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12 *Co-Lead Class Counsel for Indirect-Purchaser Plaintiffs*

13
 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**
 16 **SAN FRANCISCO DIVISION**

17 IN RE TFT-LCD (FLAT PANEL)) Case No. 3:07-MD-1827 SI
 ANTITRUST LITIGATION) MDL No. 1827
)

18)
 19 This Document Relates to:) **[PROPOSED] ORDER RE:**
 20 All Indirect-Purchaser Actions;) **DISTRIBUTION FROM ESCROW**
) **FUNDS FOR CLAIMS**
) **ADMINISTRATION**

21 *State of Missouri, et al. v. AU Optronics*)
Corporation, et al., Case No. 10-cv-3619;)
)
 22 *State of Florida v. AU Optronics Corporation,*)
et al., Case No. 10-cv-3517; and)
 23)
 24 *State of New York v. AU Optronics*)
Corporation, et al., Case No. 11-cv-0711.)
)

The Honorable Susan Illston

[PROPOSED] ORDER RE: DISTRIBUTION FROM ESCROW FUNDS FOR CLAIMS ADMINISTRATION

1 WHEREAS, on December 27, 2011, the Court granted final approval to settlements
2 between the Indirect-Purchaser Plaintiffs (“IPPs”) and the States of Arkansas, California,
3 Florida, Michigan, Missouri, New York, West Virginia, and Wisconsin (“Settling States”) on the
4 one hand, and defendants Chimei, Chunghwa, Epson, HannStar, Hitachi, Samsung and Sharp, as
5 identified in the respective Settlement Agreements, and inclusive of related entities also
6 identified in the respective Settlement Agreements (collectively, “Group-I Settling Defendants”),
7 on the other hand; and

8 WHEREAS, on July 30, 2012, the Court granted preliminary approval to the settlements
9 between IPPs and the Settling States, and defendants AUO, LG and Toshiba, as identified in the
10 respective Settlement Agreements (collectively, “Group-II Settling Defendants” and with the
11 Group-I Settling Defendants referred to hereafter as “All Settling Defendants”), on the other
12 hand; and

13 WHEREAS, the Settlement Agreements with All Settling Defendants provide that the
14 costs of administration of the claims process shall be paid from the Settlement Fund of each
15 Settling Defendant, *pro rata*, based on each Settling Defendant’s Settlement Amount; and

16 WHEREAS, the cost of claims administration invoiced by Rust Consulting is \$83,884.55
17 (see Exhibit 1 attached hereto); and

18 WHEREAS, pursuant to the Settlement Agreements the following amounts may be
19 deducted from each Settling Defendant’s Settlement Fund to pay such costs of claims
20 administration:

21	Chimei	\$8,548.75
22	Chunghwa	\$411.27
23	Epson	\$220.95
24	HannStar	\$1,988.47
25	Hitachi	\$3,021.64
26	Samsung	\$18,605.60
27	Sharp	\$8,953.94
28	AUO	\$12,520.02

1	LG	\$27,985.92
2	<u>Toshiba</u>	<u>\$1,627.99</u>
3	TOTAL	\$83,884.55

4 WHEREAS, Well Fargo Bank, N.A. has informed the parties that it requires an order
5 from the Court before it will distribute payment for these additional costs;

6 THEREFORE, IT IS HEREBY ORDERED that Wells Fargo Bank, N.A. shall wire
7 **\$83,884.55** to the following account:

8 Bank of Texas
9 ABA/Routing # 111014325
10 Account # 8093434387
11 Account Name: Rust Consulting
12 Reference # 128325
13 Federal Tax ID # 41-1813634
14 Bank Contact: Mayra Landeros, (214) 987-8817

15 The balance of funds in the demand-deposit account, if any, shall be retained for
16 additional costs as they are incurred.

