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*Class Counsel for Indirect Purchaser Plaintiffs*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**IN RE: CAPACITORS ANTITRUST  
LITIGATION**

**THIS DOCUMENT RELATES TO:  
ALL INDIRECT PURCHASER ACTIONS**

**MASTER FILE NO. 14-cv-03264-JD**

**DECLARATION OF R. ALEXANDER  
SAVERI IN SUPPORT OF CLASS  
COUNSEL’S APPLICATION FOR  
ATTORNEYS’ FEES AND  
REIMBURSEMENT OF EXPENSES  
SUBMITTED ON BEHALF OF SAVERI  
& SAVERI, INC.**

**Date: October 18, 2018  
Time: 10:00 a.m.  
Place: Courtroom 11, 19<sup>th</sup> Floor**

Judge: Hon. James Donato

1 I, R. ALEXANDER SAVERI, declare and state as follows:

2 1. I am Managing Partner of Saveri & Saveri, Inc. (hereinafter referred to as “the  
3 Saveri Firm”), Counsel for Indirect Purchaser Plaintiffs (“IPPs” or “Plaintiffs”) in this action. I  
4 submit this declaration in support of Class Counsel’s interim application for attorneys’ fees and  
5 reimbursement of expenses reasonably incurred in connection with the services rendered in this  
6 litigation on behalf of the class. I make this declaration based on my personal knowledge and if  
7 called as a witness, I could and would competently testify to the matters stated herein. The time  
8 expended preparing this Declaration is not included.

9 2. I have reviewed the Court’s October 31, 2014 Order Appointing Interim Lead Class  
10 Counsel (Dkt. 319) (“Order”), including in particular the Order’s provisions regarding fees, costs  
11 and expenses. The Saveri Firm has adhered to those provisions.

12 3. During the pendency of the litigation, the Saveri Firm acted as class counsel to IPPs.  
13 The Saveri Firm has prosecuted this litigation solely on a contingent-fee basis, and has been at risk  
14 that it would not receive any compensation for prosecuting claims against the defendants. While  
15 the Saveri Firm devoted its time and resources to this matter, it has foregone other legal work for  
16 which it would have been compensated.

17 4. During the course of this litigation, the Saveri Firm has been involved in the  
18 following activities on behalf of IPPs at the request and under the direction of Lead Counsel: The  
19 Saveri Firm was the primary IPP contact and took the lead in discovery related matters concerning  
20 the search and production of documents with the five defendants who were exclusively film  
21 capacitor manufacturers (Shinyei, Taitso, Okaya, Nitsuko, and Soshin). The meet and confer  
22 process with these defendants included negotiating custodians, search terms, responses to requests  
23 for production of documents and interrogatory responses. The Saveri Firm handled the negotiations  
24 with third party distributors (Mouser, TTI, Sager, Newark Element 14, and Allied Electronics) for  
25 transactional data for the experts. The Saveri Firm prepared for and defended three class  
26 representative depositions (Michael Brooks, Steve Wong, and J&O Electronics). The Saveri Firm  
27 prepared for and took 30(b)(6) depositions (Nichicon, Taitso and Elna) and merits depositions for  
28 the Taitso, Hitachi, Holystone, Matsuo, Nichicon, NCC, and Rubycon defendants. In addition, the

1 Saveri Firm participated in witness proffers for several defendants. The Saveri Firm also worked  
2 on the motion for class certification, including the review and analysis of expert reports.  
3 Additionally, the Saveri Firm has been involved in negotiations for and compelling production of  
4 ESI and the review of foreign language documents. One of the Saveri attorneys is fluent in  
5 Japanese, Chinese, and English. He was involved in developing search terms and document review  
6 protocols for search and review of foreign language documents and the preparation and taking of  
7 foreign language-speaking witness depositions. Finally, the Saveri Firm has prepared a Request for  
8 Entry of Default against Defendant Toshin Kogyo, Ltd.

9 5. Attached hereto as **Exhibit A** is my firm's total hours and lodestar, computed at  
10 historical rates, from October 1, 2016 through March 31, 2018. The total number of hours spent by  
11 the Saveri Firm during this period of time was 2,995, with a corresponding historical lodestar of  
12 \$1,545,032.50. This summary was prepared from contemporaneous, daily time records regularly  
13 prepared and maintained by the Saveri Firm. The lodestar amount reflected in Exhibit A is for  
14 work assigned by Lead Counsel, and was performed by professional staff at the Saveri Firm for the  
15 benefit of the IPP Class during the aforementioned time period.

