	Review Florida Doe subpoena and research Florida subpoena rules; email co-counsel regarding same.
Carson, Shanon	2/12/2022	1	Attend telephone conf. with GA and SR re: case status and response to defense counsel correspondence re: ADR; review same
Rios, Sophia M	2/17/2022	1.6	Call with Lahlouh re dismissal; draft request for dismissal.
Carson, Shanon	2/20/2022	0.2	Email with [REDACTED]
Carson, Shanon	2/21/2022	1.5	Receive and analyze settlement correspondence from defense counsel K. Chernoff; draft email to co-counsel re: same; discuss same internally and formulate initial draft response to same; schedule call with co-counsel to discuss same
Carson, Shanon	2/22/2022	0.2	Email with J. Grogan [REDACTED]
Carson, Shanon	2/23/2022	1	Attend zoom conference with co-counsel re: case status and strategy, and ADR strategy
Albanese, John	3/1/2022	0.4	Read and review letter from opposing counsel regarding privilege issues.
Carson, Shanon	3/1/2022	2	Review and work on Gilead draft settlement agreement
Carson, Shanon	3/5/2022	0.5	Review case status and correspondence re: settlement; draft email to JA with assignment to draft updated version of settlement agreement; email co-counsel to set up call
Carson, Shanon	3/6/2022	0.2	Email with JA to set up conf. with co-counsel
Carson, Shanon	3/8/2022	1	Attend zoom conf. with co-counsel re: status of ADR and related issues; email with K. Chernoff to set up call
Carson, Shanon	3/9/2022	1.3	Review case status and prepare for and attend telephone conf. with defense counsel K. Chernoff re: ADR and settlement issues; notes re: same; prepare updated settlement correspondence and finalize and send same to defense counsel K. Chernoff stating Plaintiffs' settlement position
Carson, Shanon	3/14/2022	2.4	Attend settlement conf. call with defense counsel K. Chernoff; notes re: same; prepare email to co-counsel reporting on same and circulate same; formulate and draft response email and finalize and send same to K. Chernoff; analyze [REDACTED]; discuss same internally with JA
Carson, Shanon	3/15/2022	1.3	Telephone conf. with defense counsel K. Chernoff; prepare and send updated settlement correspondence to same
Carson, Shanon	3/17/2022	1	Work on settlement negotiations; prepare updated draft of revised settlement proposal and circulate same to co-counsel
Carson, Shanon	3/18/2022	1.2	Email with JA re: assignment to [REDACTED]; draft and send correspondence to defense counsel K. Chernoff with updated and revised settlement proposal [REDACTED]; send email to K. Chernoff confirming settlement in principle after receiving reply
Rios, Sophia M	3/18/2022	0.4	Attention to emails re settlement and next steps
Carson, Shanon	3/19/2022	0.4	Email with JA re: settlement agreement drafting and related assignments; prepare [REDACTED]
Carson, Shanon	3/21/2022	2.5	Review/edit [REDACTED]; circulate updated draft to all co-counsel for comments
Carson, Shanon	3/22/2022	0.8	Emails with co-counsel re: draft settlement agreement; draft and send status email to defense counsel K. Chernoff re: same; review updated draft of Settlement Agreement received with comments from co-counsel
Rios, Sophia M	3/22/2022	5.6	Review and revise settlement agreement and exhibits.
Rios, Sophia M	3/23/2022	1.5	Draft preliminary approval motion.
Rios, Sophia M	3/24/2022	4.2	Draft preliminary approval motion.
Rios, Sophia M	3/25/2022	0.4	Finalize settlement exhibits and send to team
Carson, Shanon	3/29/2022	0.3	Review correspondence with defense counsel re: settlement negotiations and status; discuss same internally
Rios, Sophia M	3/29/2022	0.2	Review edits to settlement exhibits.
Rios, Sophia M	3/30/2022	0.2	Finalize exhibits and share with John A.
Carson, Shanon	4/19/2022	0.5	Review status of settlement discussions; email defense counsel K. Chernoff re: same
Carson, Shanon	4/20/2022	0.5	Review and analyze settlement correspondence from defense counsel K. Chernoff, and reply to same
Rios, Sophia M	4/20/2022	0.2	Review email from opposing counsel re settlement and internal responses.
Carson, Shanon	5/2/2022	2	Review/edit Gilead Settlement Agreement
Carson, Shanon	5/5/2022	0.5	Review and respond to settlement correspondence from defense counsel K. Chernoff via email
Carson, Shanon	5/9/2022	0.2	Review case status and send follow up email to defense counsel K. Chernoff re: status of settlement
Carson, Shanon	5/12/2022	1	Emails with co-counsel re: settlement status; review and analyze settlement agreement draft received from defense counsel
Albanese, John	5/14/2022	2.2	Edit settlement agreement
Carson, Shanon	5/31/2022	4	Review/edit Settlement Agreement draft; email JA re: same; draft RFP to potential settlement administrators and circulate draft RFP to defense counsel
Carson, Shanon	6/1/2022	1	Work on settlement agreement and related documents; emails re: same
Carson, Shanon	6/2/2022	1.5	Review/edit draft Settlement Agreement and send it to defense counsel K. Chernoff via email
Carson, Shanon	6/6/2022	0.2	Review correspondence from R. Goldfein re: settlement agreement
Carson, Shanon	6/8/2022	0.3	Review settlement correspondence from defense counsel K. Chernoff; email same to schedule meeting

Rios, Sophia M	6/8/2022	1.9	Draft motion for preliminary approval
Rios, Sophia M	6/9/2022	3	Draft motion for preliminary approval
Rios, Sophia M	6/14/2022	1.6	Draft motion for preliminary approval
Rios, Sophia M	6/16/2022	0.9	Draft joint status update; send to defendant.
Rios, Sophia M	6/17/2022	0.4	Revise joint status update; send to defendant; attention to filing.
Carson, Shanon	7/1/2022	0.3	Review news article re: Gilead settlement with Florida clinics
Carson, Shanon	7/6/2022	0.5	Review and respond to email from R. Goldfein re: settlement status; review correspondence re: same
Carson, Shanon	7/7/2022	4.5	Attend zoom conf. re: settlement status and projects; review correspondence re: same [REDACTED] [REDACTED] email with defense counsel K. Chernoff re: settlement negotiations and status of draft agreement; review and analyze next draft of Settlement Agreement and send comments to JA; prepare and send proposed final draft of Settlement Agreement to defense counsel K. Chernoff and all parties
Carson, Shanon	7/12/2022	1	Review responses received to settlement administrator RFP process; internal email re: same
Carson, Shanon	7/13/2022	0.2	Email with K. Chernoff re: settlement status
Carson, Shanon	7/16/2022	2	Review Defendant's edits to Settlement Agreement and prepare next draft of Agreement; send same to defense counsel K. Chernoff
Carson, Shanon	7/29/2022	0.2	Email with JA re: settlement status
Carson, Shanon	8/9/2022	0.3	Review and respond to JA and SR re: settlement status; review emails re: status of settlement
Carson, Shanon	8/12/2022	0.2	Internal email re: settlement agreement status; review emails re: same
Carson, Shanon	8/15/2022	0.3	Review status of selection of settlement administrator and issue with [REDACTED]; email [REDACTED] re: same
Carson, Shanon	8/18/2022	0.3	Emails re: selection of settlement administrator and issue with Angeion
Carson, Shanon	8/19/2022	0.2	Emails with Angeion Group re: settlement administrator status of agreement; email with K. Chernoff re: same
Rios, Sophia M	8/19/2022	0.5	Attention to finalizing settlement agreement and exhibits.
Carson, Shanon	8/22/2022	1	Review settlement status; email with defense counsel K. Chernoff re: settlement administrator bids; email with L. Gatto at Kroll re: same; telephone conf. with same; emails with Angeion; review and analyze Kroll terms and conditions and send same to defense counsel
Rios, Sophia M	8/22/2022	0.8	Attention to finalizing settlement agreement and exhibits; draft and file joint update to court.
Rios, Sophia M	8/24/2022	3.1	Draft motion for preliminary approval and supporting documents
Rios, Sophia M	8/25/2022	1.8	Draft motion for preliminary approval and supporting documents
Carson, Shanon	8/26/2022	0.2	Email with L. Gatto at Kroll re: settlement agreement
Rios, Sophia M	8/26/2022	1.4	Draft motion for preliminary approval and supporting documents
Rios, Sophia M	8/29/2022	0.6	Draft motion for preliminary approval and supporting documents
Rios, Sophia M	8/30/2022	0.5	Draft motion for preliminary approval and supporting documents
Rios, Sophia M	9/6/2022	0.2	revise documents in support of prelim approval
Carson, Shanon	9/8/2022	0.2	Review and respond to correspondence re: Kroll and limitation of liability for settlement administration services
Carson, Shanon	9/12/2022	0.2	Emails re: selection of settlement administrator issue
Rios, Sophia M	9/12/2022	0.1	Attention to email from potential claims admin
Rios, Sophia M	9/16/2022	0.4	Draft and file joint status update
Rios, Sophia M	9/23/2022	0.3	Draft and file joint status update
Rios, Sophia M	9/29/2022	2.1	Review and revise settlement agreement and exhibits.
Carson, Shanon	10/3/2022	0.3	Emails re: settlement status with J. Albanese, S. Rios, and co-counsel
Carson, Shanon	10/6/2022	0.2	Email with team re: selecting hearing date for preliminary approval hearing
Rios, Sophia M	10/6/2022	2.4	Review and revise preliminary approval filing documents
Carson, Shanon	10/7/2022	0.5	Review and execute final draft of Settlement Agreement via DocuSign; respond to JA re: same
Rios, Sophia M	10/7/2022	1.1	Prepare for prelim approval filing; draft and file joint status update
Rios, Sophia M	10/19/2022	0.2	Attention to court order re preliminary approval hearing date.
Rios, Sophia M	10/21/2022	0.9	Attention to filing motion for prelim approval
Carson, Shanon	11/14/2022	0.2	Email re: attendance at preliminary approval hearing
Carson, Shanon	11/30/2022	0.7	Review and analyze tentative opinion on preliminary approval; telephone conf. with JA and defense counsel K. Chernoff re: same; draft correspondence to co-counsel re: same;
Rios, Sophia M	11/30/2022	0.3	Attention to tentative ruling on motion for prelim approval; call from co-counsel re next steps
Carson, Shanon	12/1/2022	0.2	Email with co-counsel re: scheduling conf.
Carson, Shanon	12/2/2022	0.5	Attend zoom conf. with co-counsel re: settlement status and assignments
Rios, Sophia M	12/2/2022	0.3	Call with co--counsel re next steps re preliminary approval
Carson, Shanon	12/3/2022	0.2	Review correspondence with JA re: settlement status and meet and confer
Rios, Sophia M	12/5/2022	2.4	Attention to tentative ruling on motion for prelim approval; call from co-counsel re next steps
Carson, Shanon	12/12/2022	0.3	Review settlement administrator declaration
Rios, Sophia M	12/15/2022	1.3	Correspond with co-counsel re amended settlement agreement and stipulation; revise draft agreement
Rios, Sophia M	12/16/2022	0.6	attention to finalizing stipulation and signed agreement; attention to filing.
Rios, Sophia M	12/20/2022	0.3	Draft supplemental filing and supporting documents
Rios, Sophia M	12/21/2022	1	Draft supplemental filing and supporting documents
Rios, Sophia M	12/23/2022	0.7	Attention to filing supplemental documents ISO preliminary approval
Rios, Sophia M	2/22/2023	3.1	Attention to questions from settlement admin
Rios, Sophia M	2/24/2023	0.4	Attention to questions from settlement admin
Rios, Sophia M	2/27/2023	0.3	Talk with class members re settlement notice and claims
Rios, Sophia M	3/6/2023	0.3	Attention to questions from settlement admin
Carson, Shanon	5/4/2021	0.5	Review and sign Ricoh agreement for document hosting; review emails re: same
Carson, Shanon	5/10/2021	0.3	Review and approve retainer for [REDACTED]
Carson, Shanon	5/18/2021	0.2	Review and respond to email re: following up with new Gilead client leads
Carson, Shanon	7/8/2021	0.5	Review news articles re: Gilead and email co-counsel re: same; review case status
Carson, Shanon	7/23/2021	0.2	Review news articles re: Gilead "egregious litigation conduct" and circulate same
Carson, Shanon	9/28/2021	0.2	Review correspondence
Rios, Sophia M	10/19/2021	3.1	Review draft CMC; draft discovery responses to Lahlouh.
Carson, Shanon	1/23/2022	0.7	Attend zoom conf. calls with SR and JA re: case status and strategy, and re: discovery issues

