

# **EXHIBIT A**

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

IN RE EUROPEAN GOVERNMENT  
BONDS ANTITRUST LITIGATION

Lead Case No. 19-cv-2601

Hon. Victor Marrero

**DECLARATION OF DARYL F. SCOTT IN SUPPORT OF CO-LEAD COUNSEL'S  
MOTION FOR AWARD OF ATTORNEYS' FEES, LITIGATION EXPENSES, AND  
SERVICE AWARDS ON BEHALF OF SCOTT+SCOTT ATTORNEYS AT LAW LLP**

I, Daryl Scott, declare and state as follows:

1. I am a partner at the law firm Scott+Scott Attorneys at Law LLP. I submit this Declaration in support of Co-Lead Counsel's Motion for Award of Attorneys' Fees, Litigation Expenses, and Service Awards in connection with time spent and expenses incurred by my firm in connection with this litigation.

2. On April 26, 2019, the Court appointed Labaton Sucharow LLP, Scott+Scott Attorneys at Law LLP, and Lowey Dannenberg P.C. as interim co-lead counsel ("Co-Lead Counsel") for the proposed class in the above-captioned action (the "Litigation"). ECF No. 32. On April 23, 2021, the Court appointed Berman Tabacco as additional interim Co-Lead Counsel for the proposed class. ECF No. 200. On March 8, 2022, the Court granted DiCello Levitt LLP's motion to amend the appointment of Co-Lead Counsel to substitute DiCello Levitt for Labaton Sucharow. ECF No. 235.

3. My firm's submission of its time and expenses in this Declaration adheres to the reporting protocols established by Co-Lead Counsel on May 23, 2019.

4. My firm's work on behalf of Plaintiffs includes the following: originating the case, including pre-filing and continuing case investigation; drafting the complaint and the amended complaints; briefing leadership motions and case management issues; participating in meetings of

Co-Lead Counsel; opposing motions to dismiss; mediating, negotiating, and drafting settlement agreements and obtaining preliminary approval therefore; obtaining discovery from Defendants including document productions and transaction data; obtaining cooperation from prior settling Defendants including document productions and transaction data; coordinating document review; developing the plan of distribution in consultation with experts in class action notice and allocation plans, and obtaining preliminary approval therefor; liaising with the claims administrator in navigating the settlement process; and, engaging and working with experts and consultants on numerous aspects of the case. The specifics of these tasks are forth in the concurrently filed Joint Declaration of Patrick Coughlin, Vincent Briganti, Gregory S. Ascioffa, and Todd A. Seaver in Support of Motion for Final Approval of Class Action Settlement with Defendants and in Support of Motion for an Award of Attorneys' Fees, Litigation Expenses, and Service Awards.

5. My firm is counsel of record for Plaintiff Ohio Carpenters' Pension Fund ("Ohio Carpenters") who serves as a named plaintiff in the Litigation. Ohio Carpenters was actively engaged in the Litigation, working with my firm during the pleading, discovery, and settlement stages. Their efforts included, among other things, (i) receiving and reviewing quarterly updates from my firm regarding the Litigation; (ii) presenting overviews of developments in the Litigation to the Board of Directors; (iii) reviewing substantive pleadings, including the complaint(s), motions to dismiss, and settlement agreements; (iv) reviewing Defendants' discovery requests and assisting counsel to gather hard copies of documents located in Troy, Michigan; (v) assisting to produce transaction data related to their European Government Bond trading; and (vi) reviewing the adequacy of each proposed settlement and voting whether to approve such settlements. A service award, or even a request for one, was not at any time a condition for Ohio Carpenters' involvement in this action as a named plaintiff and class representative.

6. On April 19, 2024, the Court issued an Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. ECF No. 487. This award was based on work performed by Co-Lead Counsel from the inception of the Action through May 16, 2023 (when the Court preliminarily approved the Natixis and UniCredit settlements). Accordingly, in this Declaration, I present my firm's lodestar from May 17, 2023 through July 18, 2024 (the date that the Settlement was signed) in Exhibit 2 and our cumulative lodestar from inception of the Litigation through July 18, 2024 in Exhibit 1.

