

# **EXHIBIT H**

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

**IN RE: LIPITOR ANTITRUST  
LITIGATION**

**THIS DOCUMENT RELATES TO:**

*All Direct Purchaser Class Actions*

**MDL No. 2332**

**Master Docket No. 3:12-cv-2389  
(PGS/JBD)**

**DECLARATION OF JOHN D. RADICE ON BEHALF OF THE RADICE  
LAW FIRM, PC IN SUPPORT OF DIRECT PURCHASER CLASS  
COUNSEL'S MOTION FOR ATTORNEYS' FEES, REIMBURSEMENT OF  
EXPENSES AND SERVICE AWARDS FOR THE NAMED PLAINTIFFS**

I, John D. Radice, subject to the penalties of perjury provided by 18 U.S.C. § 1746, hereby declare as follows:

1. I am a Partner at the Radice Law Firm, PC. I submit this declaration in support of Direct Purchaser Class Counsel's Motion for Attorneys' Fees, Reimbursement of Expenses and Service Awards for the Named Plaintiffs.

2. During the course of this litigation, my firm has been involved in the following activities on behalf of the Direct Purchaser Class:

- Engaged numerous third parties in discovery, including drafting subpoenas and meeting and conferring and reviewing materials from same;
- Drafted FOIA requests and analyzed productions from same;
- Compiled various materials and crafted causation analysis; and

- Reviewed and summarized documents.

3. In accordance with the Court’s Order on Procedures and Guidelines for Direct Purchaser Plaintiffs’ Counsel’s Time and Expense Submissions (ECF No. 806) (“Time and Expense Order”), all attorneys, paralegals and other support staff at my firm were instructed to keep contemporaneous time records reflecting their time spent on this case, and did so. My firm also kept books and records concerning the expenses my firm necessarily incurred in the prosecution of this litigation, prepared from receipts and other source material.

4. The schedule below reports the time spent by my firm’s attorneys, paralegals and other support staff from inception until February 7, 2024 (the date that the settlement was executed) and time thereafter related only to the settlement. This submission does not include time relating to this motion. In accordance with the Time and Expense Order, all hourly rates are reported below at both then-current (*i.e.*, historical) billing rates and at current billing rates, and contract attorneys have been billed at no more than \$250 per hour.<sup>1</sup>

<b>Professional</b>	<b>Position</b>	<b>Hours</b>	<b>Lodestar Historical Rates</b>	<b>Lodestar Current Rates</b>
J. Radice	P	4.0	\$2,780	\$3,780
L. Smith	P	267.9	\$154,098	\$210,302
C. Craddock	P	308.8	\$177,803	\$242,408

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<sup>1</sup> Former employees are identified with an asterisk.

E. Kane	OC	152.8	\$79,456	\$79,456
E. Blanco	OC	30.8	\$11,712	\$16,016
<b>Total:</b>		<b>764.3</b>	<b>\$425,876</b>	<b>\$551,962</b>

5. My firm incurred a total of \$1,303.39 in unreimbursed expenses, as set forth in the following table<sup>2</sup>:

Expense	Amount
Court reporting/transcription services	
Filing fees	\$1,303.39
Litigation Fund Contributions	
Postage/FedEx	
Telephone	
Photocopying	
Travel/hotel/meals	
Legal research and datasets	
<b>Total</b>	<b>\$1,303.39</b>

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<sup>2</sup> In accordance with the Time and Expense Order, postage/FedEx are reported at actual cost; the above telephone expenses do not include general subscription or monthly lease costs associated with long-distance services and cellular phones; the maximum charge for photocopying is \$0.25 per page; and for any travel mileage, the IRS rules for mileage maximums were applied.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 18th day of April, 2024

/s/ John D. Radice