

**GUSTAFSON GLUEK PLLC**

Daniel E. Gustafson (Admitted *Pro Hac Vice*)

Daniel C. Hedlund (Admitted *Pro Hac Vice*)

Joseph C. Bourne (State Bar No. 308196)

Canadian Pacific Plaza

120 South Sixth Street, Suite 2600

Minneapolis, MN 55402

Telephone: (612) 333-8844

Fax: (612) 339-6622

dgustafson@gustafsongluek.com

dhedlund@gustafsongluek.com

jbourne@gustafsongluek.com

*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 DANIEL C.  
HEDLUND IN SUPPORT OF CLASS  
COUNSEL'S APPLICATION FOR  
ATTORNEYS' FEES AND  
REIMBURSEMENT OF EXPENSES  
SUBMITTED ON BEHALF OF  
GUSTAFSON GLUEK PLLC**

**Date: July 6, 2017**

**Time: 10:00 a.m.**

**Place: Courtroom 11, 19<sup>th</sup> Floor**

**Judge: Hon. James Donato**

1 I, Daniel C. Hedlund, declare and state as follows:

2 1. I am a member of Gustafson Gluek PLLC, Counsel for Indirect Purchaser Plaintiffs  
3 (“IPPs” or “Plaintiffs”) in this action. I submit this declaration in support of Class Counsel’s  
4 interim application for attorneys’ fees and reimbursement of expenses reasonably incurred in  
5 connection with the services rendered in this litigation on behalf of the class. I make this  
6 declaration based on my personal knowledge and if called as a witness, I could and would  
7 competently testify to the matters stated herein. The time expended preparing this Declaration is  
8 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 Firm has adhered to those provisions.

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

17 4. During the course of this litigation, Gustafson Gluek PLLC has been involved in the  
18 following activities on behalf of IPPs at the request and under the direction of Lead Counsel:  
19 responding to interrogatories and producing documents for Plaintiff Nebraska Dynamics, Inc.;  
20 preparation for and the defense of the deposition of Plaintiff Nebraska Dynamics, Inc.; serving  
21 subpoenas on third party distributors of capacitors seeking documents, including transaction-level  
22 data; meeting and conferring with third party distributors of capacitors to obtain their transaction-  
23 level data; drafting briefs and conducting motion practice to obtain third party distributors’  
24 transaction-level data; consulting with and offering feedback to IPPs’ expert, Dr. Russell Lamb,  
25 regarding the preparation of his expert report and reply report in support of IPPs’ motion for class  
26 certification; meeting with Dr. Lamb in preparation for his deposition; reviewing and coding  
27 documents produced by Defendants in this litigation; conducting factual investigation concerning  
28 involvement of Hitachi, Nippon Chemi-Con, Rubycon, and Panasonic Defendants’ involvement in

1 conspiracy; drafting factual allegations for third consolidated complaint concerning involvement of  
2 Hitachi, Nippon Chemi-Con, Rubycon, and Panasonic Defendants in conspiracy; preparing for and  
3 taking depositions of several of Defendants' individual and 30(b)(6) witnesses on FTAIA and  
4 liability issues.

5 5. Attached hereto as **Exhibit A** is my firm's total hours and lodestar, computed at  
6 historical rates, from November 1, 2014 through September 30, 2016. This period reflects the time  
7 spent after the appointment of Interim Lead Counsel in this litigation. The total number of hours  
8 spent by Gustafson Gluek PLLC during this period of time was 1,112.2, with a corresponding  
9 historical lodestar of \$588,323.00. This summary was prepared from contemporaneous, daily time  
10 records regularly prepared and maintained by Gustafson Gluek PLLC. The lodestar amount  
11 reflected in Exhibit A is for work assigned by Lead Counsel, and was performed by professional  
12 staff at my law firm for the benefit of the IPP Class.

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

21 7. Gustafson Gluek PLLC has expended a total of \$166,631.79 in unreimbursed costs  
22 and expenses in connection with the prosecution of this litigation from November 1, 2014 through  
23 September 30, 2016. These costs and expenses are broken down in the chart attached hereto as  
24 **Exhibit B**. They were incurred on behalf of IPPs by Gustafson Gluek PLLC on a contingent basis  
25 and have not been reimbursed. The expenses incurred in this action are reflected on the books and  
26 records of my firm. These books and records are prepared from expense vouchers, check records  
27  
28

1 and other source materials and represent an accurate recordation of the expenses incurred. Expense  
2 documentation has been provided to Lead Counsel for review.