7. The billing rates for the partners, attorneys, and support staff align with the firm's standard billing rates for contingent cases. In this application, counsel is using its 2023 billing rates, which have been previously approved by this Court in Co-Lead Counsel's prior interim fee application. In instances where personnel are no longer employed by my firm, lodestar calculations are based on their final-year billing rates during their tenure with us. My firm's hours were calculated through an examination of contemporaneous time records regularly prepared and maintained by my firm. I have reviewed the accuracy of these time records and their relevance and have concluded they are reasonable and necessary for the prosecution of the Litigation. While conducting this review, I made adjustments to align certain entries with the reporting protocol established in this Litigation, as well as to adhere to the firm's policies and procedures. These adjustments were not only consistent with the firm's best practices but also beneficial to the class.

8. Exhibit 1 sets forth the time spent by partners, attorneys, and professional support staff of my firm, from inception of the Litigation through July 18, 2024, the date that the Settlement was signed. The hours spent by my firm for this period totals 6,618.5. The firm's lodestar for this period is \$5,479,737.50.

9. Exhibit 2 sets forth the time spent by partners, attorneys, and support staff of my firm, from May 17, 2023 through July 18, 2024. My firm's hours for this time period total 1,155.4. The firm's lodestar for this period is \$896,556.50.

10. Exhibit 3 sets forth the unreimbursed expenses my firm incurred in prosecuting the Litigation since May 17, 2023. Co-Lead Counsel received payment for litigation expenses paid or incurred between the inception of the Litigation and May 16, 2023, pursuant to the Court's April 19, 2024 Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. This declaration includes only expenses paid or incurred since May 17, 2023 which were not reimbursed pursuant to the April 19, 2024 Order.

11. To facilitate the sharing of expenses, Co-Lead Counsel contributed to a litigation fund, which my firm administered. Exhibit 4 sets forth paid or incurred expenses by the litigation fund, since May 17, 2023, totaling \$517,030.61. These unreimbursed expenses set forth in Exhibits 3 and 4, incurred on behalf of the Plaintiffs, are accurately reflected on the books and records of my firm and were prepared from expense vouchers, check records, and other source materials.

I declare under penalty of perjury, under the laws of the United States of America, that to the best of my knowledge, the foregoing is true and correct.

Executed on this 18th day of October, 2024 at Glen Allen, Virginia.



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Daryl F. Scott

**EXHIBIT 1 – S+S Time & Lodestar****Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601**Firm Name:** Scott+Scott Attorneys at Law LLP**Relevant Period:** Inception of Litigation through July 18, 2024

<b>PROFESSIONAL</b>	<b>STATUS</b>	<b>HOURLY RATE</b>	<b>TOTAL HOURS</b>	<b>TOTAL LODESTAR AT HOURLY RATES</b>
David Scott	P	\$1,595	70.00	\$ 111,650.00
Daryl Scott	P	\$1,495	79.50	\$ 118,852.50
Christopher Burke	P	\$1,395	514.50	\$ 717,727.50
Donald Broggi	P	\$1,395	289.00	\$ 403,155.00
Joseph Guglielmo	P	\$1,395	36.80	\$ 51,336.00
Amanda Lawrence	P	\$1,095	47.20	\$ 51,684.00
Kristen Anderson	OC	\$1,050	909.50	\$ 954,975.00
Patrick Coughlin	OC	\$1,595	261.70	\$ 417,411.50
Daniel Brockwell	A	\$520	970.30	\$ 504,556.00
Justin Batten	A	\$550	254.00	\$ 139,700.00
Kate Lv	A	\$675	37.50	\$ 25,312.50
Michelle Conston	A	\$695	1,230.30	\$ 855,058.50
Patrick Rodriguez	A	\$625	1,356.20	\$ 847,625.00
Jonathan Smallwood	A	\$695	151.50	\$ 105,292.50
J. Alex Vargas	I	\$675	23.50	\$ 15,862.50
Erin Dennehy	LC	\$395	35.30	\$ 13,943.50
Amy Weas	PL	\$395	18.00	\$ 7,110.00
Ellen Dewan	PL	\$415	205.30	\$ 85,199.50
Kimberly Jager	PL	\$415	21.50	\$ 8,922.50
Mara Waligurski	PL	\$415	15.30	\$ 6,349.50
Matt Molloy	PL	\$415	21.40	\$ 8,881.00
Sumner Caesar	PL	\$415	70.20	\$ 29,133.00
<b>TOTAL</b>			<b>6,618.5</b>	<b>\$ 5,479,737.50</b>