Elwell, Jennifer Pigeon	5/18/2020	1	Review edits to complaint, additional material circulated by co-counsel related to the complaint, and email exchanges re: filing of the complaint and [REDACTED]
Carson, Shanon	7/14/2020	0.3	Emails with co-counsel and defense counsel re: stipulation to extend time for Gilead to respond to Complaint
Schalman-Bergen, Sarah R	8/17/2020	0.2	Correspond re: motion to dismiss status
Schalman-Bergen, Sarah R	8/18/2020	1.1	Review motion to dismiss and confer with Jalbanese re: next steps; send same to Rgoldfein
Carson, Shanon	8/19/2020	0.2	Review Court schedule for MTD and calendar same
Carson, Shanon	8/25/2020	2	Review and analyze Gilead's Motion to Dismiss; attend internal telephone conf. with JA and SSB re: response to MTD and strategy for addressing same, including possible re-filing in state court; telephone conf. with all co-counsel re: discussion of same; email K. Martin re: case status
Carson, Shanon	8/27/2020	1	Discuss draft Complaint with BG; review same and circulate to co-counsel; emails with ALP re: same
Carson, Shanon	8/31/2020	1.3	Review correspondence and Gilead draft complaint; internal email with JA re: assignments for same; email with ALP and co-counsel re: finalizing same; discuss BG edits to draft complaint with JA and EMD: approve notice of voluntary dismissal for federal case
Carson, Shanon	10/5/2020	0.5	Review Gilead's response brief
Carson, Shanon	10/6/2020	0.3	Emails with B. Galdston re: service of Case Management Orders on defense counsel and review correspondence re: same
Carson, Shanon	10/13/2020	0.3	Review correspondence from K. Chernoff (defense counsel) re: proposed extension and respond to same
Carson, Shanon	10/14/2020	1.2	Email with defense counsel and co-counsel; telephone conf. with defense counsel K. Chernoff re: requested extension of time and related issues; review correspondence; telephone conf. with B. Galdston re: local counsel assignments and related issues
Carson, Shanon	10/19/2020	0.3	Email with defense counsel K. Chernoff re: scheduling; emails with co-counsel re: same
Carson, Shanon	10/21/2020	0.2	Respond to B. Galdston re: scheduling
Carson, Shanon	10/22/2020	0.3	Email exchange with defense counsel re: scheduling the briefing on the MTD and MTS
Carson, Shanon	10/26/2020	0.2	Review and approve proposed briefing schedule re: correspondence received from Defendant
Carson, Shanon	10/27/2020	0.2	Review and approve stipulation for briefing deadlines on Gilead motion to dismiss; respond to BG approving same; discuss filing of pro hac motions with JA and SSB via email, and local counsel issue
Elwell, Jennifer Pigeon	10/27/2020	0.7	Precursory review of Defendant's Demurrer and Motion to Strike. Discussion with J. Albanese regarding Reply to Motion to Strike.
Carson, Shanon	10/30/2020	0.2	Send operative complaint to SR and internal team with email regarding pro hac assignments
Rios, Sophia M	10/30/2020	0.5	Review draft of notice of appearance.
Carson, Shanon	11/1/2020	0.3	Review and circulate CMO 1
Carson, Shanon	11/2/2020	0.4	Telephone conf. with B. Galdston re: case status
Carson, Shanon	11/3/2020	0.2	Review notice of withdrawal and appearance of SR in case
Rios, Sophia M	11/3/2020	0.3	Review draft of notice of appearance, proof of service, and notice of withdrawal.
Carson, Shanon	11/5/2020	0.3	Review pro hac motion for SJC
Rios, Sophia M	11/5/2020	1.2	Review and sign pro hac vice applications.
Carson, Shanon	11/6/2020	1	Emails with JE re: case assignments; telephone conf. with AT re: same and briefing assignments for Motion to Strike; emails re: same
Carson, Shanon	11/11/2020	0.3	Internal emails re: drafting for Motion to Dismiss and Motion to Strike
Carson, Shanon	11/12/2020	0.3	Internal emails re: continued assignments for drafting opposition to Gilead's motion to strike, with JA and AT
Carson, Shanon	11/13/2020	1	Telephone conf. with co-counsel re: status of drafting opposition to MTD and MTS; review related emails
Carson, Shanon	11/14/2020	0.2	Email with JA and team re: briefing status
Carson, Shanon	11/16/2020	1	Review case status and strategy
Schalman-Bergen, Sarah R	11/16/2020	0.6	Review briefing and correspondence re: next steps
Carson, Shanon	11/17/2020	5	Review/edit opposition to Gilead's Demurrer; circulate same; review/edit opposition to Motion to Strike; circulate same
Rios, Sophia M	11/17/2020	2.8	Review and revise oppositions to demurrer and motion to strike.
Carson, Shanon	11/20/2020	0.2	Review email from co-counsel re: MTD strategy
Rios, Sophia M	11/20/2020	1.2	Review PHV applications for co-counsel; review correspondence.
Rios, Sophia M	11/23/2020	0.4	Review PHV applications for co-counsel; review correspondence.
Carson, Shanon	11/30/2020	0.8	Review Gilead reply brief; review joint CMC report received from defense counsel K. Chernoff and circulate same; email with same
Carson, Shanon	12/1/2020	1	Draft response to defense counsel K. Chernoff; review correspondence
Rios, Sophia M	12/2/2020	0.7	Review defendant's reply ISO motion to strike and demurrer; attention to email.
Carson, Shanon	12/3/2020	1	Review Gilead's reply filings and emails from co-counsel re: same; review/edit joint CMC and circulate to all co-counsel; send same to defense counsel K. Chernoff; check with SR re: pro hac status
Rios, Sophia M	12/3/2020	0.7	Attention to court call emails; review and sign CMC statement; draft email to counsel regarding PHV requirements; review San Mateo COVID orders.
Carson, Shanon	12/4/2020	0.5	Review and approve final version of joint CMC; review briefing
Carson, Shanon	12/7/2020	0.3	Review correspondence; prepare for Gilead oral argument and CMC; discuss same with JA
Rios, Sophia M	12/7/2020	0.1	Attention to court filing.
Carson, Shanon	12/8/2020	0.3	Review correspondence from court re: CMC and prepare for same
Carson, Shanon	12/10/2020	1	Review and analyze Court's tentative ruling on motion to dismiss; emails with co-counsel re: same
Rios, Sophia M	12/10/2020	0.9	Review court's tentative order on motion to strike and demurrer; prepare for hearing and CMC.
Carson, Shanon	12/11/2020	4.5	Prepare for and attend oral argument hearing on Defendant's Motion to Dismiss and Motion to Strike, followed by Case Management Conference; notes re: same
Rios, Sophia M	12/11/2020	2	Prepare for hearing and CMC; attend hearing on motion to strike and demurrer, CMC.
Carson, Shanon	12/12/2020	0.2	Send Court's Tentative Opinion and status report to [REDACTED]
Carson, Shanon	1/4/2021	1.8	Review and analyze motion to dismiss order and work on discovery plan; email SR re: assignments to draft discovery; respond to co-counsel re: order and drafting of letter; conduct research re: Aetna case and protective order and send materials for SR for drafting of protective order; send discovery models to SR and JA; email co-counsel re: discovery drafting assignments following internal conf.
Carson, Shanon	1/5/2021	0.3	Review first draft of protective order and respond to SR and JA re: same
Carson, Shanon	1/24/2021	0.5	Review current draft of Stipulated Protective Order; email SR re: same
Carson, Shanon	1/25/2021	0.2	Review order setting status conference; email with co-counsel re: case status report
Rios, Sophia M	2/1/2021	0.4	Finalize notice of association of counsel and send to co-counsel.
Rios, Sophia M	2/2/2021	0.2	File notice of association of counsel.
Carson, Shanon	2/4/2021	1.5	Review correspondence re: Case Management Statement and work on finalizing and filing same; related emails with co-counsel; emails with defense counsel K. Chernoff re: same
Carson, Shanon	2/10/2021	0.5	Review case schedule and related documents
Carson, Shanon	2/12/2021	0.4	Review draft stipulated protective order received from defense counsel; email with co-counsel re: same
Carson, Shanon	2/15/2021	0.2	Set up telephone conf. with co-counsel and email re: same