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

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

8  
9 Executed on May 12, 2017 at Minneapolis, Minnesota.

10  
11 /s/ Daniel C. Hedlund  
Daniel C. Hedlund

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**ATTESTATION**

I, Steven N. Williams, 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/ Steven N. Williams  
Steven N. Williams

*In re Capacitors Antitrust Litigation*

Case No. 14-cv-03264-JD

**EXHIBIT A**

## GUSTAFSON GLUEK PLLC

Hours Reported and Lodestar on a Historical Basis

November 1, 2014 – September 30, 2016

<b>Timekeeper</b>	<b>Professional Status</b>	<b>Hours</b>	<b>Rate</b>	<b>Total Lodestar</b>
Daniel E. Gustafson	P	0.2	\$300	\$60.00
Daniel E. Gustafson	P	0.9	\$900	\$810.00
Daniel E. Gustafson	P	0.2	\$950	\$190.00
Daniel E. Gustafson	P	1.6	\$975	\$1560.00
Jason S. Kilene	P	0.5	\$700	\$350.00
Jason S. Kilene	P	31.5	\$750	\$23,625.00
Jason S. Kilene	P	41.7	\$800	\$33,360.00
Daniel C. Hedlund	P	1.0	\$300	\$300.00
Daniel C. Hedlund	P	1.7	\$700	\$1,190.00
Daniel C. Hedlund	P	123.7	\$750	\$92,775.00
Daniel C. Hedlund	P	200.7	\$800	\$160,560.00
Amanda M. Williams	P	3.6	\$600	\$2,160.00
Cathy K. Smith	P	1.2	\$300	\$360.00
Cathy K. Smith	P	0.3	\$500	\$150.00
Cathy K. Smith	P	46.5	\$525	\$24,412.50
Cathy K. Smith	P	0.7	\$575	\$402.50
David A. Goodwin	P	1.1	\$500	\$550.00
Michelle J. Looby	P	0.2	\$300	\$60.00
Michelle J. Looby	P	0.9	\$450	\$405.00
Joseph C. Bourne	A	0.9	\$300	\$270.00
Joseph C. Bourne	A	244.0	\$410	\$100,040.00
Joseph C. Bourne	A	171.8	\$435	\$74,733.00
Joshua J. Rissman	A	3.0	\$400	\$1,200.00
Joshua J. Rissman	A	4.3	\$425	\$1,827.50
Sara J. Payne	A	0.5	\$400	\$200.00
Sara J. Payne	A	7.4	\$425	\$3,145.00
Sara J. Payne	A	34.1	\$450	\$15,345.00
Daniel J. Nordin	A	2.3	\$375	\$862.50
Eric J. Taubel	A	10.3	\$375	\$3,862.50
Brittany N. Resch	A	76.9	\$300	\$23,070.00
Johanna Smith	A	19.3	\$300	\$5,790.00
Jamie L. Holzer	PL	36.3	\$175	\$6,352.50
Jamie L. Holzer	PL	38.2	\$200	\$7,640.00
Chelsea M. Noble	PL	4.7	\$150	\$705.00

*In re Capacitors Antitrust Litigation*

Case No. 14-cv-03264-JD

<b>Timekeeper</b>	<b>Professional Status</b>	<b>Hours</b>	<b>Rate</b>	<b>Total Lodestar</b>
<b>Grand Total:</b>		<b>1,112.2</b>		<b>\$588,323.00</b>

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

**EXHIBIT B**

GUSTAFSON GLUEK PLLC

Expenses Incurred

November 1, 2014 – September 30, 2016

<b>EXPENSE CATEGORY</b>	<b>AMOUNT INCURRED</b>
Assessments	\$150,000.00
Court Costs / Filing Fees	\$1,248.15
Experts / Consultants	\$
Federal Express / UPS / Ontrac	\$233.26
Postage / U.S. Mail	\$16.72
Service of Process	\$3,081.13
Messenger / Delivery	\$
Hearing Transcripts	\$
Investigation	\$46.86
Lexis / Westlaw	\$797.81
Photocopies – In House	\$2,057.70
Photocopies – Outside	\$
Telephone / Telecopier	\$69.50
Travel – Transportation	\$6,212.45
Travel – Hotels	\$2,411.94
Travel – Meals	\$456.27
<b>TOTAL:</b>	<b>\$166,631.79</b>