

1 Joseph W. Cotchett (36324)  
2 Steven N. Williams (175489)  
3 **COTCHETT, PITRE & McCARTHY, LLP**  
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8 *Executive Committee Member for*  
9 *the Direct Purchaser Plaintiffs*

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

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 ALL DIRECT PURCHASER CLASS  
17 ACTIONS

**DECLARATION OF STEVEN N.  
WILLIAMS IN SUPPORT OF MOTION  
FOR ATTORNEYS' FEES,  
REIMBURSEMENT OF EXPENSES, AND  
INCENTIVE AWARDS**

1 I, Steven N. Williams, declare and state as follows:

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

7 2. My firm has served as counsel to Prisco Electric Company, Inc. d/b/a Prisco T.V.  
8 & Appliance and as counsel for the Direct Purchaser Class ("Class") throughout the course of this  
9 litigation. My firm's curriculum vitae was previously submitted to the Court in connection with  
10 Direct Purchaser Plaintiffs' prior motion for an award of attorneys' fees, reimbursement of  
11 expenses and class representative incentive awards on March 16, 2015 (Prior Request for  
12 Attorneys' Fees"). (Dkt. No. 1535).

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

18 4. During the pendency of the litigation, Cotchett, Pitre & McCarthy, LLP performed  
19 the following work:

- 20 a) Cotchett, Pitre & McCarthy, LLP actively participated in settlement negotiations  
21 with many defendants, including the negotiations which resulted in settlements  
22 obtained on behalf of the DPP class.
- 23 b) CPM conducted extensive research in an effort to help reach the settlements.
- 24 c) At the request of the Chairman of the Executive Committee, Cotchett, Pitre &  
25 McCarthy, LLP assisted with preparation and participation in Case Management  
26 Conferences.
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1           5.       Attached hereto as Exhibit 1 is my firm's hours and lodestar, computed at historical  
2 rates, for the period of January 1, 2015 through November 3, 2015. This period does not reflect  
3 any time previously submitted to the Court in connection with the Prior Request for Attorneys'  
4 Fees in this litigation. The total number of hours spent by Cotchett, Pitre & McCarthy, LLP during  
5 this period of time was 69.6, with a corresponding lodestar of \$56,037.50. This summary was  
6 prepared from contemporaneous, daily time records regularly prepared and maintained by my  
7 firm. The lodestar amount reflected in Exhibit 1 is for work assigned by the Chairman of the  
8 Executive Committee, and was performed by professional staff at my law firm for the benefit of  
9 the Class.

10           6.       The hourly rates for the attorneys and professional support staff in my firm  
11 included in Exhibit 1 are the usual and customary hourly rates charged by Cotchett, Pitre &  
12 McCarthy, LLP.

13           7.       My firm has expended a total of \$69.40 in unreimbursed costs and expenses in  
14 connection with the prosecution of this litigation from January 1, 2015 to November 3, 2015.  
15 None of the costs reflected in Exhibit 2 have been previously submitted to the Court for  
16 reimbursement in connection with the Prior Request for Attorneys' Fees in this matter. These costs  
17 and expenses are broken down in the chart attached hereto as Exhibit 2. They were incurred on  
18 behalf of the Class by my firm on a contingent basis, and have not been reimbursed. The expenses  
19 incurred in this action are reflected on the books and records of my firm. These books and records  
20 are prepared from expense vouchers, check records and other source materials and represent an  
21 accurate recordation of the expenses incurred.

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

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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on this 24th day of November, 2015 at Burlingame, California.

*/s/ Steven N. Williams*  
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STEVEN N. WILLIAMS

# **EXHIBIT 1**

**EXHIBIT 1***In re Optical Disk Drive Antitrust Litigation*, Case No. 3:10-md-2143-RS**COTCHETT, PITRE & McCARTHY, LLP**

Reported Hours and Lodestar

January 1, 2015 through November 3, 2015

**TIME REPORT**

<b>NAME</b>	<b>TOTAL HOURS</b>	<b>HOURLY RATE</b>	<b>LODESTAR</b>
<b>ATTORNEYS</b>			
Joseph W. Cotchett (P)	54.60	\$900.00	\$49,140.00
Steven N. Williams (P)	5.80	\$700.00	\$4,060.00
Elizabeth Tran (A)	5.00	\$360.00	\$1,800.00
<b>NON-ATTORNEYS</b>			
Jaclyn Verducci (PL)	3.7	\$250.00	\$925.00
Michael Caylao (PL)	.50	\$225.00	\$112.50
<b>TOTAL:</b>		<b>69.6</b>	<b>\$56,037.50</b>

(P) Partner

(OC) Of Counsel

(A) Associate

(PL) Paralegal

(LC) Law Clerk

# **EXHIBIT 2**

**EXHIBIT 2**

*In re Optical Disk Drive Antitrust Litigation*, Case No. 3:10-md-2143-RS  
**COTCHETT, PITRE & McCARTHY, LLP**  
 Reported Unreimbursed Expenses Incurred on Behalf of Direct Purchaser Class  
 January 1, 2015 through November 3, 2015

**EXPENSE REPORT**

<b>CATEGORY</b>	<b>AMOUNT INCURRED</b>
Court Fees (filing, etc.)	
Experts/Consultants	
Federal Express	
Transcripts (Hearing, Deposition, etc.)	
Computer Research	
Messenger Delivery	
Photocopies – In House	62.40
Photocopies – Outside	
Postage	
Service of Process	
Telephone/Telecopier	
Travel (Airfare, Ground Travel, Meals, Lodging, etc.)	7.00
<b>TOTAL:</b>	<b>\$69.40</b>