Carson, Shanon	2/16/2021	1	Prepare for and attend telephone conf. with co-counsel re: case status and assignments; respond to defense counsel K. Chernoff re: status of protective order
Rios, Sophia M	2/16/2021	1.3	Review and revise opposing counsel's edits to draft stipulated protective order.
Albanese, John	2/17/2021	0.3	Review protective order and email Sophia Rios
Rios, Sophia M	2/17/2021	1.3	Review and revise opposing counsel's edits to draft stipulated protective order; distribute proposed response to co-counsel.
Rios, Sophia M	2/19/2021	1.3	Respond to opposing counsel regarding edits to draft stipulated protective order.
Rios, Sophia M	3/1/2021	0.3	Finalize protective order.
Rios, Sophia M	3/2/2021	0.1	Attention to filing protective order.
Rios, Sophia M	3/4/2021	0.1	Attention to email from opposing counsel.
Albanese, John	3/5/2021	0.9	Read request for writ and review CA appellate rules regarding response.
Carson, Shanon	3/5/2021	0.4	Review filing of motion for writ of mandate by Gilead
Rios, Sophia M	3/12/2021	0.2	Attention to production of documents.
Rios, Sophia M	3/15/2021	0.3	Review documents produced by defendant.
Rios, Sophia M	3/18/2021	0.3	Draft mediation statement.
Rios, Sophia M	3/22/2021	0.5	Draft mediation statement.
Rios, Sophia M	3/23/2021	1.5	Draft mediation statement.
Rios, Sophia M	3/24/2021	3.1	Draft mediation statement.
Rios, Sophia M	3/29/2021	5.3	Draft mediation statement.
Rios, Sophia M	3/30/2021	0.9	Finalize draft mediation statement.
Rios, Sophia M	4/5/2021	0.5	Prepare exhibits for mediation statement; review mediator guidelines for pre-mediation statements.
Rios, Sophia M	4/6/2021	0.7	Prepare exhibits for mediation statement; review mediator guidelines for pre-mediation statements.
Rios, Sophia M	4/7/2021	0.1	Attention to emails from co-counsel re mediation.
Albanese, John	5/17/2021	0.9	Review and edit preliminary responses to writ of mandate.
Gionnette, Julie	5/19/2021	0.3	format letter to Appellate Court onto letterhead
Gionnette, Julie	5/21/2021	1	review Appellate court rules regarding need to file an appearance; register SMR as a TrueFiling user with the court; format preliminary response
Rios, Sophia M	5/25/2021	0.1	Review draft CMC statement.
Rios, Sophia M	5/26/2021	0.3	Respond to defendant re CMC statement.
Carson, Shanon	7/13/2021	1	Review correspondence and emails with co-counsel; attend conference with co-counsel
Rios, Sophia M	7/26/2021	0.2	Attention to notice of change of address.
Carson, Shanon	7/27/2021	0.5	Attend conf. with co-counsel re: case status and assignments
Gionnette, Julie	7/27/2021	1	update draft notice of change of address for SD office; review notice for MN office; draft proof of service; file notices in state court
Carson, Shanon	7/31/2021	0.2	Review emails re: case scheduling; respond to JA re: same
Gionnette, Julie	8/4/2021	0.6	update calendar deadline; docket review and download and save missing docket items to iManage
Gionnette, Julie	8/5/2021	0.2	review email and calendar deadlines
Albanese, John	8/12/2021	0.5	Review and edit motion to amend.
Carson, Shanon	8/12/2021	0.2	Review correspondence with co-counsel
Albanese, John	8/18/2021	0.6	Edit and review stipulation to file first amended complaint.
Carson, Shanon	8/24/2021	0.3	Review correspondence and emails re: case status
Carson, Shanon	8/27/2021	0.2	Emails with JA re: case status and review same
Carson, Shanon	9/14/2021	0.3	Review brief in opposition to motion to compel; email with JA and SR re: same
Albanese, John	10/18/2021	0.3	emails with Sophia Rios regarding case management report.
Carson, Shanon	10/27/2021	0.5	Review and analyze Tentative Ruling; email with co-counsel re: same
Albanese, John	10/28/2021	0.8	Attend case management hearing and call with Sophia Rios regarding same.
Carson, Shanon	10/28/2021	0.5	Emails re: report on CMC with Court; review joint Case Management Report
Carson, Shanon	11/7/2021	0.5	Review emails re: case status and ADR status; email JA re: same with proposed draft to defense counsel re: ADR; review and analyze notes from prior mediation session
Carson, Shanon	11/10/2021	0.3	Review K. Trainer email re: dismissal of Lahlouh
Carson, Shanon	12/9/2021	1	Review correspondence and case status; attend meeting with Gilead team
Albanese, John	2/8/2022	1.5	Prepare for and attend Informal discovery conference; discuss same with co-counsel.
Albanese, John	2/8/2022	1.2	Prepare for and attend deposition preparation with Alabama Doe No. 1.
Carson, Shanon	2/8/2022	0.3	Review emails re: case status and CMC
Carson, Shanon	3/10/2022	0.8	Receive report re: status of Gilead CMC from JA and SR; review and approve expert retainers and respond to JA and SR re: same
Carson, Shanon	5/10/2022	2.2	Emails with JA and SR re: joint CMC statement and status report to court concerning tentative settlement; review edits from defense counsel to settlement documents
Carson, Shanon	5/11/2022	0.4	Review emails re: joint status report to court; review/edit same and approve for filing
Carson, Shanon	1/19/2023	1	Review Gilead Preliminary Approval Order; internal emails re: same
Elwell, Jennifer Pigeon	5/14/2020	7	Phone call with SC regarding new case. Review complaint in [REDACTED] various email correspondence provided by SC. Research issues in new case and information regarding Gilead Sciences. Prepare class action complaint against Gilead Sciences for breach of confidential HIV-related information. Participate in phone conference regarding same.
Elwell, Jennifer Pigeon	5/15/2020	7	Draft, revise and proofread first draft of complaint against Gilead Sciences.
Carson, Shanon	5/16/2020	0.2	Review draft complaint and email JA re: same
Carson, Shanon	5/18/2020	1	Review current draft of Complaint and forward same to co-counsel R. Goldfein and J. Grogan; review/edit form retainer agreement for clients and forward same to co-counsel
Carson, Shanon	5/19/2020	3.2	Review/edit final draft of Complaint; research re: same; emails with co-counsel re: same; email [REDACTED]
Carson, Shanon	5/20/2020	3.5	Work on drafting Complaint; attend interview of Alabama Doe with attorney D. Allen; notes re: same; prepare for and attend telephone conf. with co-counsel re: case-filing and related issues
Carson, Shanon	5/21/2020	5	Work on case filing; review correspondence; telephone conf. with BG re: serving as local counsel; email JA re: retainer agreement for Alabama Doe; accept co-counsel redlines, and finalize and send current draft of complaint to attorney D. Allen to review with Alabama Doe; circulate updated draft of complaint to co-counsel; review/edit and send updated retainer agreement to D. Allen for Alabama Doe; email R. Goldfein re: same; email with R. Goldfein [REDACTED]; send case materials to BG; draft email to JE with assignments to prepare preservation letters to clients and to Gilead, and to draft [REDACTED]; review/edit [REDACTED] and circulate to co-counsel
Galdston, Benjamin	5/21/2020	9	Review, revise and finalize complaint for filing and correspondence with Shanon Carson and others regarding same.

