

1 Vincent J. Esades
2 Heins Mills & Olson, P.L.C.
3 310 Clifton Avenue
4 Minneapolis, MN 55403
5 Tel.: (612) 338-4605
6 Fax: (612) 338-4692
7 vesades@heinsmills.com

8 *Attorney for Direct Purchaser Plaintiffs*

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

12 IN RE: OPTICAL DISK DRIVE
13 ANTITRUST LITIGATION

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

14
15 This Document Relates to:
16 ALL DIRECT PURCHASER CLASS
17 ACTIONS

**DECLARATION OF VINCENT J.
ESADES IN SUPPORT OF MOTION FOR
ATTORNEYS' FEES, REIMBURSEMENT
OF EXPENSES, AND INCENTIVE
AWARDS**

1 I, Vincent J. Esades, declare and state as follows:

2 1. I am an equity member of the law firm of Heins Mills & Olson, P.L.C. I submit
3 this declaration in support of Direct Purchaser Plaintiffs' ("DPPs") joint application for an award
4 of 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 Plaintiff Alec Berezin and as counsel for the
8 Direct Purchaser Class ("Class") throughout the course of this litigation. My firm's curriculum
9 vitae was previously submitted to the Court in connection with Direct Purchaser Plaintiffs' prior
10 motion for an award of attorneys' fees, reimbursement of expenses and class representative
11 incentive awards on March 16, 2015 (Prior Request for Attorneys' Fees"). (Dkt. No. 1535).

12 3. Heins Mills & Olson, P.L.C. has prosecuted this litigation solely on a contingent-
13 fee basis, and has been at risk that it would not receive any compensation for prosecuting claims
14 against the Defendants. While Heins Mills & Olson, P.L.C. devoted its time and resources to this
15 matter, it has foregone other legal work for which it would have been compensated.

16 4. During the pendency of the litigation, Heins Mills & Olson, P.L.C. performed the
17 following work: Pursuant to the request for assistance made by Direct Purchaser Plaintiffs'
18 Executive Committee, my firm participated in the significant task, benefiting Direct Purchaser
19 Plaintiffs and the Class, of reviewing, analyzing and coding documents produced by Hitachi-LG
20 Data Storage, Inc. to identify documents that could be used as evidence in the prosecution of the
21 case. In conjunction with document review, my firm participated in conference calls and email
22 exchanges with Executive Committee members regarding document review efforts and findings.
23 Also, Heins Mills & Olson, P.L.C. made substantial financial contributions to fund the continued
24 prosecution of the litigation.

25 5. During the period of January 1, 2015 through October 31, 2015 my firm billed no
26 hours not previously reported to the Court.

27 6. My firm has expended a total of \$150.78 in unreimbursed costs and expenses in

EXHIBIT 1

EXHIBIT 1

In re Optical Disk Drive Antitrust Litigation, Case No. 3:10-md-2143-RS
 Heins Mills & Olson, P.L.C.
 Reported Hours and Lodestar
 January 1, 2015 through November 3, 2015

TIME REPORT

NAME	TOTAL HOURS	HOURLY RATE	LODESTAR
ATTORNEYS			
Heins Mills & Olson billed no hours during this time period.			\$0
NON-ATTORNEYS			
			\$0
TOTAL:		0	\$0

- (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
 Heins Mills & Olson, P.L.C.
 Reported Unreimbursed Expenses Incurred on Behalf of Direct Purchaser Class
 January 1, 2015 through November 3, 2015

EXPENSE REPORT

CATEGORY	AMOUNT INCURRED
Court Fees (filing, etc.)	
Experts/Consultants	
Federal Express	
Transcripts (Hearing, Deposition, etc.)	
Computer Research	115.90
Messenger Delivery	
Photocopies – In House	34.4
Photocopies – Outside	
Postage	.48
Service of Process	
Telephone/Telecopier	
Travel (Airfare, Ground Travel, Meals, Lodging, etc.)	
TOTAL:	\$150.78