**EXHIBIT 2 – S+S Time & Lodestar**

**Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601  
**Firm Name:** Scott+Scott Attorneys at Law LLP  
**Relevant Period:** May 17, 2023 through July 18, 2024

<b>PROFESSIONAL</b>	<b>STATUS</b>	<b>HOURLY RATE</b>	<b>TOTAL HOURS</b>	<b>TOTAL LODESTAR AT HOURLY RATES</b>
Kristen Anderson	OC	\$1,050	102.80	\$ 107,940.00
Patrick Coughlin	OC	\$1,595	135.30	\$ 215,803.50
Daniel Brockwell	A	\$520	45.90	\$ 23,868.00
Michelle Conston	A	\$695	136.30	\$ 94,728.50
Patrick Rodriguez	A	\$625	511.60	\$ 319,750.00
Jonathan Smallwood	A	\$695	151.50	\$ 105,292.50
Erin Dennehy	LC	\$395	35.30	\$ 13,943.50
Mara Waligurski	PL	\$415	15.30	\$ 6,349.50
Matt Molloy	PL	\$415	21.40	\$ 8,881.00
<b>TOTAL</b>			<b>1,155.4</b>	<b>\$ 896,556.50</b>

**EXHIBIT 3 – S+S Expenses****Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601**Firm Name:** Scott+Scott Attorneys at Law LLP**Relevant Period:** May 17, 2023 through July 18, 2024

<b>EXPENSE</b>	<b>AMOUNT</b>
Consultant	\$ 1,400.00
Courier	\$ 746.77
Filing, Witness & Other Fees	\$ 203.00
On-Line Research	\$ 1,027.13
Photocopies	\$ 1,890.75
Transcript	\$ 12.00
Travel (Meals, Hotels & Transportation)	\$ 5,740.75
<b>TOTAL</b>	<b>\$ 11,020.40</b>



**EXHIBIT 4 – Litigation Fund Expenses****Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601**Relevant Period:** May 17, 2023 through July 18, 2024

<b>EXPENSE</b>	<b>AMOUNT</b>
Bank and Wire Fees	\$943.30
Experts/Consultants	\$509,810.71
Document Production	\$148.70
Service of Process and Translation Fees	\$6,127.90
<b>TOTAL</b>	<b>\$517,030.61</b>

# **EXHIBIT B**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

**IN RE EUROPEAN GOVERNMENT  
BONDS ANTITRUST LITIGATION**

Lead Case No. 19-cv-2601

Hon. Victor Marrero

**DECLARATION OF GREGORY S. ASCIOLLA IN SUPPORT OF CO-LEAD  
COUNSEL’S MOTION FOR AWARD OF ATTORNEYS’ FEES, LITIGATION  
EXPENSES, AND SERVICE AWARDS ON BEHALF OF DICELLO LEVITT LLP**

I, Gregory S. Ascioffa, declare and state as follows:

1. I am a partner at the law firm DiCello Levitt LLP. I submit this Declaration in support of Co-Lead Counsel’s Motion for Award of Attorneys’ Fees, Litigation Expenses, and Service Awards in connection with time spent and expenses incurred by my firm in connection with this litigation.

2. On April 26, 2019, the Court appointed Labaton Sucharow LLP, Scott+Scott Attorneys at Law LLP, and Lowey Dannenberg P.C. as interim co-lead counsel (“Co-Lead Counsel”) for the proposed class in the above-captioned action (the “Litigation”). ECF No. 32. On April 23, 2021, the Court appointed Berman Tabacco as additional interim Co-Lead Counsel for the proposed class. ECF No. 200. On March 8, 2022, the Court granted DiCello Levitt LLP’s motion to amend the appointment of Co-Lead Counsel to substitute DiCello Levitt for Labaton Sucharow. ECF No. 235.

3. My firm’s submission of its time and expenses in this Declaration adheres to the reporting protocols established by Co-Lead Counsel on May 23, 2019.