Carson, Shanon	5/22/2020	2	Review filed version of Complaint; review assignment of case to J. Spero; research re: same; draft email to co-counsel re: same; review/edit and finalize press release with KN and R. Goldfein; emails re: same; review news articles re: case filing
Carson, Shanon	5/26/2020	1	Review/edit documents drafted by J. Elwell; email with R. Goldfein; email with K. Martin re: service of complaint and related documents
Galdston, Benjamin	8/27/2020	3	Revise, finalize and file notice of dismissal; Conform federal complaint for filing in California state court, San Mateo county court; Draft email correspondence to all co-counsel regarding same.
Schalman-Bergen, Sarah R	8/28/2020	0.7	Review and finalize complaint
Galdston, Benjamin	8/30/2020	1	Analyze [REDACTED]
Elwell, Jennifer Pigeon	8/31/2020	0.5	Compose and review emails related to the California state complaint.
Galdston, Benjamin	8/31/2020	4.5	Review, revise, finalize and file California state court complaint and draft internal correspondence regarding same.
Schalman-Bergen, Sarah R	8/31/2020	1	Review complaint and correspond with team re: finalizing same
Galdston, Benjamin	9/1/2020	1	Follow up on new state court complaint filing and draft correspondence to co-counsel regarding same.
Galdston, Benjamin	9/9/2020	1	Review, revise and finalize for filing notice of entry of order and notice of assignment, etc.
Galdston, Benjamin	9/18/2020	1.5	Review and revise draft stipulation and proposed order extending time to respond to the complaint and draft email correspondence regarding same; Review and analyze peremptory challenge to judge assignment filed by defendants and draft correspondence regarding same.
Trask, Amanda	11/6/2020	1.1	Review and respond to motion to strike
Trask, Amanda	11/7/2020	3.5	Research and respond to motion to strike
Trask, Amanda	11/8/2020	3.1	Research and respond to motion to strike
Trask, Amanda	11/10/2020	8.1	Research and draft opp. to motion to strike.
Trask, Amanda	11/11/2020	15.1	Research and draft opp. to motion to strike.
Trask, Amanda	11/12/2020	10.5	Finalize draft opp to motion to strike
Hibray, Jean	11/17/2020	0.9	Formatting of working drafts of two oppositions
Hibray, Jean	11/17/2020	0.8	Proof, edit opposition to motion to strike
Hibray, Jean	11/17/2020	1	Proof, edit opposition to demurrer
Hibray, Jean	11/17/2020	1.8	Final formatting, input tables in both briefs. Finalize, file with One Legal.
Hibray, Jean	11/20/2020	0.2	Review emails re pro hacs, email CMO
Hibray, Jean	11/20/2020	0.8	Review pro hac process
Hibray, Jean	11/20/2020	1	Review co-counsel pro hacs, edit as needed, prep proofs of service, cover letters, email with S Rios re same
Hibray, Jean	11/20/2020	0.8	Finalize, send copies to State Bar email, submit to One Legal for filing for Grogan & Nagdeman. Review reject notes, email team
Hibray, Jean	11/23/2020	1	Emails re pro hac filings. Calls on same.
Hibray, Jean	11/23/2020	0.7	Update pro hac papers (2), re-file.
Gionnette, Julie	1/27/2021	1	Draft Notice of Association of Attorney
Gionnette, Julie	1/28/2021	1.5	Edit Notice of Association of Attorney; update Proof of Service; draft Notice of Withdrawal of Sarah Schalman-Bergen
Gionnette, Julie	2/1/2021	1	Create a new Proof of Service
Gionnette, Julie	2/2/2021	1	Finalize and file Notice of Association of Attorney
Gionnette, Julie	3/2/2021	0.5	File Stipulated Protective Order
Carson, Shanon	5/6/2021	1	Review case status and prepare for and attend zoom conf. with co-counsel re: status and assignments, and Case Management Statement; email with co-counsel re: advertising issues
Carson, Shanon	5/24/2021	1	Review opposition to writ of mandate filing by Gilead
Carson, Shanon	6/22/2021	1	Review correspondence and case status; telephone conf. with co-counsel re: same
Albanese, John	6/23/2021	3.9	Research and draft first amended complaint.
Gionnette, Julie	8/12/2021	1.2	format and edit motion for leave to amend and declaration; prepare draft proposed order
Gionnette, Julie	8/23/2021	1.2	draft summons for Lahlouh, Inc.; file through One Legal
Gionnette, Julie	8/25/2021	2	prepare and file First Am. Complaint and Summons; review Notice of Withdrawal of D. Nagdeman and prepare proof of service; file Notice of Withdrawal; redraft Summons per court instructions; re-file FAC and summons
Gionnette, Julie	9/15/2021	1.5	edits and formatting and running TOC and TOA to Opposition to Motion to Compel; file via OneLegal; email copy to all counsel and judge
Gionnette, Julie	9/29/2021	0.5	draft notice and acknowledgement of service
Gionnette, Julie	9/30/2021	0.4	finalize notice and acknowledgement; send instructions to Epiq for printing and mailing
Gionnette, Julie	10/21/2021	0.5	research Judge Chou's rules and San Mateo local rules re: court reporter for upcoming hearing
Gionnette, Julie	10/28/2021	0.6	update POS on Stip setting CMC and Class Cert deadlines; file in San Mateo County court via One Legal
Gionnette, Julie	1/28/2022	0.5	update proof of service lists to include new counsel A. Altman
Gionnette, Julie	2/18/2022	0.9	review and finalize request for dismissal of Lahlouh; draft and finalize proof of service; file in San Mateo County court
Gionnette, Julie	2/28/2022	0.4	download and save Lahlouh declaration; email to Gilead counsel and co-counsel; save order granting Lahlouh dismissal to iManage
Gionnette, Julie	6/17/2022	0.8	edits and formatting to joint status report; draft proof of service; file in San Mateo Cty Sup. Ct. via One Legal
Gionnette, Julie	8/1/2022	0.4	finalize joint status update and proposed order; file in San Mateo Cty Sup. Ct via One Legal
Gionnette, Julie	8/15/2022	0.5	finalize joint status update and proposed order; file in San Mateo Cty Sup Ct via One Legal; download court-stamped document
Gionnette, Julie	8/22/2022	0.4	finalize joint status update and proposed order; file in San Mateo Cty Sup Ct via One Legal; download court-stamped document
Gionnette, Julie	9/6/2022	0.4	finalize joint status update and proposed order; file in San Mateo Cty Sup Ct via One Legal
Gionnette, Julie	9/16/2022	0.4	finalize joint status update; file in San Mateo County Sup. Court
Gionnette, Julie	9/23/2022	0.3	finalize joint status update and proposed order; file in San Mateo Cty Ct via One Legal
Gionnette, Julie	9/30/2022	0.3	finalize joint status update and proposed order; file in San Mateo Cty Ct via One Legal
Gionnette, Julie	10/6/2022	0.1	Send settlement agreement to SLC via DocuSign for signature
Gionnette, Julie	10/7/2022	0.4	download signed settlement agreement from DocuSign; call dept 22 and left vm re hearing date; finalize and file joint status update with San Mateo County Court
Gionnette, Julie	10/21/2022	2.6	update date and hearing date and time on notice and motion, memo, proposed order, Carson Declaration and Grogan declaration; run TOC and TOA on Memo; finalize to PDF and attach all exhibits; file in San Mateo Cty Court;
Gionnette, Julie	12/16/2022	0.5	compile signature pages on settlement agreement; edit and finalize stipulation re supplemental submission
Hibray, Jean	12/23/2022	0.9	Proof supplemental statement, Albanese dec. Compile exhibits. Emails re finalizing.
Hibray, Jean	12/23/2022	0.5	Submit supplemental submission, decs, exhibits to One Legal.
Hibray, Jean	12/23/2022	0.3	Prepare covers for decs, re-file.
Rios, Sophia M	10/20/2021	1.1	Draft CMC statement; attention to filing proof of service on Lahlouh; prepare for hearing on MTC
Albanese, John	12/3/2021	0.6	Phone call with Lahlouh's counsel regarding demurrer and email team regarding same.
Rios, Sophia M	8/10/2021	1.5	Draft motion for leave to amend; review and revise discovery letter.

Rios, Sophia M	8/11/2021	4.4	Draft motion for leave to amend.
Rios, Sophia M	8/12/2021	3	Draft motion for leave to amend.
Rios, Sophia M	8/13/2021	0.5	Draft motion for leave to amend; attend discovery IDC.
Rios, Sophia M	8/16/2021	0.1	Attention to emails re amended complaint from opposing counsel.
Rios, Sophia M	8/17/2021	1.2	Revise motion for leave to amend.
Rios, Sophia M	8/18/2021	1.1	Revise motion for leave to amend.
Rios, Sophia M	8/20/2021	0.1	Attention to filing.
Rios, Sophia M	8/24/2021	0.7	Attention to filing and messages from clerk.
Rios, Sophia M	8/25/2021	0.4	Attention to filing and messages from clerk.
Rios, Sophia M	8/27/2021	0.1	Attention to filing and messages from clerk.
Rios, Sophia M	8/31/2021	1.1	Review motion to compel; attention to notice of withdrawal.
Rios, Sophia M	9/8/2021	0.1	Draft opposition to motion to compel.
Rios, Sophia M	9/9/2021	4.8	Draft opposition to motion to compel.
Rios, Sophia M	9/10/2021	5.4	Draft opposition to motion to compel.
Rios, Sophia M	9/13/2021	1.6	Draft opposition to motion to compel.
Rios, Sophia M	9/14/2021	2	Draft opposition to motion to compel.
Rios, Sophia M	9/15/2021	1.2	Attention to court filing.
Rios, Sophia M	9/17/2021	0.2	Attention to production of documents.
Rios, Sophia M	9/22/2021	0.1	Attention to production of documents.
Albanese, John	9/14/2021	1.1	Review and edit opposition to motion to compel.
Rios, Sophia M	1/4/2021	0.2	Draft discovery and proposed protective order.
Rios, Sophia M	1/5/2021	3.2	Draft discovery and proposed protective order.
Rios, Sophia M	1/6/2021	3.5	Draft discovery and proposed protective order.
Carson, Shanon	1/8/2021	0.3	Email with JA re: further preparation of discovery responses; review emails re: same and drafts from SR
Rios, Sophia M	1/11/2021	2.5	Finalize and serve discovery and draft proposed protective order.
Rios, Sophia M	1/12/2021	0.3	Attention to correspondence from Defendant and serve proof of service.
Rios, Sophia M	1/22/2021	0.2	Attention to discovery deadlines.
Rios, Sophia M	1/24/2021	0.2	Attention to email re protective order.
Rios, Sophia M	1/25/2021	0.3	Attention to email re protective order.
Rios, Sophia M	1/27/2021	0.3	Attention to email re protective order.
Rios, Sophia M	1/28/2021	0.6	Draft association of counsel.
Albanese, John	2/16/2021	0.5	Attend call with co-counsel regarding responses to discovery requests.
Carson, Shanon	2/19/2021	3	Review/edit and approve protective order; review correspondence and prepare for mediation; work [REDACTED]; email co-counsel re: same; review D. Nagdeman [REDACTED]; review correspondence from mediator's office re: mediation
Carson, Shanon	3/1/2021	1	Review and approve updated draft of protective order; review and respond to correspondence from defense counsel K. Chernoff re: ADR
Rios, Sophia M	4/26/2021	0.7	Review draft arbitration update from opposing counsel, look into status of discovery requests to defendant, revise arbitration update.
Rios, Sophia M	4/27/2021	0.2	Send draft arbitration update to opposing counsel.
Rios, Sophia M	4/28/2021	0.3	Correspond with opposing counsel regarding discovery deadlines and arbitration update.
Rios, Sophia M	4/29/2021	0.2	Correspond with co-counsel and opposing counsel regarding CMC date.
Gionnette, Julie	6/8/2021	1	research section 2025.230 deposition notices and create draft for review
Green, Ruben	6/9/2021	1	Receive and review plaintiff documents; uploads to Sharefile and Relativity.
Albanese, John	6/17/2021	1.7	Draft person most knowledgeable notice, review correspondence from Defendants, research [REDACTED]
Green, Ruben	6/17/2021	8	Receive/review plaintiffs documents; prepare emails to Ricoh Relativity; check upload data; emails/phone calls with team members; file management.
Green, Ruben	6/22/2021	4.5	File management and review, including updating documents to Relativity.
Albanese, John	6/23/2021	0.5	Draft letter to opposing counsel regarding discovery.
Albanese, John	6/29/2021	1.2	Prepare for meet and confer.
Albanese, John	6/29/2021	1.2	Conduct meet and confer with opposing counsel.
Albanese, John	6/29/2021	0.5	Calls and emails with co-counsel regarding discovery issues.
Albanese, John	6/30/2021	0.4	Emails with opposing counsel regarding discovery.
Albanese, John	7/14/2021	4.3	Edit and review letter to opposing counsel regarding Plaintiff's discovery.
Albanese, John	7/15/2021	0.3	Phone call with Ronda Goldfien and Adrian Lowe regarding discovery letter.
Albanese, John	7/16/2021	1.1	Edit and finalize discovery letter.
Albanese, John	7/16/2021	0.4	Phone call with opposing counsel regarding search terms and custodians.
Carson, Shanon	7/16/2021	0.2	Review email from JA re: search terms and custodians for e-discovery
Albanese, John	7/19/2021	0.3	Email team members regarding search terms.
Rios, Sophia M	7/19/2021	1	Review and analyze proposed search terms from defendant.
Rios, Sophia M	7/20/2021	1.7	Review and analyze proposed search terms from defendant; respond to opposing counsel.
Albanese, John	7/27/2021	0.4	Review informal discovery conference procedures and email co-counsel.
Rios, Sophia M	8/2/2021	1.2	Correspond with opposing counsel regarding search terms.
Green, Ruben	8/5/2021	3	Review documents for submission to plaintiff via DocuSign; forward documents to plaintiff. emails to /from team members.
Rios, Sophia M	8/5/2021	1.4	Correspond with opposing counsel regarding search terms.
Albanese, John	8/10/2021	0.5	Edit letter to IDC commissioner.
Carson, Shanon	8/31/2021	0.2	Review email from R. Goldfein re: U.S. Postal expert
Green, Ruben	9/14/2021	5	Document review.
Carson, Shanon	9/16/2021	0.3	Review correspondence from Gilead producing documents
Green, Ruben	9/21/2021	2	Receive and review production documents; emails and phone calls with Relativity and team members; calls with opposing counsel.
Rios, Sophia M	9/21/2021	0.3	Review documents produced by defendants and send summary to co-counsel.
Rios, Sophia M	9/23/2021	0.2	Attention to Ricoh access for AIDS Law Project.

