

EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

IN RE NAMENDA DIRECT PURCHASER ANTITRUST LITIGATION THIS DOCUMENT RELATES TO: All Direct Purchaser Actions	Case No. 1:15-cv-07488-CM-RWL
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**DECLARATION OF DAVID F. SORENSEN ON BEHALF OF
BERGER MONTAGUE PC IN SUPPORT OF CLASS COUNSEL’S MOTION FOR
ATTORNEYS’ FEES, REIMBURSEMENT OF EXPENSES AND INCENTIVE AWARDS
FOR THE NAMED PLAINTIFFS**

David F. Sorensen, subject to the penalties of perjury provided by 18 U.S.C. § 1746, does hereby declare as follows:

1. I am a Managing Shareholder in the law firm Berger Montague PC, attorneys for Plaintiff Rochester Drug Co-Operative, Inc. and Co-Lead Counsel for the Direct Purchaser Class in the above-captioned case. I am admitted to practice *pro hac vice* in this matter. I submit this declaration in support of Direct Purchaser Plaintiffs’ Motion for Attorneys’ Fees, Reimbursement of Expenses, and Incentive Awards for the Named Plaintiffs.

2. During the course of this litigation, my firm has been involved in various activities on behalf of the Direct Purchaser Class. Chief among those activities were:

- Investigating the case and helping to prepare Rochester Drug Co-Operative, Inc.’s complaint in this matter;
- Drafting sections of Plaintiffs’ Motion for Collateral Estoppel and Partial Summary Judgment on Count One;
- Participating in negotiations with counsel for defendants concerning various procedural orders and stipulations in the case;
- Reviewing, analyzing, and digesting hundreds of thousands of pages of documents and data produced by defendants (and third parties), and participating

in all aspects of discovery on economic matters and damages, and relating to class certification;

- Pursuing certain third parties for discovery in this case, which involved the preparation of two motions to compel and a motion to transfer a subpoena proceeding to the Southern District of New York;
- Working with economic experts regarding the underlying theories of antitrust violation, class certification, economic impact, and assessment of damages;
- Deposing three fact witnesses and one defense expert, and defending four expert depositions (involving three experts; one expert was deposed twice);
- Drafting papers in support of the motion for class certification, responding to defendants' opposition papers, responding to questions from the Court regarding class certification, and opposing defendants' Rule 23(f) petition;
- Participating in drafting various briefs and related filings, including: the opposition to Defendants' motion for summary judgment; oppositions to *Daubert* motions; affirmative *Daubert* motions; affirmative motions *in limine*; oppositions to Forest's motions *in limine*; and briefing regarding the meaning of "large" under *FTC v. Actavis, Inc.* 570 U.S. 136 (2013);
- Selecting and preparing economic evidence for inclusion in Plaintiffs' exhibit lists, deposition designations, and other final pretrial submissions filed in January 2018, and revising those submissions in accordance with the Court's directives for re-submission in April 2019; and taking the lead role in drafting proposed jury instructions;
- Preparing direct and cross-examinations and exhibits for trial, scheduled to begin in October 2019; and
- Participating in settlement discussions with defendants through multiple rounds of mediation, which resulted in the \$750 million settlement.

3. All attorneys, paralegals and staff at my firm were instructed to keep contemporaneous time records reflecting their time spent on this case and did so.

4. The schedule below reports the time spent by my firm's attorneys, paralegals, and staff in this case from inception until the time of this motion, excluding time relating to this motion. All hourly rates are as of December 31, 2019, unless a person had left the firm previously, in which case the rate is the person's rate as of the time of departure from the firm.

Professional's Name	Position/Status	Total Hours	Hourly Rate as of Dec. 31, 2019	Total Lodestar
Sorensen, David	Managing Shareholder	1,441.90	\$940	\$1,355,386.00
Parker, Phyllis	Shareholder	1,878.10	\$635	\$1,192,593.5
Noteware, Ellen	Shareholder	1,152.30	\$705	\$812,371.50
Coslett, Caitlin	Shareholder	70.5	\$590	\$41,595.00
Curley, Andrew	Shareholder	7.3	\$645	\$4,708.50
Clairmont, Joy	Shareholder	0.3	\$635	\$190.50
Simons, Daniel	Senior Counsel	3,542.90	\$640	\$2,267,456.00
Schwartz, Richard	Senior Counsel	8.3	\$510	\$4,233.00
Urban, Nicholas	Associate	967.5	\$530	\$512,775.00
Ripley, Josh	Associate	15.9	\$420	\$6,678.00
Chaudhury, Aurelia	Associate	13.3	\$400	\$5,320.00
Sauder, Karissa	Former Associate (as of 1/20)	3.2	\$410	\$1,312.00
Listwa, Daniel	Staff Attorney	523.9	\$500	\$261,950.00
Bucher, Matthew	Contract Attorney	131	\$360	\$47,160.00
Tyson, Steven	Contract Attorney	45.3	\$400	\$18,120.00
Shappell, David	Former Paralegal (as of 6/19)	921.2	\$310	\$285,572.00
Werwinski, Diane	Paralegal	714.1	\$340	\$242,794.00
Arteaga, Alexandra	Paralegal	181	\$310	\$56,110.00
Frohbergh, Patricia	Former Paralegal (Contract Paralegal as of 5/17)	417.8	\$345	\$144,141.00
Kerr, Joseph	Former Paralegal (as of 7/18)	275.5	\$305 (2018 rate)	\$84,027.50
Matteo, Shawn	Former Paralegal (as of 7/17)	88	\$330 (2017 rate)	\$29,040.00
York, Elizabeth	Paralegal	22.3	\$340	\$7,582.00
Stein, Mark	Director of Research	13.5	\$340	\$4,590.00
Choe, Caroline	Paralegal	2.3	\$300	\$690.00
Filbert, David	Paralegal	0.7	\$340	\$238.00
Green, Ruben	Paralegal	3.5	\$285	\$997.50
Magnus, Eleanor	Legal Assistant	20.6	\$160	\$3,296.00
Fox, Barry	Senior Software Engineer	5	\$83.49	\$417.45
Rajendran, Arun	Database Analyst	1.3	\$43	\$55.90
McCollum, Sandy	Litigation Support Manager	2.3	\$57.50	\$132.25
Totals:		12,470.80		\$7,391,532.60

5. My firm has also incurred a total of \$1,091,301.87 in unreimbursed expenses in connection with the prosecution of the litigation. These expenses were reasonably and necessarily incurred in connection with this litigation and include:

Expense	Amount
Court reporter	\$725.00
Document database	\$96,406.73
Filing fees/court costs	\$797.00
Litigation fund assessment	\$848,000.00
Postage/air express/messengers	\$1,752.23
Reproduction costs (outside vendor)	\$59,237.27
Research and datasets	\$36,612.37
Telephone/teleconference/facsimile	\$517.70
Travel/hotel/meals	\$47,253.57
Total:	\$1,091,301.87

6. The expenses incurred in this action are also reflected on the books and records of my firm. These books and records are prepared from expense vouchers, receipts and other source material and accurately record the expenses incurred.

7. Pursuant to 28 U.S.C. § 1746, I declare under the penalties of perjury that the foregoing is true and correct.

Executed this 6th day of March, 2020.


David F. Sorensen