

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

In re Novartis and Par Antitrust Litigation

1:18-cv-04361-AKH

This Document Relates to:

All Direct Purchaser Actions

**DECLARATION OF BRUCE E. GERSTEIN IN SUPPORT OF DIRECT PURCHASER
CLASS PLAINTIFFS' UNOPPOSED MOTION FOR CERTIFICATION OF A
SETTLEMENT CLASS, APPOINTMENT OF CLASS COUNSEL, PRELIMINARY
APPROVAL OF PROPOSED SETTLEMENT, APPROVAL OF THE FORM AND
MANNER OF NOTICE TO THE CLASS AND PROPOSED SCHEDULE FOR A
FAIRNESS HEARING**

I, Bruce E. Gerstein, am an attorney duly authorized to practice law in the State of New York and am admitted to practice before the United States District Court for the Southern District of New York. I am counsel for the Direct Plaintiff Class Plaintiffs ("Plaintiffs") in the above captioned litigation. I submit this declaration in support of Plaintiffs' Unopposed Motion for Certification of a Settlement Class, Appointment of Class Counsel, Preliminary Approval of Proposed Settlement, Approval of the Form and Manner of Notice to the Class and Proposed Schedule for a Fairness Hearing. I declare under penalty of perjury, that the forgoing is true and correct:

1. Attached as Exhibit 1 is a true and correct copy of Plaintiffs' Settlement Agreement with Novartis Pharmaceuticals Corporation and Novartis AG.
2. Attached as Exhibit 2 is a true and correct copy of Plaintiffs' Proposed Plan of Allocation.

3. Attached as Exhibit 3 is a true and correct copy of the Declaration of Jeffrey J. Leitzinger, Ph.D. Related to Proposed Allocation Plan and Net Settlement Fund Allocation.

Dated: December 28, 2022

Respectfully Submitted,

/s/ Bruce E. Gerstein
Bruce E. Gerstein

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on December 28, 2022 the foregoing document was served on all counsel via the Court's ECF system or via email.

Dated: December 28, 2022

/s/ Bruce E. Gerstein
Bruce E. Gerstein