4. My firm has been involved in the following activities on behalf of Plaintiffs:

- Conducted a pre-filing investigation, and drafted and filed the first class action complaint;
- Drafted consolidated and amended complaints and conducted related research for claims therein;
- Worked with client to collect EGB trading data and other information, and analyzed transaction and counterparty information;
- Worked with experts and consultants to develop the claims and facts;
- Managed and organized the case, including status reports, protocols and case management orders;
- Participated in regular strategy meetings with Co-Lead Counsel;
- Opposed Defendants' motions to dismiss and for reconsideration, including related factual and legal research; and drafted various motions and briefs, including for leave to file the Fifth Amended Complaint;
- Mediated and negotiated settlements, including drafting settlement term sheets and settlement agreements;
- Drafted materials related to preliminary and final approval of settlements, including notices and plans of distribution; and
- Obtained, reviewed and analyzed materials from Defendants and publicly-available materials, including documents and transaction data produced through discovery requests and cooperation from Settling Defendants – in particular, chatroom communications by bond traders.

The specifics of these tasks are set forth in the concurrently filed Joint Declaration of Patrick Coughlin, Vincent Briganti, Gregory S. Ascioffa, and Todd A. Seaver in Support of Motion for Final Approval of Class Action Settlement with Defendants and in Support of Motion for an Award of Attorneys' Fees, Litigation Expenses, and Service Awards.

5. On May 19, 2024, the Court issued an Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. ECF No. 487. This award was based on work performed by Co-Lead Counsel from the inception of the Action through May 16, 2023 (when the Court preliminarily approved the Natixis and UniCredit settlements). Accordingly, in this Declaration, I

present my firm's lodestar from May 17, 2023 through July 18, 2024 (the date the Settlement was executed) in Exhibit 2 and our cumulative lodestar from inception of the Action through July 18, 2024 in Exhibit 1.

6. The billing rates for the partners, attorneys, and support staff align with the firm's standard billing rates for contingent cases. In this application, counsel is using its 2023 billing rates, which have been previously approved by this Court in Co-Lead Counsels' prior interim fee application. Some personnel who worked on this matter separated from my firm in 2023 and 2024 – in those instances, lodestar calculations are based on their 2023 billing rates. My firm's hours were calculated through an examination of contemporaneous time records regularly prepared and maintained by my firm. I have reviewed the accuracy of these time records and their relevance and have concluded they are reasonable and necessary for the prosecution of the Litigation. While conducting this review, I made adjustments to align certain entries with the reporting protocol established in this Litigation, as well as to adhere to the firm's policies and procedures. These adjustments were not only consistent with the firm's best practices but also beneficial to the class.

7. Exhibit 1 sets forth the time spent by partners, attorneys, and professional support staff of my firm, from inception of the Action through July 18, 2024, the date the Settlement was signed. The hours spent by my firm for this period totals 1,806.9. The firm's lodestar for this period is \$1,607,165.50.

8. Exhibit 2 sets forth the time spent by partners, attorneys, and support staff of my firm, from May 17, 2023 through July 18, 2024. My firm's hours for this time period total 864.5. The firm's lodestar for this period is \$700,912.00.

9. Exhibit 3 sets forth the unreimbursed expenses my firm incurred in prosecuting the Litigation since May 17, 2023. The unreimbursed expenses incurred in this action are reflected

on the books and records of my firm. Co-Lead Counsel received payment for litigation expenses paid or incurred between the inception of the Action and May 16, 2023, pursuant to the Court's April 19, 2024 Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. This declaration includes only expenses paid or incurred since May 17, 2023 and which were not reimbursed pursuant to the April 19, 2024 Order.

10. In addition to the unreimbursed expenses set forth in Exhibit 3, my firm contributed to a litigation fund administered by Scott+Scott. Exhibit 4 to the Daryl F. Scott declaration sets forth the total expenses paid or incurred by the litigation fund, which was fully funded by Co-Lead Counsel.

11. My firm is counsel of record for Electrical Workers Pension Fund Local 103 I.B.E.W. ("IBEW 103"), who serves as a named plaintiff in this action.

12. IBEW 103 filed the first class action in this consolidated case after a pre-filing investigation led by its counsel. IBEW 103 stepped forward to initiate this litigation as a named plaintiff and class representative knowing it would be required to produce internal records and information, provide testimony, respond to written discovery, and otherwise participate in pretrial discovery. IBEW 103 also understood it might be required to participate at trial. A service award was not at any time a condition for IBEW 103's involvement in this action as a named plaintiff and class representative.