16 6. All of the services performed by the Saveri Firm in connection with this litigation  
17 were reasonably necessary in the prosecution of this case. There has been no unnecessary  
18 duplication of services for which the Saveri Firm now seeks compensation. The lodestar  
19 calculations exclude time spent reading or reviewing work prepared by others or other information  
20 relating to the case unless related to preparation for or work on a matter specifically assigned to the  
21 Saveri Firm by Lead Counsel. The hourly rates for the attorneys and professional support staff in  
22 my firm included in Exhibit A are the usual and customary hourly rates charged by the Saveri  
23 Firm.

24 7. The Saveri Firm has expended a total of \$30,863.52 in unreimbursed costs and  
25 expenses in connection with the prosecution of this litigation from October 1, 2016 through March  
26 31, 2018. These costs and expenses are broken down in the chart attached hereto as **Exhibit B**.  
27 They were incurred on behalf of IPPs by the Saveri Firm on a contingent basis and have not been  
28

1 reimbursed. The expenses incurred in this action are reflected on the books and records of my firm.  
2 These books and records are prepared from expense vouchers, check records and other source  
3 materials and represent an accurate recordation of the expenses incurred. Expense documentation  
4 has been provided to Lead Counsel for review.

5 8. I have reviewed the time and expenses reported by my firm in this case which are  
6 included in this declaration, and I affirm that they are true and accurate to the best of my  
7 knowledge.

8 I declare under penalty of perjury under the laws of the United States of America that the  
9 foregoing is true and correct.

10  
11 Executed on July 23, 2018 at San Francisco, California.

12  
13 /s/ R. Alexander Saveri  
14 R. ALEXANDER SAVERI

**ATTESTATION**

I, Adam J. Zapala, hereby attest, pursuant to United States District Court, Northern District of California Civil Local Rule 5-1(i)(3), that concurrence to the filing of this document has been obtained from the signatory hereto.

By: /s/Adam J. Zapala  
Adam J. Zapala

# **EXHIBIT A**

*In re Capacitors Antitrust Litigation*  
Case No. 14-cv-03264-JD

**EXHIBIT A**

SAVERI & SAVERI, INC.

Hours Reported and Lodestar on a Historical Basis

October 1, 2016 – March 31, 2018

<b>Timekeeper</b>	<b>Professional Status</b>	<b>Hours</b>	<b>Rate</b>	<b>Total Lodestar</b>
Guido Saveri	P	57.50	\$950	\$54,625.00
Cadio Zirpoli	P	343.70	\$775	\$266,367.50
Cadio Zirpoli	P	500.30	\$650	\$325,195.00
David Hwu	A	466.60	\$525	\$244,965.00
David Hwu	A	1,329.10	\$400	\$531,640.00
David Hwu	A	116.40	\$350	\$40,740.00
Matthew Heaphy	A	.60	\$525	\$315.00
Matthew Heaphy	A	5.20	\$475	\$2,470.00
Sarah Van Culin	A	113.00	\$475	\$53,675.00
Sarah Van Culin	A	62.60	\$400	\$25,040.00
<b>Grand Total:</b>		<b>2,995.00</b>		<b>\$1,545,032.50</b>

# **EXHIBIT B**



*In re Capacitors Antitrust Litigation*

Case No. 14-cv-03264-JD

SAVERI &amp; SAVERI, INC.

Expenses Incurred

October 1, 2016 – March 31, 2018

<b>EXPENSE CATEGORY</b>	<b>AMOUNT INCURRED</b>
Assessments	\$0.00
Court Costs / Filing Fees	\$0.00
Experts / Consultants	\$0.00
Federal Express / UPS / Ontrac	\$0.00
Postage / U.S. Mail	\$0.98
Service of Process	\$0.00
Messenger / Delivery	\$0.00
Hearing Transcripts	\$0.00
Investigation	\$0.00
Lexis / Westlaw	\$540.60
Photocopies – In House	\$4,279.25
Photocopies – Outside	\$0.00
Telephone / Telecopier	\$1.86
Travel – Transportation	\$17,794.41
Travel - Hotels	\$7,501.14
Travel – Meals	\$745.28
<b>TOTAL:</b>	<b>\$30,863.52</b>