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 3 **SAVERI & SAVERI, INC.**  
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 Telephone: (415) 217-6810  
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 6 *Chairman of the Executive Committee*  
 7 *for the Direct Purchaser Plaintiffs*

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

12  
 13 IN RE: OPTICAL DISK DRIVE  
 14 ANTITRUST LITIGATION

Case No. 3:10-md-2143-RS  
 MDL No. 2143

15 This Document Relates to:  
 16  
 17 ALL DIRECT PURCHASER CLASS  
 18 ACTIONS

**DECLARATION OF LAWRENCE  
 WALNER IN SUPPORT OF THE  
 WALNER LAW FIRM MOTION FOR  
 ATTORNEYS' FEES, REIMBURSEMENT  
 OF DEPOSIT AND INCENTIVE  
 AWARDS**

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1 I, Lawrence Walner, declare and state as follows:

2 1. I am a Managing Partner of the law firm of The Walner Law Firm. I submit this  
3 declaration in support of Direct Purchaser Plaintiffs (“DPP”) joint application for an award of  
4 attorneys’ fees in connection with the services rendered in this litigation. I make this Declaration  
5 based on my own personal knowledge, and if called as a witness, I could and would competently  
6 testify to the matters stated herein.

7 2. My firm has served as counsel to Warren S Herman and as counsel Paul Nordine as  
8 plaintiff for the Direct Purchaser Class (“Class”) throughout the course of this litigation. The  
9 background and experience of The Walner Law Firm and its attorneys are summarized in the  
10 *curriculum vitae* attached hereto as Exhibit 1.

11 3. The Walner Law Firm has prosecuted this litigation solely on a contingent-fee  
12 basis, and has been at risk that it would not receive any compensation for prosecuting claims  
13 against the Defendants. While The Walner Law Firm devoted its time and resources to this  
14 matter, it has foregone other legal work for which it would have been compensated.

15 4. During the pendency of the litigation, The Walner Law Firm performed the  
16 following work: Preparation of the named plaintiffs for the case background and preparation for  
17 the depositions, keep them apprised of the case progression, to follow the case and for potential  
18 future assignement.

19 5. Attached hereto as Exhibit 2 is my firm’s total hours and lodestar, computed at  
20 historical rates, for the period of May 7, 2010 through December 31, 2014. This period reflects  
21 the time spent after the appointment of the Chairman of the Executive Committee for the DPPs  
22 (the “Chairman”) in this litigation. The total number of hours spent by The Walner Law Firm  
23 during this period of time was 342.90, with a corresponding lodestar of \$136,500.00. This  
24 summary was prepared from contemporaneous, daily time records regularly prepared by my firm.  
25 The lodestar amount reflected in Exhibit 2 is for work believed to be assigned by the Chairman,  
26 and was performed by professional staff from my law firm for the benefit of the Class.  
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# **EXHIBIT 1**

## EXHIBIT 1

*In re Optical Disk Drive Antitrust Litigation*, Case No. 3:10-md-2143-RS

### **The Walner Law Firm**

Background of the Walner Law Firm  
May 7, 2010 through December 31, 2014

### **BACKGROUND INFORMATION**

#### **The Walner Law Firm:**

**Lawrence Walner – Managing Partner:** Has over 40 years experience as an attorney.

**Aaron R Walner – Partner:** Has over 10 years experience as an attorney.

The Walner Law Firm has been practicing class-action law for more than forty years and recovered nearly \$7 billion in damages either alone or linked with other law firms. Uniquely, this its only area of practice and expertise. The firm is head by Lawrence Walner and Aaron Walner and is headquartered outside Chicago, Illinois.

The Walner Law Firm has brought successful class actions against some of the largest banks, insurance, drug, telephone and healthcare companies, union pension funds and manufacturers in the United States.

We have presented cases before the United States Supreme Court, the Second, Third, Fifth, Sixth, Seventh and Ninth Circuit and District of Columbia Courts of Appeal, two Illinois Supreme Court cases case and has also participated in cases filed in at least seventeen states.

**James M McClintick – Of Counsel:** James M. McClintick has been a practicing attorney since 2005. Mr. McClintick has experience in a broad array of practice areas including white-collar defense, government enforcement actions, insurance disputes, and consumer protection issues. A litigator with experience defending corporations in various civil matters as well as prosecuting data privacy and consumer fraud claims against banks, airlines, and hospital systems, Mr. McClintick also has a passion for civil rights issues and has volunteered with the Capital Area Immigrants' Rights Coalition in Washington, D.C. and the A.C.L.U. of Maryland, among other nonprofit entities. Mr. McClintick was born and raised in Washington state and worked as an editor and teacher prior to becoming an attorney.

# **EXHIBIT 2**

**EXHIBIT 2***In re Optical Disk Drive Antitrust Litigation*, Case No. 3:10-md-2143-RS**The Walner Law Firm**

Reported Hours and Lodestar

May 7, 2010 through December 31, 2014

**TIME REPORT**

<b>NAME</b>	<b>TOTAL HOURS</b>	<b>HOURLY RATE</b>	<b>LODESTAR</b>
<b>ATTORNEYS</b>			
Lawrence Walner (P)	47.70	\$600	\$28,620.00
Aaron Walner (P)	30.40	\$500	\$15,200.00
James M McClintick (OC)	182.50	\$350	\$63,875.00
Lawrence Walner (P)	44.50	\$350	\$15,575.00
Aaron Walner (P)	37.80	\$350	\$13,230.00
<b>NON-ATTORNEYS</b>			
<b>TOTAL:</b>	<b>342.90</b>		<b>\$136,500.00</b>

(P) Partner  
(OC) Of Counsel  
(A) Associate  
(PL) Paralegal  
(LC) Law Clerk

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**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)**

I, R. Alexander Saveri, attest that concurrence in the filing of this document has been obtained from all signatories. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on March 16, 2015, at San Francisco, California.

\_\_\_\_\_ /s/ R. Alexander Saveri \_\_\_\_\_