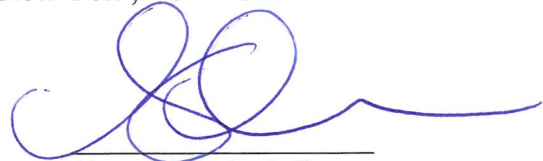
13. IBEW 103 was actively engaged in the litigation. IBEW 103 received regular case updates, including with respect to pleadings, discovery, court decisions and settlements.

14. IBEW 103 reviewed and approved settlements and complaints.

15. IBEW 103 undertook to search for and collect responsive documents and other information for the production of initial disclosures and transaction data on its European Government Bond trading activity.

I declare under penalty of perjury, under the laws of the United States of America, that to the best of my knowledge, the foregoing is true and correct.

Executed on this 18th day of October, 2024 at New York, New York.



Gregory S. Ascioffa

**EXHIBIT 1 – DiCello Levitt Time & Lodestar****Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601**Firm Name:** DiCello Levitt LLP**Relevant Period:** Inception of action through July 18, 2024

<b>PROFESSIONAL</b>	<b>STATUS</b>	<b>HOURLY RATE</b>	<b>TOTAL HOURS</b>	<b>TOTAL LODESTAR AT HOURLY RATES</b>
Gregory Ascioffa	P	\$1,210	429.8	\$520,058.00
Karin Garvey	P	\$1,210	12.9	\$15,609.00
Steve Jodlowski	P	\$1,210	4.6	\$5,566.00
Matthew Perez	P	\$1,110	392.2	\$435,342.00
Robin van der Meulen	P	\$1,110	5.4	\$5,994.00
Brian Hogan	P	\$1,095	166.2	\$181,989.00
Jonathan Crevier	A	\$690	0.2	\$138.00
Veronica Bosco	A	\$690	333.5	\$230,115.00
Johnny Shaw	A	\$540	24.7	\$13,338.00
Noah Cozad	A	\$525	94.6	\$49,665.00
Gordon Bergstresser	A	\$435	0.5	\$217.50
Emily Citkowski	CA	\$435	255.2	\$111,012.00
Adrian Saldana	PL	\$440	83.2	\$36,608.00
Erin Kerrane	PL	\$415	0.7	\$290.50
Hilda Vickers	PL	\$415	0.6	\$249.00
Joyland Morris	PL	\$415	0.4	\$166.00
Sumner Caesar	PL	\$415	0.3	\$124.50
Yisselli Sandoval	LA	\$360	1.9	\$684.00
<b>TOTAL</b>			<b>1,806.9</b>	<b>\$1,607,165.50</b>



**EXHIBIT 2 – DiCello Levitt Time & Lodestar**

**Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601  
**Firm Name:** DiCello Levitt LLP  
**Relevant Period:** May 17, 2023 through July 18, 2024

<b>PROFESSIONAL</b>	<b>STATUS</b>	<b>HOURLY RATE</b>	<b>TOTAL HOURS</b>	<b>TOTAL LODESTAR AT HOURLY RATES</b>
Gregory Ascioffa	P	\$1,210	199.5	\$241,395.00
Karin Garvey	P	\$1,210	11	\$13,310.00
Steve Jodlowski	P	\$1,210	4.6	\$5,566.00
Matthew Perez	P	\$1,110	79.5	\$88,245.00
Robin van der Meulen	P	\$1,110	4.9	\$5,439.00
Brian Hogan	P	\$1,095	136.3	\$149,248.50
Jonathan Crevier	A	\$690	0.2	\$138.00
Johnny Shaw	A	\$540	24.7	\$13,338.00
Noah Cozad	A	\$525	94.6	\$49,665.00
Gordon Bergstresser	A	\$435	0.5	\$217.50
Emily Citkowski	CA	\$435	255.2	\$111,012.00
Adrian Saldana	PL	\$440	49.6	\$21,824.00
Erin Kerrane	PL	\$415	0.7	\$290.50
Hilda Vickers	PL	\$415	0.6	\$249.00
Joyland Morris	PL	\$415	0.4	\$166.00
Sumner Caesar	PL	\$415	0.3	\$124.50
Yisselli Sandoval	LA	\$360	1.9	\$684.00
<b>TOTAL</b>			<b>864.5</b>	<b>\$700,912.00</b>

