

EXHIBIT 15-D

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

In re: NEXIUM (ESOMEPRAZOLE)
ANTITRUST LITIGATION

MDL No. 2409

C.A. No. 1:12-md-02409-WGY

This Document Relates To:

ALL DIRECT PURCHASER ACTIONS

**DECLARATION OF DAVID S. NALVEN IN SUPPORT OF
DIRECT PURCHASER PLAINTIFFS' MOTION FOR SERVICE AWARDS**

David S. Nalven, being sworn, declares as follows:

1. I am a partner at the law firm of Hagens Berman Sobol Shapiro LLP. I am admitted to practice in the Commonwealth of Massachusetts and State of New York and am admitted to the bar of this Court. I submit this declaration in support of Direct Purchaser Plaintiffs' Motion for Issuance of Service Awards and, in particular, the issuance of an award to direct purchaser class representative American Sales Company, LLC ("ASC").

2. My firm is counsel to ASC in this action. ASC is a wholly owned subsidiary of Ahold USA, Inc. ("Ahold"). Ahold owns and operates supermarket and retail pharmacy businesses in the Northeast and mid-Atlantic states such as Stop & Shop (Quincy, MA), Giant (Lancaster, PA), and others. ASC is the distribution arm for Ahold's health, beauty, and cosmetic products, including pharmaceutical products, that are sold in approximately 700 retail pharmacies located in Ahold supermarkets.

3. In the course of this action, ASC devoted extensive time, effort, and resources to fulfilling its duties as a named plaintiff and class representative.

4. ASC filed its complaint on September 13, 2012 with this Court and pursued the case individually and in concert with other direct purchaser class representatives through trial.

5. ASC searched for, retrieved, and produced documents and data responsive to defendants' request, ultimately producing close to 10,000 pages of documents and thousands of lines of purchase data. Fulfilling this responsibility diverted the attention of ASC's information technology professionals and occupied its computing resources ordinarily devoted to ASC's business activities.

6. In addition, a representative of ASC appeared for a full-day deposition and was examined by counsel for each defendant. Because the deposition was noticed pursuant to Rule 30(b)(6), the ASC representative was required to invest substantial time preparing for the deposition, reviewing documents from departments outside her own, and interviewing multiple employees.

7. Although ultimately not called as a witness at trial, the ASC representative invested time in preparation for trial, both in advance of the original trial date and again in advance of the continued date.

8. ASC also brought to the litigation knowledge of industry practices and the timing of generic entry, monitoring in particular the repeated delays in Ranbaxy's generic launch.

9. Throughout the litigation, ASC, including in particular its Director of Business Litigation and Pharmacy Purchasing Manager, monitored case developments through receipt of regular reports of counsel, special reports as needed, and key pleadings and decisions of the Court.

10. By agreeing to serve as a class representative in an action against its suppliers, and exposing itself to repercussions of being the public face of a high-stakes lawsuit, ASC also risked retaliation and other potential negative consequences. While ASC faced no retaliatory action by defendants, the risk of adverse consequences or lost opportunities cannot be dismissed.

11. Accordingly, the service awards requested to be issued to ASC and each other direct purchaser are reasonable and well-deserved.

Dated: September 15, 2015

Respectfully submitted

/s/ David S. Nalven

David S. Nalven, BBO no. 547220

CERTIFICATE OF SERVICE

I, David S. Nalven, hereby certify that I caused a copy of the foregoing to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: September 15, 2015

/s/ David S. Nalven

David S. Nalven