17
18 **IT IS SO ORDERED.**

19
20 Dated: June 10, 2014



Hon. Susan Illston
United States District Judge

21
22
23
24
25
26
27 3254930v1

EXHIBIT 1



Invoice

625 MARQUETTE AVENUE, SUITE 880
 MINNEAPOLIS, MN 55402
 P 612.359.2000 | F 612.359.2050
 WWW.RUSTCONSULTING.COM
 FEDERAL ID #: 41-1813634

DATE: 05/14/14
 INVOICE #: 14-8162
 MATTER #: 8292

TO: Francis O. Scarpulla
 Zelle Hofmann Voelbel & Mason LLP
 44 Montgomery Street
 Suite 3400
 San Francisco, CA 94104
fscarpulla@zelle.com
jdc@coopkirk.com

PROJECT
<i>LCD Indirect</i>
<i>April 2014 Claims Administration Services</i>

Project Database	\$	995.50
Project Management		5,474.00
Technical Consulting		322.50
Initial Notice		186.98
Email Notification		149.94
Follow-Up Notice		1,345.85
Print & Mail		59.80
Website - Dynamic		229.50
Website Modification		440.50
Document Receipting		209.00
Claim Forms Submitted (328 @ \$0.15 each)		49.20
Scanning		376.29
Correspondence/ Admin Mail		5,624.67
Data Capture		4,231.30
Claims Validation & Audits		38,082.35
Deficiency Claim Processing		4,392.45
Deficiency Notification		6,809.53
Mailroom & Data Capture Management		94.76
Call Center Support		3,479.69
	SUBTOTAL	72,553.81

Expenses: Other Charges and Out-of-Pocket Costs		
Email Blast (210,852 @ \$0.03)		6,325.56
Call Center/ Telecommunications		2,644.62
Postage/ Federal Express		246.85
Shredding/ Storage		992.19
Printing		701.02
Address Traces		120.50
Website Hosting		300.00
	SUBTOTAL	11,330.74

		TOTAL INVOICE	\$ 83,884.55
		OUTSTANDING INVOICE(S)	\$ 127,003.55
		TOTAL DUE	\$ 210,888.10

PAYMENT TERMS: NET DUE UPON RECEIPT

WIRE INFORMATION

ACCOUNT #: 8093434387
 ABA/ROUTING # WIRE or ACH: 111014325
 BANK: BANK OF TEXAS, DALLAS, TX 75225
 BANK CONTACT: MAYRA LANDEROS 214.987.8817
 REFERENCE: INVOICE NUMBER

RUST

PAYMENT MAILING ADDRESS:
 P O BOX 142589
 DRAWER #9051
 Irving, TX 75014-2589



DATE: 05/14/14
INVOICE #: 14-8190
MATTER #: 8292

STATEMENT OF ACCOUNT

Current Invoice Period: April 2014 Claims Administration Services

Total Current Invoice \$ 83,884.55

OUTSTANDING INVOICES:

Date	Invoice #	Amount	Payments	Balance
03/27/14	148111	60,975.95		60,975.95
04/21/14	148190	66,027.60		66,027.60

PREVIOUS BALANCE DUE \$ 127,003.55

Total Amount Due \$ 210,888.10

WIRE INFORMATION

ACCOUNT #: 8093434387
ABA/ROUTING # WIRE or ACH: 111014325
BANK: BANK OF TEXAS, DALLAS, TX 75225
BANK CONTACT: MAYRA LANDEROS 214.987.8817
REFERENCE: INVOICE NUMBER

RUST

PAYMENT MAILING ADDRESS:

P O BOX 142589
DRAWER #9051
Irving, TX 75014-2589

PAYMENT TERMS: NET DUE UPON RECEIPT

Inv# 148162
Date May 14, 2014
Client Number 8292

Zelle Hofmann Voelbel & Mason LLP
44 Montgomery Street
Suite 3400
San Francisco, CA 94104
fscarpulla@zelle.com
jdc@coopkirk.com

Re: LCD Indirect - Project Database 829202

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Brant Story	BS	195.00	0.70	136.50
Greg Brown	GSB	147.00	0.50	73.50
Rebecca Zoubek	RZ	96.00	1.30	124.80
Roso Suarez	RS	190.00	3.40	646.00
Sondra Weikert	SW	147.00	0.10	14.70

Total Fees: 995.50

Total Services 995.50

Total Expenses .00

Total This Matter 995.50

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Project Management 829206

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
April Hyduk	AH	195.00	0.50	97.50
Danielle Cook	DC	93.00	0.30	27.90
Justin Honse	JH	170.00	9.90	1,683.00
Robin Niemiec	RN	215.00	5.70	1,225.50
Robin Weiss	RW	93.00	0.10	9.30
Roso Suarez	RS	190.00	0.80	152.00
Sandra Peters	SP	195.00	7.30	1,423.50
Sondra Weikert	SW	147.00	4.60	676.20
Sylvia Nettles	SN	96.00	0.80	76.80
Travis Duarte	TD	93.00	1.10	102.30
Total Fees:				5,474.00