**EXHIBIT 3 – DiCello Levitt Expenses**

**Case Name:** *In re European Government Bonds Antitrust Litig.*, No. 19-cv-2601  
**Firm Name:** DiCello Levitt LLP  
**Relevant Period:** May 17, 2023 through July 18, 2024

<b>Disbursement</b>	<b>Total Amount</b>
Filing, Witness & Other Fees	\$200.00
On-Line Research	\$1,016.28
Travel (Meals, Hotel & Transportation)	\$1,190.56
Document Review Attorney Fee	\$1,383.20
<b>TOTAL</b>	<b>\$3,790.04</b>

# **EXHIBIT C**

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

<b>IN RE EUROPEAN GOVERNMENT BONDS ANTITRUST LITIGATION</b>	Lead Case No. 19-cv-2601  Hon. Victor Marrero
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**DECLARATION OF VINCENT BRIGANTI IN SUPPORT OF CO-LEAD COUNSEL’S  
MOTION FOR AWARD OF ATTORNEYS’ FEES, LITIGATION EXPENSES,  
AND SERVICE AWARDS ON BEHALF OF LOWEY DANNENBERG, P.C.**

I, Vincent Briganti, declare and state as follows:

1. I am the chairman and a shareholder at the law firm Lowey Dannenberg, P.C. (“Lowey”). I submit this Declaration in support of Co-Lead Counsel’s Motion for Award of Attorneys’ Fees, Litigation Expenses, and Service Awards in connection with services rendered and expenses incurred by my firm relating to the above-captioned action (the “Litigation”).

2. On April 26, 2019, the Court appointed Labaton Sucharow LLP, Scott+Scott Attorneys at Law LLP, and Lowey as interim co-lead counsel (“Co-Lead Counsel”) for the proposed class in the Litigation. ECF No. 32. On April 23, 2021, the Court appointed Berman Tabacco as additional interim Co-Lead Counsel for the proposed class. ECF No. 200. On March 8, 2022, the Court granted DiCello Levitt LLP’s motion to amend the appointment of Co-Lead Counsel to substitute DiCello Levitt for Labaton Sucharow. ECF No. 235.

3. My firm has abided by the established time and expense reporting protocol dated May 23, 2019. My firm’s submission of its compensable time and reimbursable expenses in this Declaration and its exhibits comports with this time and expense reporting protocol.

4. My firm has been involved since the inception of this Litigation, including in the following activities on behalf of Plaintiffs:

- Research the structure of the European Government Bond market, including market integration across various issuers and other factors specific to this market;
- Research the internal corporate structure of primary dealers in European Government Bonds, including details concerning the process that each defendant uses to acquire bonds and bring them to the secondary markets;
- Work with economists experienced in detecting market manipulation to identify and obtain sufficiently robust data to analyze the economic impact of alleged manipulation of European Government Bonds;
- Distill the results of economic analyses into a format suitable for presentation in complaints;
- Analyze client data for exposure to and impact from alleged manipulation of European Government Bond prices;
- Research facts sufficient to demonstrate the relevant jurisdictional contacts created by each Defendant with respect to the U.S. market for European Government Bonds;
- Research potential legal claims and issues relating to the manipulation of European Government Bond prices;
- Research the structure of compliance and oversight systems at each Defendant;
- Confer and collaborate with Co-Lead Counsel regarding case strategy to ensure the efficient and effective prosecution of the case;
- Monitor legal developments in related cases and evaluate potential impacts;
- Draft multiple complaints outlining allegations and asserting claims on behalf of Plaintiffs and the Class;
- Engage in multiple meet-and-confers with Defendants on scheduling orders and various issues related to discovery, including legal issues involved with cross-border discovery, the preservation of documents, and other issues;
- Draft oppositions to multiple motions to dismiss and motions for reconsideration by Defendants;
- Draft motion to amend the pleadings;