Rios, Sophia M	9/30/2021	2.5	Document review.
Albanese, John	10/1/2021	0.4	emails with team regarding motion to compel.
Rios, Sophia M	10/1/2021	1.7	Document review.
Albanese, John	10/4/2021	1.1	Review produced documents.
Rios, Sophia M	10/7/2021	1.7	Document review; draft summary memo.
Rios, Sophia M	10/8/2021	3.6	Document review; draft summary memo.
Rios, Sophia M	10/11/2021	0.5	Send summary memo to team; attention to serving Lahlouh.
Carson, Shanon	10/12/2021	0.5	Review correspondence and case status; telephone conf. with co-counsel re: same
Rios, Sophia M	10/12/2021	1	Team call; draft email to Gilead re CMC report.
Rios, Sophia M	10/18/2021	1.3	Call with counsel for Lahlouh re service; review draft CMC.
Albanese, John	10/25/2021	1	Attend mock oral arguments.
Albanese, John	10/25/2021	0.3	Discuss finding client with Jean Hibray.
Albanese, John	10/26/2021	1	Phone call with client ██████████
Albanese, John	10/27/2021	0.5	Read tentative ruling and emails with team regarding same.
Albanese, John	10/28/2021	0.5	Phone call with ██████████ regarding discovery responses.
Albanese, John	11/1/2021	0.5	review discovery to Lahlouh
Albanese, John	11/2/2021	2.9	Draft ██████████ and phone call with client regarding same.
Albanese, John	11/2/2021	0.3	Emails with ██████████ regarding discovery.
Albanese, John	11/2/2021	0.9	Phone call with Lahlouh's counsel, discuss same with Sophia Rios and send email to co-counsel.
Albanese, John	11/3/2021	0.8	Finalize ██████████ discovery responses and email client with same.
Albanese, John	11/5/2021	0.5	Edit plaintiff's discovery responses.
Albanese, John	11/9/2021	0.6	Review and edit RFP responses.
Albanese, John	11/10/2021	0.4	Edit RFP responses and prepare docs for production.
Green, Ruben	11/10/2021	8	Receive and review document productions; file organization; upload productions to Relativity.
Albanese, John	11/12/2021	2.6	Review school directroy and draft Plaintiff's discovery responses.
Albanese, John	11/16/2021	0.5	Edit discovery responses and Email ██████████ regarding same.
Albanese, John	11/17/2021	0.7	Emails with client and Ruben Green and phone call with Sophia regarding dscovery responses.
Rios, Sophia M	11/24/2021	0.2	Download production of documents and coordinate with paralegal.
Albanese, John	12/3/2021	0.2	Emails with opposing counsel regarding deposition and request to meet and confer.
Rios, Sophia M	12/6/2021	1.2	Review documents produced by Gilead; review and approve draft stipulation from Lahlouh
Rios, Sophia M	12/9/2021	1.6	Team strategy meeting; discuss and divide tasks; batch documents and send to team for review; research privacy issues in discovery.
Rios, Sophia M	12/9/2021	1	Research ██████████
Albanese, John	12/10/2021	0.2	Email opposing counsel regarding meet and confer times.
Albanese, John	12/10/2021	0.2	Emails to schedule calls with clients.
Rios, Sophia M	12/10/2021	0.6	Research ██████████
Rios, Sophia M	12/10/2021	1	Review privilege log; email assignments to paralegal; email team re response; email opposing counsel w/ request for additional information.
Albanese, John	12/13/2021	1.3	Calls with clients regarding depositions.
Rios, Sophia M	12/13/2021	3.5	Email co-counsel re document review; review discovery proposal from opposing counsel; research issues re Gilead's privilege log.
Albanese, John	12/14/2021	0.4	Phone call with opposing counsel regarding Florida Doe discovery.
Rios, Sophia M	12/14/2021	4.7	Draft letter regarding privilege log; meet and confer with OC re medical records; send sharefile to co-counsel
Albanese, John	12/15/2021	2.7	Review documents produced by Gilead
Rios, Sophia M	12/15/2021	0.5	Review edits to privilege log letter; review emails from co-counsel re document review.
Albanese, John	12/16/2021	1	Review and edit letter regarding privilege log.
Rios, Sophia M	12/16/2021	2.2	Draft, finalize, and serve document requests for Gilead; finalize and send privilege log letter; file USPS documents.
Carson, Shanon	12/17/2021	1.5	Email with R. Goldfein to set up call about settleent; review correspondence and case emails including re: privilege logging and respond to JA and SR re: same; attend conference with co-counsel; draft and send correspondence to defense counsel K. Chernoff re: settlement;
Rios, Sophia M	12/17/2021	4.3	Team strategy meeting re discovery; review documents and identify deponents in email to co-counsel; draft deposition notices.
Rios, Sophia M	12/20/2021	1	Draft and serve deposition notices.
Rios, Sophia M	12/21/2021	0.3	Review document review summary from co-counsel and look at documents.
Albanese, John	12/22/2021	0.7	Discuss depositions with Sophia Rios and email co-counsel.
Rios, Sophia M	12/22/2021	0.6	Discuss travel and schedule for plaintiffs' depositions; startegize ██████████
Albanese, John	12/23/2021	0.4	Review protective order and proposal for third party discovery and email co-counsel regarding same.
Rios, Sophia M	12/30/2021	2.6	Draft letter to opposing counsel responding to proposed 3rd party discovery protocol.
Albanese, John	1/3/2022	0.2	Review and edit letter regarding repsonse to proposal on third party discovery.
Rios, Sophia M	1/3/2022	0.7	Correspond with defendant re privilege log M/C.
Rios, Sophia M	1/3/2022	0.8	Review legal research memo re CMIA claim
Rios, Sophia M	1/3/2022	0.4	Review and revise letter to defendant re proposal and share with co-counsel.
Albanese, John	1/4/2022	1.5	Read and review co-counsel memo regarding CMIA claims; review Lahlouh's discovery responses.
Rios, Sophia M	1/4/2022	1.2	Strategy call with co-counsel.
Rios, Sophia M	1/5/2022	1.3	Analyze redacted documents.
Albanese, John	1/6/2022	0.8	Meet and confer with opposing counsel regaridng privilege and follow up call with co-counsel regarding same.
Albanese, John	1/6/2022	0.2	Email clients regarding depositions dates.
Rios, Sophia M	1/6/2022	2	Analyze redacted documents; meet and confer with defendant re privilege log.
Albanese, John	1/7/2022	0.4	Draft and send email to opposing counsel regarding depositions.
Rios, Sophia M	1/7/2022	5	Analyze redacted documents; coordinate re deposition schedules.
Albanese, John	1/10/2022	0.3	Emails with co-counsel regarding deposition schedules.
Rios, Sophia M	1/11/2022	0.7	Review and analyze response from defendant re third party discovery; email opposing counsel.
Rios, Sophia M	1/12/2022	0.2	Schedule team calls and meet and confer.