Total Services 5,474.00

Total Expenses ----- .00

Total This Matter ----- 5,474.00

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Technical Consulting 829207

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Blair Boehm	BB	170.00	0.20	34.00
Hai Bui	HB	147.00	0.60	88.20
Jason Moberg	JM	170.00	0.20	34.00
Lee Anderson	LA	147.00	0.90	132.30
Michael Oanes	MO	170.00	0.20	34.00
Total Fees:				322.50

Total Services 322.50

Total Expenses .00

Total This Matter 322.50

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Initial Notice 829211

For Professional Services Rendered:

TIMEKEEPER			RATE	HOURS	FEEES
Processor	244	244	55.00	2.09	114.95
Derrick Wersal		DW	147.00	0.49	72.03
Total Fees:					186.98

Total Services 186.98

Total Expenses ----- .00

Total This Matter ----- 186.98

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Email Notification 829212

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Derrick Wersal	DW	147.00	1.02	149.94
Total Fees:				149.94

Total Services 149.94

Total Expenses .00

Total This Matter 149.94

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Follow-Up Notice 829213

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEE
Brittany Flom	BF	147.00	0.55	80.85
Garret Hovey	GH	180.00	1.75	315.00
Roso Suarez	RS	190.00	5.00	950.00
Total Fees:				1,345.85

Total Services 1,345.85

Total Expenses .00

Total This Matter 1,345.85

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Print & Mail 829215

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Julie Zitzmann	JZ	130.00	0.17	22.10
Lucretia Hassing	LH	130.00	0.29	37.70
Total Fees:				59.80

Total Services 59.80

Total Expenses ----- .00

Total This Matter ----- 59.80

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Website - Dynamic 829222

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Daniel Hanson	DH	170.00	1.35	229.50
Total Fees:				229.50

Total Services 229.50

Total Expenses .00

Total This Matter 229.50

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Website Modification 829223

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Greg Brown	GSB	147.00	0.20	29.40
Hai Bui	HB	147.00	0.30	44.10
Roso Suarez	RS	190.00	0.80	152.00
Venkata Gopagari	VG	215.00	1.00	215.00
Total Fees:				440.50

Total Services 440.50

Total Expenses .00

Total This Matter 440.50

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Document Receipting 829230

For Professional Services Rendered:

TIMEKEEPER			RATE	HOURS	FEEES
Processor	244	244	55.00	3.80	209.00
Total Fees:					209.00

Total Services 209.00

Total Expenses .00

Total This Matter 209.00

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Scanning 829231

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Scan Image Processor	144	55.00	4.59	252.45
Jace Krause	JK	96.00	1.29	123.84
Total Fees:				376.29

Total Services 376.29

Total Expenses .00

Total This Matter 376.29

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Correspondence/Admin Mail 829232

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Doreen McGinley	DM	130.00	40.80	5,304.00
Sandra Peters	SP	195.00	0.60	117.00
Travis Duarte	TD	93.00	2.19	203.67
Total Fees:				5,624.67

Total Services 5,624.67

Total Expenses .00

Total This Matter 5,624.67

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Data Capture 829234

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Data Capture Processor	144	55.00	2.97	163.35
Danielle Cook	DC	93.00	2.40	223.20
Doreen McGinley	DM	130.00	29.20	3,796.00
Kalene Jones	KLJ	195.00	0.25	48.75
Total Fees:				4,231.30

Total Services 4,231.30

Total Expenses .00

Total This Matter 4,231.30

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Claims Validation & Audits 829236

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEE
April Hyduk	AH	195.00	0.20	39.00
Chandra Ramsaran	CR	93.00	10.05	934.65
Danielle Cook	DC	93.00	119.80	11,141.40
Doreen McGinley	DM	130.00	15.70	2,041.00
JoAnn Calderin	JC	93.00	42.80	3,980.40
Justin Honse	JH	170.00	4.30	731.00
Mary Schoenherr	MS	130.00	3.50	455.00
Paul Vedder	PV	147.00	5.60	823.20
Robin Weiss	RW	93.00	26.30	2,445.90
Sandra Peters	SP	195.00	56.98	11,111.10
Sondra Weikert	SW	147.00	24.10	3,542.70
Travis Duarte	TD	93.00	9.00	837.00
Total Fees:				38,082.35

