

EXHIBIT B

**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 PETER KOHN ON BEHALF OF FARUQI & FARUQI LLP
IN SUPPORT OF CLASS COUNSEL’S MOTION FOR ATTORNEYS’ FEES,
REIMBURSEMENT OF EXPENSES AND INCENTIVE AWARDS FOR THE NAMED
PLAINTIFFS**

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

1. I am a partner in the law firm Faruqi & Faruqi LLP, attorneys for Plaintiff Rochester Drug Co-Operative, Inc. (“RDC”), and one of the firms representing 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 Class Counsel’s 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 are:

- Investigation of the case and preparing the complaint on behalf of RDC;
- Drafting discovery requests directed to Defendants;
- Drafting subpoenas directed to third parties;
- Engaging in meet and confers with third parties regarding subpoenas;
- Drafting discovery responses and conducting document review for responsive discovery on behalf of RDC;
- Preparing for and defending the Rule 30(b)(6) deposition of RDC;

- Reviewing documents and other materials, and assisting in preparing for and taking depositions of fact witnesses, as they pertained to causation and generic entry, including Maureen Cavanaugh, Lauren Rabinovic, Jinping McCormick, and Robert Lahman;
- Assisting expert witnesses Russell Lamb, Ph.D. and Ernst Berndt, Ph.D. in connection with their expert reports;
- Preparing for and defending the depositions of Drs. Lamb and Berndt;
- Preparing for and taking the deposition of Defendants' economic expert Lona Fowdur, Ph.D.;
- Drafting and assisting in drafting briefing (1) in opposition to Defendants' motion to dismiss; (2) in opposition to Defendants' motion to disqualify Drs. Lamb and Berndt; (3) in support of Plaintiffs' motions for partial summary judgment; (4) in support of Plaintiffs' motion for class certification and in opposition to Defendants' Rule 23(f) petition; (5) in opposition to Defendants' *Daubert* motions and motion for summary judgment; (6) in support of Plaintiffs' motions *in limine*; (7) in opposition to Defendants' motions *in limine*; and (8) in support of Plaintiffs' positions in various trial briefing disputes;
- Preparing for trial, including designating deposition testimony, identifying and assembling trial exhibits, drafting proposed jury instructions, reviewing and objecting to Defendants' designated testimony and proposed trial exhibits, and preparing other materials in connection with the original and amended pretrial order; and
- Preparing for live witnesses at trial, including (1) drafting trial examinations, preparing demonstratives, and selecting trial exhibits for Dr. Berndt; and (2) drafting cross examination for Dr. Fowdur, and anticipated witnesses for the Phase 2 part of the trial, including Brenton Saunders, Lei Meng, Mark Devlin, Julie Snyder, Dr. Marco Taglietti, James Finchen, June Bray, Dr. Lu-Marie Polivka-West, Dr. Barry Rovner, William Kane, William Meury, and assisting with preparation of outlines for other witnesses.

3. All attorneys and paralegals 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 and paralegals in this case from inception until the date of the within motion, excluding time relating to this motion:

Professional's Name	Position/Status	Total Hours	Hourly Rate as of 2019	Total Lodestar
Peter Kohn	Partner	1010.10	\$925.00	\$ 934,342.50
Joseph Lukens	Partner	2852.10	900.00	2,566,890.00
Adam Steinfeld	Partner	469.80	750.00	352,350.00
Bradley Demuth	Partner	34.20	775.00	26,505.00
Stephen Doherty	Counsel	1730.50	650.00	1,124,825.00
Neill Clark	Counsel	292.80	750.00	219,600.00
Elizabeth Silva	Former Associate	151.60	500.00	75,800.00
David Calvello	Associate	435.90	475.00	207,052.50
Kristyn Fields	Associate	2093.20	475.00	994,270.00
Andrew Coyle	Former Associate	173.00	400.00	69,200.00
Derek Behnke	Paralegal	31.70	400.00	12,680.00
Daniela Mercado	Former Paralegal	27.70	325.00	9,002.50
Michael LoBosco	Former Paralegal	23.30	325.00	7,572.50
Michelle Moyes	Former Paralegal	2.00	275.00	550.00
Anthony Aloise	Paralegal	41.50	350.00	14,525.00
Julianna Dietz	Former Paralegal	101.90	300.00	30,570.00
Timothy Thompson	Paralegal	222.80	275.00	61,270.00
Brian Giacalone	Paralegal	5.40	275.00	1,485.00
Totals:		9,699.5		\$ 6,708,490.00

5. My firm has also incurred a total of \$873,203.86 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
Filing fees/court costs	\$ 1,351.00
Reproduction costs (outside vendor)	34.56
Research and datasets	3,467.63
Telephone/teleconference/facsimile	447.52
Travel/hotel/meals	19,903.15
Litigation fund assessment	848,000.00
Total:	\$ 873,203.86

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 10th day of March, 2020.



PETER KOHN