Rios, Sophia M	1/13/2022	3.8	Meet and confer with opposing counsel re third party discovery; draft third party deposition protocol.
Rios, Sophia M	1/14/2022	0.3	Finalize third party deposition protocol and send to John.
Rios, Sophia M	1/17/2022	1.7	review letter from defendant re priv log; draft email to co-counsel re same
Rios, Sophia M	1/17/2022	1.7	review letter from defendant re priv log; draft email to co-counsel re same
Carson, Shanon	1/18/2022	0.3	Review correspondence from defense counsel re: third party discovery protocol; email JA and SR re: same
Green, Ruben	1/18/2022	4	Review discovery documents; upload to Relativity.
Rios, Sophia M	1/18/2022	2.9	Draft email to team with draft deposition protocol; coordinate upload of documents to Ricoh; draft letter to opposing counsel re third party protocol.
Rios, Sophia M	1/19/2022	1	Review documents produced by Lahlouh; draft letter to opposing counsel re third party protocol.
Albanese, John	1/21/2022	2.8	Review and edit letter to opposing counsel regarding meet and confer; deposition protocol; email co-counsel regarding same; email opposing counsel regarding IDC.
Albanese, John	1/21/2022	1.8	Review documents produced by Lahlouh
Carson, Shanon	1/21/2022	0.2	Review discovery correspondence
Rios, Sophia M	1/21/2022	2.1	Respond to email from opposing counsel re priv log; draft letter re school list; revise letter re third party deposition protocol.
Rios, Sophia M	1/24/2022	0.8	Team meeting.
Albanese, John	1/25/2022	0.5	Prepare for and attend settlement call with Lahlouh's counsel.
Albanese, John	1/25/2022	0.8	Edit letter to opposing counsel regarding third party depositions.
Rios, Sophia M	1/25/2022	1.6	Draft email to the court; finalize and send letter to opposing counsel re 3rd party depositions.
Albanese, John	1/26/2022	1	Draft email to opposing counsel regarding Florida Doe's medical records.
Rios, Sophia M	1/27/2022	0.6	Contact the court re IDC and schedule same with team and OC
Gionnette, Julie	1/28/2022	0.6	draft amended deposition notices for Yun, Shehabi and Lu
Gionnette, Julie	1/28/2022	1	draft subpoenas for production of documents in Hillsborough County, FL and San Mateo County, CA with attachment
Rios, Sophia M	1/28/2022	2.1	Draft letter to Fresh Properties; draft amended depo notices; attention to issues re IDC.
Carson, Shanon	1/29/2022	0.2	Review and approve discovery letter and reply to SR re: same
Albanese, John	1/31/2022	1.2	Draft tolling agreement to Lahlouh.
Albanese, John	1/31/2022	2.2	Review discovery responses, research potential issues for class certification and email Shanon Carson and Sophia Rios regarding same.
Albanese, John	1/31/2022	2.1	Research and draft IDC brief.
Gionnette, Julie	1/31/2022	0.7	finalize amended notices of deposition for Yun, Shehabi and Lu; email electronic service to all counsel; update calendar with new deposition dates
Rios, Sophia M	1/31/2022	2.1	Schedule travel for plaintiffs' depositions; send letter to property manager; finalize deposition notices;
Albanese, John	2/1/2022	3.5	Draft and edit IDC brief and emails with Sophia Rios regarding same.
Green, Ruben	2/1/2022	4	Research domesticated subpoenas in Florida.
Rios, Sophia M	2/1/2022	2.5	Provide letter to OC; review and revise brief ahead of IDC; draft proposed protective order.
Albanese, John	2/2/2022	0.5	Discuss deposition preparation with [REDACTED]
Rios, Sophia M	2/2/2022	0.7	Book travel; attention to emails with counsel for Lahlouh re resolution; respond to emails re experts.
Rios, Sophia M	2/3/2022	5.6	Draft declaration for Lahlouh.
Gionnette, Julie	2/4/2022	0.5	edit and finalize brief in advance of IDC and proposed protective order
Rios, Sophia M	2/4/2022	2.6	Review and revise brief ahead of IDC, prepare same for service and serve.
Albanese, John	2/7/2022	2.1	Draft additional discovery requests to Defendant.
Carson, Shanon	2/7/2022	0.3	Review discovery correspondence and status; email JA and SR re: same
Rios, Sophia M	2/7/2022	1.5	Schedule travel; call with client [REDACTED]
Rios, Sophia M	2/8/2022	3.2	Call [REDACTED] [REDACTED] draft discovery for Gilead; review causes of action.
Albanese, John	2/9/2022	0.5	Email requesting meet and confer regarding responses to Plaintiffs' RFP no. 2.
Rios, Sophia M	2/9/2022	5.4	Draft discovery for Gilead; calls with potential experts.
Rios, Sophia M	2/10/2022	2	Call with potential expert; draft discovery for Gilead.
Carson, Shanon	2/11/2022	0.2	Email with SR and JA re: depositions and responding to defense counsel correspondence, and to schedule meeting to discuss same
Gionnette, Julie	2/11/2022	0.5	review email of returned as undeliverable FedEx mailing; email with JGA; update HIPPA authorization form with correct client address; send instructions to Epiq for sending corrected form to client via FedEx; void old DocuSign and resend correct HIPPA form to client via DocuSign for signature
Rios, Sophia M	2/11/2022	1.6	Finalize and serve discovery requests to Gilead; call re depositions with co-counsel; prepare for deposition.
Rios, Sophia M	2/13/2022	0.3	Cancel travel due to rescheduled deposition.
Rios, Sophia M	2/14/2022	0.5	Talk with client re deposition.
Rios, Sophia M	2/14/2022	7	Travel to deposition.
Albanese, John	2/15/2022	5.2	Attend deposition of Alabama Doe No. 1.
Green, Ruben	2/15/2022	8	Receive and review documents to upload to Relativity; upload documents.
Rios, Sophia M	2/15/2022	7.1	Prepare client for deposition; defend deposition.
Rios, Sophia M	2/16/2022	1	Debrief deposition with team.
Rios, Sophia M	2/16/2022	10	Travel home from deposition.
Rios, Sophia M	2/18/2022	4.4	Attend deposition; draft letter to Gilead re privilege issues.
Carson, Shanon	2/19/2022	0.2	Review email from JA with report on first plaintiff deposition and reply to JA re: same
Albanese, John	2/21/2022	0.8	Call with Sophia Rios regarding Gilead discovery to-dos
Albanese, John	2/21/2022	0.5	Edit letter to opposing counsel regarding privilege.
Green, Ruben	2/21/2022	2	Emails and phone calls with team members and Lynx Legal.
Rios, Sophia M	2/21/2022	1.2	Draft letter to Gilead re privilege issues; discuss same with co-counsel.
Albanese, John	2/22/2022	0.5	Attend and lead meet and confer with opposing counsel regarding Plaintiffs RFP's Set II
Rios, Sophia M	2/22/2022	0.9	Edit letter to OC re privilege and send; meet and confer with OC re discovery requests and depositions.
Albanese, John	2/23/2022	0.3	Draft email to opposing counsel regarding third party discovery.
Rios, Sophia M	2/24/2022	0.5	Draft and send email to OC re 3rd party discovery.
Rios, Sophia M	2/25/2022	2.5	Attend deposition of Missouri Doe.
Carson, Shanon	2/28/2022	0.2	Email re: deposition status for MO Doe
Rios, Sophia M	2/28/2022	1	Review and revise draft CMC report.
Rios, Sophia M	3/1/2022	1.2	Respond to email from opposing counsel re priv log; send draft CMC to opposing counsel.

Rios, Sophia M	3/2/2022	0.5	Attention to email re expert retention.
Albanese, John	3/7/2022	1.6	Draft and edit settlement agreement and email Shanon Carson regarding same.
Rios, Sophia M	3/7/2022	1.5	Draft retainer agreements for experts.
Rios, Sophia M	3/8/2022	1.4	Draft expert retainer agreements; draft supplemental rog responses for Alabama Doe 1.
Gionnette, Julie	3/10/2022	0.5	draft and finalize further amended deposition notices for Ross Lu and Lily Shehabi; email depo notices to Gilead counsel
Rios, Sophia M	3/10/2022	2.2	Review deposition transcript for confidentiality and corrections (Alabama Doe 1).
Rios, Sophia M	3/11/2022	1.8	Review deposition transcript for confidentiality and corrections (Alabama Doe 1).
Rios, Sophia M	3/14/2022	3.1	Review deposition transcript for confidentiality and corrections (Alabama Doe 1).
Albanese, John	3/15/2022	0.4	Review correspondence from opposing counsel on discovery and settlement issues.
Rios, Sophia M	3/15/2022	1.1	Review Gilead's written discovery responses; review letter from Gilead re discovery
Gionnette, Julie	3/16/2022	0.4	finalize errata sheet for client; send for signature via DocuSign
Rios, Sophia M	3/16/2022	0.8	Call with client re depo prep; attention to finalizing deposition errata.
Rios, Sophia M	3/17/2022	1.3	Call with client re depo prep; review interrogatory responses.
Gionnette, Julie	3/22/2022	0.7	draft Missouri Doe's errata per his corrections
Gionnette, Julie	3/24/2022	0.3	finalize Missouri Doe errata and send to client for signature via DocuSign
Rios, Sophia M	4/11/2022	0.3	Draft email to OC re confidentiality designations for deposition transcripts.
Rios, Sophia M	4/12/2022	0.1	Send email to OC re confidentiality designations for deposition transcripts.
Rios, Sophia M	5/9/2022	0.2	Attention to drafting joint CMC statement.
Rios, Sophia M	5/10/2022	2.1	Attention to drafting joint CMC statement.
Rios, Sophia M	5/11/2022	1.6	Attention to drafting joint CMC statement.
Rios, Sophia M	5/12/2022	0.1	Attention to drafting joint CMC statement.
Rios, Sophia M	5/13/2022	0.2	Attention to drafting joint CMC statement.
Albanese, John	3/12/2021	1.1	Review Defendant's document production.
Albanese, John	3/22/2021	0.8	Review discovery responses.
Albanese, John	3/24/2021	0.7	Draft responses to ADR discovery.
Rios, Sophia M	5/3/2021	0.3	Review discovery requests.
Gionnette, Julie	5/10/2021	5	Prepare shell responses to RFPs, Special Interrogatories and Form Interrogatories
Rios, Sophia M	5/10/2021	1.2	Draft discovery responses.
Rios, Sophia M	5/17/2021	0.3	Draft objections and responses to discovery.
Rios, Sophia M	5/18/2021	2.9	Draft objections and responses to discovery and send to BMPC team.
Rios, Sophia M	5/19/2021	1.2	Take notes during call with client; revise draft discovery responses and distribute to co-counsel
Rios, Sophia M	5/21/2021	0.6	Review and revise final preliminary response to petition for writ; review court rules for filing.
Rios, Sophia M	5/24/2021	2.1	Finalize and file preliminary response to petition for writ; draft discovery responses.
Albanese, John	5/25/2021	1.6	Review Plaintiff's discovery responses.
Albanese, John	5/26/2021	0.5	Email client regarding discovery responses.
Albanese, John	5/28/2021	1.7	Review and edit discovery responses and emails same to client.
Albanese, John	6/1/2021	0.4	Emails regarding Plaintiff's discovery responses.
Gionnette, Julie	6/1/2021	2	format and finalize responses to form and special interrogatories for all three clients
Rios, Sophia M	6/1/2021	1	Attention to finalizing and serving discovery responses.
Albanese, John	6/15/2021	0.7	Review client discovery responses and documents and code in Relativity.
Albanese, John	6/24/2021	0.5	Finalize production and serve on opposing counsel.
Albanese, John	8/3/2021	1.2	Draft and edit supplemental discovery responses.
Albanese, John	8/3/2021	0.5	Finalize amended complaint and email opposing counsel.
Gionnette, Julie	10/20/2021	1.8	edit and format interrogatories and RFP for Lahlouh; prepare Proof of Service of Summons and signed Acknowledgment and Receipt from Lahlouh and POS for filing; file in San Mateo county court
Gionnette, Julie	11/1/2021	0.8	finalize discovery requests for Lahlouh; prepare proof of service
Gionnette, Julie	11/2/2021	0.3	update POS and forward discovery to Epiq with instructions for printing and mailing
Gionnette, Julie	11/9/2021	1	edits and formatting to responses to interrogatories
Gionnette, Julie	11/10/2021	1.8	edits and formatting and finalizing responses to interrogatories/RFPs for Alabama Doe 2 and Florida Doe; draft proof of service
Gionnette, Julie	11/16/2021	1	create draft supplemental responses for Indiana and Missouri Does
Gionnette, Julie	11/17/2021	0.5	updated and edit supplemental responses for Missouri Doe; review Court order and calendar deadline
Gionnette, Julie	11/18/2021	0.8	format and review discovery responses; draft proof of service
Gionnette, Julie	11/19/2021	0.7	finalize discovery responses and proof of service
Gionnette, Julie	12/15/2021	0.6	draft second set RFPs to Gilead
Gionnette, Julie	12/16/2021	0.3	finalize second set of RFPs to Gilead; prepare proof of service
Gionnette, Julie	12/17/2021	0.8	draft deposition notices for Gilead employees Ross Lu and Lily Shehabi and Jenny Yun
Gionnette, Julie	12/27/2021	0.2	review final deposition notices and save to iManage
Gionnette, Julie	2/4/2022	0.4	send HIPPA authorization form to Florida Doe client for DocuSign signature and FedEx delivery
Gionnette, Julie	2/10/2022	0.4	revise instructions section of Plaintiffs First Set of RFAs to Gilead
Gionnette, Julie	2/11/2022	1.3	edits to 3rd RFPs and 2nd Special ROGs; edits to PMK Notice; draft proof of service for all three discovery documents; finalize discovery documents and e-serve to all counsel on service list
Gionnette, Julie	4/22/2022	0.2	review Tampa General Hospital's response to Florida Doe subpoena
Gionnette, Julie	3/12/2021	0.6	Download and save defendants production
Carson, Shanon	3/22/2021	0.5	Conduct preliminary analysis of documents produced for mediation and internal emails with team re: same; review correspondence from defense counsel enclosing second production of documents for mediation purposes
Gionnette, Julie	3/22/2021	2	Download defendants' second production and save .tif images as a single pdf
Albanese, John	6/10/2021	0.4	Send emails regarding document status.
Albanese, John	6/21/2021	0.4	Mark documents to produce.
Gionnette, Julie	1/14/2022	0.3	review email from Lahlouh counsel; sign up for Box file sharing and download Lahlouh production
Albanese, John	1/26/2022	0.3	Read and review email from Ken Chernof regarding third party discovery and also review deposition notices.
Hibray, Jean	1/31/2022	0.3	Emails re [REDACTED], [REDACTED]