Total Services 38,082.35

Total Expenses .00

Total This Matter 38,082.35

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Deficiency Claim Processing 829237

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Doreen McGinley	DM	130.00	20.70	2,691.00
Sandra Peters	SP	195.00	3.75	731.25
Sondra Weikert	SW	147.00	6.60	970.20
Total Fees:				4,392.45

Total Services 4,392.45

Total Expenses .00

Total This Matter 4,392.45

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Deficiency Notification

829238

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
Christy Gilman	CG	195.00	0.10	19.50
Derrick Wersal	DW	147.00	0.39	57.33
Elizabeth Sammons	ES	130.00	2.61	339.30
Joel Cooper	JC	180.00	1.30	234.00
Julie Zitzmann	JZ	130.00	4.75	617.50
Justin Honse	JH	170.00	3.00	510.00
Nathan Neely	NN	180.00	1.77	318.60
Sandra Peters	SP	195.00	9.00	1,755.00
Sondra Weikert	SW	147.00	19.70	2,895.90
Thomas Bauer	TB	130.00	0.48	62.40
Total Fees:				6,809.53

Total Services 6,809.53

Total Expenses .00

Total This Matter 6,809.53

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Mailroom & Data Capture Management 829239

For Professional Services Rendered:

TIMEKEEPER			RATE	HOURS	FEE
Administration	294	294	63.00	0.02	1.26
Mailroom Processor		151144	55.00	1.70	93.50
Total Fees:					94.76

Total Services 94.76

Total Expenses ----- .00

Total This Matter ----- 94.76

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Call Center Support 829247

For Professional Services Rendered:

TIMEKEEPER		RATE	HOURS	FEEES
CSR	240	53.00	8.78	465.34
April Hyduk	AH	195.00	0.10	19.50
Danielle Cook	DC	93.00	7.10	660.30
Doreen McGinley	DM	130.00	0.40	52.00
Mary Schoenherr	MS	130.00	6.00	780.00
Rebecca Hensel	RH	96.00	1.16	111.36
Robin Niemiec	RN	215.00	0.60	129.00
Robin Weiss	RW	93.00	6.20	576.60
Sandra Peters	SP	195.00	0.70	136.50
Sondra Weikert	SW	147.00	3.40	499.80
Travis Duarte	TD	93.00	0.53	49.29
Total Fees:				3,479.69

Total Services 3,479.69

Total Expenses .00

Total This Matter 3,479.69

Inv# 148162
Date May 14, 2014
Client Number 8292

Re: LCD Indirect - Expenses 829290
For Professional Services Rendered:

Expense Detail:

Reference	Date	Description	Amount
-----	----	-----	-----
Call Center/Telecommunications			
	04/28/14	Conference Calls 223.08 Minutes	111.54
	04/29/14	Live Call Center Support; 109 Calls	1,340.00
	04/30/14	Long Distance 2483.8 Minutes	298.06
	04/30/14	Long Distance 12.7 Canadian Minutes	12.70
	04/30/14	Line Maintenance Charge Schedule	150.00
	04/30/14	IVR 1088.87 Minutes	457.32
	04/30/14	IVR System Charge	275.00
		Subtotal	2,644.62
Postage/Federal Express			
	04/28/14	Metered Postage; 30 pieces	15.74
	04/29/14	Weekly Mail Pickup	4.39
	04/30/14	Metered Postage	19.36
	04/30/14	Postage; 432 pieces	207.36
		Subtotal	246.85
Shredding/Storage			
	04/30/14	Storage and/or Shredding 44 Boxes	99.00
	04/30/14	Storage and/or Shredding 8 Boxes	18.00
	04/30/14	Storage and/or Shredding 7 Boxes	2.25
	04/30/14	Data Storage April 2014	872.94
		Subtotal	992.19
Printing			
	04/30/14	Printing	701.02
		Subtotal	701.02
Address Traces:			
	04/30/14	28 Undeliverable Postcards Forward	14.00

Inv# 148162
Date May 14, 2014
Client Number 8292

04/30/14 213 Undeliverable Notice

Subtotal 106.50
120.50

Website Hosting

04/29/14 Web Monitor & Host

Subtotal 300.00
300.00

Total Expenses 5,005.18

Total This Matter 5,005.18
