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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: OPTICAL DISK DRIVE
ANTITRUST LITIGATION

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

This Document Relates to:

ALL DIRECT PURCHASER CLASS
ACTIONS

**DECLARATION OF FRED A. SILVA IN
SUPPORT OF MOTION FOR
ATTORNEYS' FEES, REIMBURSEMENT
OF EXPENSES, AND INCENTIVE
AWARDS**

1 I, Fred A. Silva, declare and state as follows:

2 1. I am a shareholder of the law firm of Damrell, Nelson, Schrimp, Pallios, Pacher &
3 Silva. I submit this declaration in support of Direct Purchaser Plaintiffs' ("DPPs") joint
4 application for an award of attorneys' fees, expenses, and incentive awards in connection with the
5 services rendered in this litigation. I make this Declaration based on my own personal knowledge,
6 and if called as a witness, I could and would competently testify to the matters stated herein.

7 2. My firm has served as counsel to L. E. Hoover Co. and as counsel for the Direct
8 Purchaser Class ("Class") throughout the course of this litigation. My firm's curriculum vitae was
9 previously submitted to the Court in connection with Direct Purchaser Plaintiffs' prior motion for
10 an award of attorneys' fees, reimbursement of expenses and class representative incentive awards
11 on March 16, 2015 (Prior Request for Attorneys' Fees"). (Dkt. No. 1535).

12 3. Damrell, Nelson, Schrimp, Pallios, Pacher & Silva has prosecuted this litigation
13 solely on a contingent-fee basis, and has been at risk that it would not receive any compensation
14 for prosecuting claims against the Defendants. While Damrell, Nelson, Schrimp, Pallios, Pacher
15 & Silva devoted its time and resources to this matter, it has foregone other legal work for which it
16 would have been compensated.

17 4. Damrell, Nelson, Schrimp, Pallios, Pacher & Silva paid \$5000.00 in assessments
18 for the joint prosecution of the litigation against the Defendants after the Prior Request for
19 Attorneys' Fees. This assessment was not included in the previous Declaration submitted to the
20 Court in connection to the Prior Request for Attorneys' Fees.

21 5. I have reviewed the expenses reported by my firm in this case which are included
22 in this declaration, and I affirm that they are true and accurate.

23 I declare under penalty of perjury under the laws of the United States of America that the
24 foregoing is true and correct. Executed on this 14th day of January 2016 at Modesto, California.

25 
26 **FRED A. SILVA**