Hibray, Jean	1/31/2022	1	Update/charge tablet, order headset after confirming would work with tablet, draft [REDACTED] same. Prepare & travel to FedEx to send tablet.
Hibray, Jean	2/2/2022	0.1	Outreach [REDACTED]
Hibray, Jean	2/2/2022	1	Update/charge tablet, order headset after confirming would work with tablet, draft [REDACTED]. Prepare & travel to FedEx to send tablet.
Hibray, Jean	2/7/2022	0.2	Track tablet, email with J Albanese re same
Hibray, Jean	2/9/2022	0.7	Call with [REDACTED] re tablet. Follow up call with J Albanese. Email [REDACTED]
Hibray, Jean	2/9/2022	0.8	Update/charge tablet, prepare FedEx envelopes, trave to and from drop off of same.
Hibray, Jean	2/11/2022	0.5	Emails re plaintiffs' depo sign ins. Activate Outlook sign ins for tablet accounts for each. Set up Egnyte for first one.
Hibray, Jean	3/10/2022	0.4	Troubleshoot tablet returned by deponent. Email re outstanding receipt of 2d.
Albanese, John	8/9/2021	2.3	Edit and review discovery letter to court
Albanese, John	8/18/2021	0.1	Email opposing counsel regarding briefing schedule for motion to compel.
Rios, Sophia M	10/21/2021	5.1	Draft CMC statement; prepare for hearing on MTC
Rios, Sophia M	10/22/2021	2.5	Prepare for hearing on MTC
Rios, Sophia M	10/25/2021	3.4	Prepare for hearing on MTC; Finalize discovery to Lahlouh and send to team.
Rios, Sophia M	10/26/2021	3.4	Prepare for hearing on MTC;
Rios, Sophia M	10/27/2021	3.1	Review tentative order; discuss with team; prepare for hearing.
Rios, Sophia M	10/28/2021	3.4	represent plaintiffs at hearing on motion to compel and CMCI draft stipulated order re class certification dates
Rios, Sophia M	10/29/2021	0.2	Attention to lahlouh discovery; attention to order
Rios, Sophia M	11/1/2021	0.8	Finalize and serve discovery.
Rios, Sophia M	11/2/2021	0.8	Call with opposing counsel re Lahlouh; discuss strategy with John A.; uopdate POS for discovery
Rios, Sophia M	11/3/2021	0.7	Review draft stipulation; respond to opposing counsel.
Rios, Sophia M	11/9/2021	1	Team strategy call; finalize disocvery responses.
Rios, Sophia M	11/10/2021	2.4	Finalize and serve discovery responses.
Rios, Sophia M	11/16/2021	0.2	Draft discovery responses.
Rios, Sophia M	11/17/2021	2.5	Draft discovery responses.
Rios, Sophia M	11/18/2021	0.4	Finalize discovery responses.
Rios, Sophia M	11/19/2021	0.4	Serve discovery responses.
Gionnette, Julie	3/15/2022	0.8	prepare errata sheet for [REDACTED] depo transcript; calendar deadline to compel production

1 Sophia M. Rios (305801)
2 BERGER MONTAGUE PC
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8 [Additional counsel listed on signature page]
9 *Attorneys for Plaintiffs and the Proposed Classes*

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SAN MATEO**

12 ALABAMA DOE 1, ALABAMA
13 DOE 2, INDIANA DOE, MISSOURI
14 DOE, AND FLORIDA DOE,
15 Individually and on Behalf of All
16 Others Similarly Situated,
17
18 Plaintiffs,
19
20 vs.
21
22 GILEAD SCIENCES, INC.,
23
24 Defendant.

Case No.: 20-CIV-03699

**DECLARATION OF ALABAMA
DOE 1**

Dept: 22
Judge: Hon. Danny Chou

CLASS ACTION

Action Filed: September 1, 2020

Fairness Hearing Date: June 29, 2023

18 I, [REDACTED] declare that I am the Alabama Doe 1 plaintiff in the above
19 captioned matter. I hereby declare as follows:

20
21 1. I am over the age of eighteen and I have personal knowledge of the facts set
22 forth in this Declaration, and if called as a witness for this purpose, I could and would testify
23 competently under oath to them.

24 2. I am one of the Named Plaintiff in the above-captioned action. I submit this
25 Declaration in support of Plaintiffs' Unopposed Motion for Attorneys' Fees, Costs, and
26 Class Representative Service Award.

27 3. I value my privacy and take great efforts to protect my privacy. I am careful
28 not to disclose my sexual orientation and HIV status to others. I have not disclosed my

1 sexual orientation to my family. Nobody but my doctors knew I was taking Gilead's
2 medication. When I enrolled in Gilead's Advancing Access program I used my workplace
3 address to avoid having any HIV related mail sent to my home. I was appalled when I found
4 the envelope addressed to me with HIV Prevention Team return address in my workplace
5 mailroom.

6 4. I felt vulnerable and worried about who had seen the mail, and what they
7 might have concluded about my sexuality and health. I was angry at Gilead for their careless
8 disregard for my privacy.

9 5. After a discussion with my lawyers, I made a decision to participate as a
10 Class Representative. I had never been involved in a lawsuit before, but I felt it was very
11 important to raise these issues. Despite the risk to my privacy, I was fully prepared to
12 participate in every aspect of this case, including trial if necessary.

13 6. Throughout the case, I took my responsibilities as a Class Representative
14 seriously and always had the best interests of the class in mind.

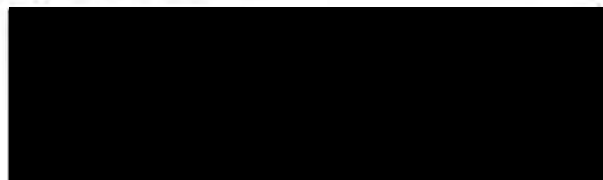
15 7. I have stayed actively involved throughout the entire litigation with
16 numerous phone calls and emails. I provided information to counsel, reviewed and provided
17 input on the complaint, and gathered documents and provided information for
18 interrogatives. On February 15, 2022, I was deposed. I stayed informed regarding settlement
19 negotiations and reviewed and approved the proposed settlement.

20 8. I estimate that I have spent 40-50 hours participating in this litigation.

21 9. I have reviewed the terms of the settlement in this matter and I support the
22 settlement.

23 The foregoing statement is made under penalty of perjury under California law and
24 is true and correct to the best of my knowledge and belief.

25
26 Date: 3/30/2023



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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SAN MATEO**

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16 Others Similarly Situated,
17
18 Plaintiffs,
19
20 vs.
21
22 GILEAD SCIENCES, INC.,
23
24 Defendant.

Case No.: 20-CIV-03699

**DECLARATION OF ALABAMA
DOE 2**

Dept: 22
Judge: Hon. Danny Chou

CLASS ACTION

Action Filed: September 1, 2020

Fairness Hearing Date: June 29, 2023

25 I, [REDACTED] declare that I am the Alabama Doe 2 plaintiff in the above
26 captioned matter. I hereby declare as follows:

27 1. I am over the age of eighteen and I have personal knowledge of the facts set
28 forth in this Declaration, and if called as a witness for this purpose, I could and would testify
competently under oath to them.

2. I am one of the Named Plaintiff in the above-captioned action. I submit this
Declaration in support of Plaintiffs' Unopposed Motion for Attorneys' Fees, Costs, and
Class Representative Service Award.

3. I value my privacy and take great efforts to protect my privacy. I took PrEP
because my partner is living with HIV. At the time of the Mailer, other than my partner, I

1 had disclosed to only a limited number of people that took PrEP. The HIV Prevention Team
2 Mailer was sent to my prior address in a small Alabama town, then forwarded to my new
3 address. It appeared to have been opened by the time it reached me.

4 4. I was very concerned that Gilead violated my privacy. In the town where I
5 lived, everyone knows everyone, and many people are not tolerant of people living with
6 HIV.

7 5. When I found out that there was a lawsuit regarding this issue, I made a
8 decision to participate as a Class Representative. I felt it was important to stand up and try
9 to right a wrong. Despite the risk to my privacy, I was fully prepared to participate in every
10 aspect of this case, including trial if necessary.

11 6. Throughout the case, I took my responsibilities as a Class Representative
12 seriously, always had the best interests of the class in mind.

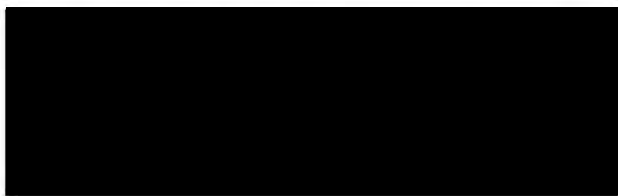
13 7. I have stayed actively involved throughout the entire litigation with
14 numerous phone calls and emails. I provided information to counsel, reviewed and provided
15 input on the complaint, and gathered documents and provided information for
16 interrogatives. I stayed informed regarding settlement negotiations and reviewed and
17 approved the proposed settlement. By the time of settlement, my deposition had been
18 scheduled and I had prepared for that deposition.

19 8. I estimate that I have spent 30 hours participating in this litigation.

20 9. I have reviewed the terms of the settlement in this matter and I support the
21 settlement.

22 The foregoing statement is made under penalty of perjury and is true and correct to
23 the best of my knowledge and belief.

24
25 Date: 3/30/2023



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8 [Additional counsel listed on signature page]
9 *Attorneys for Plaintiffs and the Proposed Classes*

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SAN MATEO**

12 ALABAMA DOE 1, ALABAMA
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16 Others Similarly Situated,

17 Plaintiffs,

18 vs.

19 GILEAD SCIENCES, INC.,

20 Defendant.

Case No.: 20-CIV-03699

DECLARATION OF INDIANA DOE

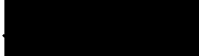
Dept: 22

Judge: Hon. Danny Chou

CLASS ACTION

Action Filed: September 1, 2020

Fairness Hearing Date: June 29, 2023

21 I  declare that I am the Indiana Doe plaintiff in the above captioned
22 matter. I hereby declare as follows:

23 1. I am over the age of eighteen and I have personal knowledge of the facts
24 set forth in this Declaration, and if called as a witness for this purpose, I could and would
25 testify competently under oath to them.

26 2. I am one of the Named Plaintiff in the above-captioned action. I submit
27 this Declaration in support of Plaintiffs' Unopposed Motion for Attorneys' Fees, Costs,
28 and Class Representative Service Award.

3. I value my privacy and take great efforts to protect my privacy. I have had
a successful career in the family entertainment center industry since 1996. I own a family

1 entertainment center in a conservative suburban neighborhood and I am prominent in the
2 industry nationally. I am fearful that my business and standing in my professional
3 community would suffer if my sexual orientation or sexual practices were publicly known.
4 In order to avoid inadvertently revealing to others that I believe I am at risk for HIV, I see
5 a specialist for my PrEP prescription and fill these prescriptions at a different pharmacy
6 chain than all my other drugs.

7 4. I was furious when I received the HIV Prevention Team mailer. I felt
8 vulnerable and worried about who had seen the mail, and what they might have concluded
9 about my sexuality and health. I was angry at Gilead for their careless disregard for my
10 privacy.

11 5. I was aware of the AIDS Law Project's representation of class members in
12 the *Aetna* privacy case. On April 17, 2020, I reached out to attorney Adrian Lowe of the
13 AIDS Law Project of Pennsylvania to describe the mail I received from Gilead.

14 6. When the AIDS Law Project decided to pursue the matter as a class action,
15 I made a decision to participate as a Class Representative. I was motivated by hope that
16 this case would impact how seriously patient and consumer privacy is taken by the
17 healthcare industries.

18 7. I have been called as an expert witness in cases regarding the family
19 entertainment industry in the past and expect to be in the future. I am worried that my
20 participation in this matter may need to be disclosed in future litigation. Disclosing my
21 participation may lead to others draw conclusions about my sexual orientation and sexual
22 practices.

23 8. Despite the risk to my privacy, I was fully prepared to participate in every
24 aspect of this case, including trial if necessary.

25 9. Throughout the case, I took my responsibilities as a Class Representative
26 seriously, and always had the best interests of the class in mind.

27 10. I have stayed actively involved throughout the entire litigation with
28 numerous phone calls and emails. I provided information to counsel, reviewed and

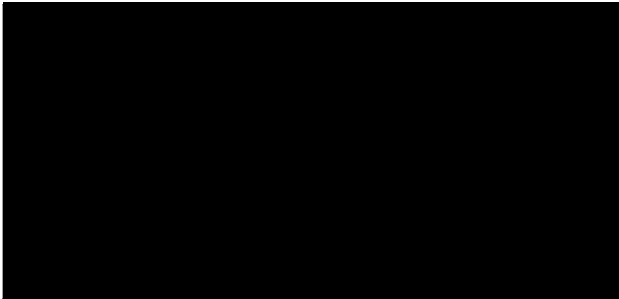
1 provided input on the complaint, and gathered documents and provided information for
2 interrogatives. On February 18, 2022, I was deposed. I stayed informed regarding
3 settlement negotiations and reviewed and approved the proposed settlement.

4 11. I estimate that I have spent 35 hours participating in this litigation.

5 12. I have reviewed the terms of the settlement in this matter and I support the
6 settlement.

7 The foregoing statement is made under penalty of perjury and is true and correct to
8 the best of my knowledge and belief.

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10 Date: APRIL 3, 2023



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8 [Additional counsel listed on signature page]
9 *Attorneys for Plaintiffs and the Proposed Classes*

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF SAN MATEO**

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13 DOE 2, INDIANA DOE, MISSOURI
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16 Others Similarly Situated,

17 Plaintiffs,

18 vs.

19 GILEAD SCIENCES, INC.,

20 Defendant.

Case No.: 20-CIV-03699


DECLARATION OF FLORIDA DOE

Dept: 22
Judge: Hon. Danny Chou

CLASS ACTION

Action Filed: September 1, 2020

Fairness Hearing Date: June 29, 2023

21 I,  declare that I am the Florida Doe plaintiff in the
22 above captioned matter. I hereby declare as follows:

23 1. I am over the age of eighteen and I have personal knowledge of the facts
24 set forth in this Declaration, and if called as a witness for this purpose, I could and would
25 testify competently under oath to them.

26 2. I am one of the Named Plaintiff in the above-captioned action. I submit
27 this Declaration in support of Plaintiffs' Unopposed Motion for Attorneys' Fees, Costs,
28 and Class Representative Service Award.

3. In April 2020, when the Mailer arrived, I had not yet disclosed my sexual
orientation to my family. I had enrolled in Gilead's Advancing Access Program at one

1 time, but was no longer using the program and was no longer taking PrEP. The Mailer
2 arrived at the home I was living in with my parents. On the day the Mailer arrived, my
3 mother collected the mail with the return label "HIV Prevention Team." She confronted
4 me with it, and I felt compelled to disclose my sexuality to her although I did not want to.

5 4. I felt disbelief, anger and alarm at Gilead's disregard for my privacy. I
6 began using a P.O. Box for my correspondence because of anxiety about the possibility of
7 a recurrence. I fear that I will lose further control over my private information.

8 5. When I learned about this lawsuit, I was glad someone had decided to sue
9 Gilead for this Mailer that had caused pain in my life. I contacted the AIDS Law Project
10 of Pennsylvania and on June 2, 2021 I discussed the case at length with Adrian Lowe. I
11 made a decision to participate as a Class Representative. I wanted to make a difference on
12 behalf of other people whose privacy rights had been violated.

13 6. Despite the risk to my privacy, I was fully prepared to participate in every
14 aspect of this case, including trial if necessary.

15 7. Throughout the case, I took my responsibilities as a Class Representative
16 seriously and always had the best interests of the class in mind.

17 8. I have stayed actively involved throughout the entire litigation with
18 numerous phone calls and emails. I provided information to counsel, reviewed and
19 provided input on the complaint, and gathered documents and provided information for
20 interrogatives. I stayed informed regarding settlement negotiations and reviewed and
21 approved the proposed settlement.

22 9. I estimate that I have spent between 30 to 40 hours participating in this
23 litigation.

24 10. I have reviewed the terms of the settlement in this matter and I support the
25 settlement.

26 The foregoing statement is made under penalty of perjury and is true and correct to
27 the best of my knowledge and belief.

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Date: 03/30/23

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9 *Attorneys for Plaintiffs and the Proposed Classes*

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11 **FOR THE COUNTY OF SAN MATEO**

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16 Others Similarly Situated,

17 Plaintiffs,

18 vs.

19 GILEAD SCIENCES, INC.,

20 Defendant.

Case No.: 20-CIV-03699

**DECLARATION OF MISSOURI
DOE**

Dept: 22
Judge: Hon. Danny Chou

CLASS ACTION

Action Filed: September 1, 2020

Fairness Hearing Date: June 29, 2023

21 I, [REDACTED] declare that I am the Missouri Doe plaintiff in the above captioned
22 matter. I hereby declare as follows:

23 1. I am over the age of eighteen and I have personal knowledge of the facts set
24 forth in this Declaration, and if called as a witness for this purpose, I could and would testify
25 competently under oath to them.

26 2. I am one of the Named Plaintiff in the above-captioned action. I submit this
27 Declaration in support of Plaintiffs' Unopposed Motion for Attorneys' Fees, Costs, and
28 Class Representative Service Award.

1 3. While many people in my life know that I am gay, only my Primary Care
2 Provider, partner, and closest friends know that I take PrEP or have reason to be concerned
3 about HIV prevention.

4 4. When I received the Mailer, I felt surprised, vulnerable and worried about
5 who may have seen the mail. I was angry about Gilead's careless disregard for my privacy.

6 5. I read a news story online that mentioned that AIDS Law Project was
7 interested in talking to people who had been sent the HIV Prevention Team Mailer. On
8 March 26, 2020, I reached out to the AIDS Law Project of Pennsylvania and spoke to Adrian
9 Lowe about my experience.

10 6. I made a decision to participate as a Class Representative. Participating was
11 my way of showing Gilead that they need to take privacy seriously. Despite the risk to my
12 privacy, I was fully prepared to participate in every aspect of this case, including trial if
13 necessary.

14 7. Throughout the case, I took my responsibilities as a Class Representative
15 seriously, and always had the best interests of the class in mind.

16 8. I have stayed actively involved throughout the entire litigation with
17 numerous phone calls and emails. I provided information to counsel, reviewed and provided
18 input on the complaint, and gathered documents and provided information for
19 interrogatives. On February 25, 2022, I was deposed. I stayed informed regarding settlement
20 negotiations and reviewed and approved the proposed settlement.

21 9. I estimate that I have spent 40 to 50 hours participating in this litigation.

22 10. I have reviewed the terms of the settlement in this matter and I support the
23 settlement.

24 The foregoing statement is made under penalty of perjury and is true and correct to
25 the best of my knowledge and belief.

26
27 Date: 4/3/23