- Research applicable class certification decisions to assist with case strategy, settlement negotiations, and the retention of experts;
- Confer with experts to determine damages caused by Defendants' alleged manipulation to assist with case strategy and settlement negotiations;
- Develop document review protocol;
- Prepare and serve requests for production of documents;
- Prepare responses to Defendants' interrogatories and requests for the production of documents;
- Coordinate and assist with review of productions from Defendants and cooperation materials produced by Settling Defendants for use in amending pleadings, discovery, and case strategy;
- Draft and send correspondence to Defendants identifying deficiencies with or seeking clarification of discovery productions;
- Draft mediation statements and settlement presentations for the purpose of settlement discussions;
- Prepare for and actively participate in extended settlement negotiations with settling Defendants;
- Draft and revise settlement and class notice documents;
- Identify and work with settlement administrator to develop a class notice program;
- Identify and work with consultants to develop a plan of distribution for settlement funds;
- Draft and revise motions for preliminary settlement approval and approval of notice and distribution plan;
- Draft subpoenas to Defendants for settlement class member contact information;
- Meet and confer with Defendants regarding subpoenas for settlement class member contact information;
- Draft briefs opposing Deutsche Bank's and Rabobank's objections to the Natixis and UniCredit settlements and opposing Deutsche Bank's and Rabobank's motion to quash subpoenas directed at providing direct mail notice to the Class;

- Review correspondence from, and respond to, objector to State Street settlement; and
- Draft and revise motions for final settlement approval.

5. On May 19, 2024, the Court issued an Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. ECF No. 487. This award was based on work performed by Co-Lead Counsel from the inception of the Litigation through May 16, 2023 (when the Court preliminarily approved the Natixis and UniCredit settlements). Accordingly, in this Declaration, I present my firm's lodestar from May 17, 2023 through July 18, 2024 (the date the Parties executed this Settlement) in Exhibit 2 and our cumulative lodestar from inception of the Litigation through July 18, 2024 in Exhibit 1.

6. The hourly rates for the attorneys and other professional support staff at my firm are the same as the usual and customary hourly rates used for their services in contingent and non-contingent matters. In this application, Lowey is using its 2023 billing rates, which have been previously approved by this Court in Co-Lead Counsel's prior interim fee application. Each timekeeper listed is or was a full-time employee of the firm. For personnel no longer employed by Lowey, the lodestar calculation is based on the billing rates for such personnel in his or her final year of employment. The time and lodestar incurred preparing this motion have been excluded, and Lowey's total lodestar does not include charges for expense items.

7. The total hours were determined by the examination of contemporaneous, daily time records regularly prepared and maintained by my firm. Lowey's time records have been reviewed to confirm both the accuracy of the entries as well as the necessity for and reasonableness of the time expended in this litigation. As a result of this review, certain reductions were made to time and lodestar either in the exercise of billing judgment or to conform with my firm's practice.

Accordingly, the time reflected in Lowey's fee compensable lodestar calculation is reasonable in amount and was necessary to prosecute the Litigation and achieve the settlements before the Court.

8. Exhibit 1 sets forth the time spent by partners, attorneys, and professional support staff of my firm, from inception of the Litigation through July 18, 2024, the date the Parties executed the Settlement. The services performed by my firm during this period total 6,375.80 hours. The firm's lodestar for this period is \$5,657,890.00.

9. Exhibit 2 sets forth the time spent by partners, attorneys, and support staff of my firm, from May 17, 2023 through July 18, 2024. The total number of hours expended on this Litigation by my firm during this period is 1,479.70 hours. The total lodestar for my firm during this period is \$1,560,842.50.

10. As detailed in Exhibit 3, my firm has incurred a total of \$29,781.14 in unreimbursed expenses since May 17, 2023. Co-Lead Counsel received payment for litigation expenses paid or incurred between the inception of the Litigation and May 16, 2023, pursuant to the Court's April 19, 2024 Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. This declaration includes only expenses paid or incurred since May 17, 2023 and which were not reimbursed pursuant to the April 19, 2024 Order. In addition to the unreimbursed expenses set forth in Exhibit 3, Lowey contributed to a litigation fund administered by Scott+Scott. Exhibit 4 to the Declaration of Daryl F. Scott sets forth the total expenses paid or incurred by the litigation fund, which was fully funded by Co-Lead Counsel.

11. The unreimbursed expenses incurred in this Litigation are reflected on the books and records of my firm. These books and records are prepared from expense vouchers, check records, and other source materials and represent an accurate record of the expenses incurred. Expense items are billed separately, and such charges are not duplicated in the firm's current



billing rates. Further, expense items do not contain any general overhead costs and do not contain a surcharge over the amount paid to the corresponding vendor(s).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 18th day of October 2024 at White Plains, New York.

  
\_\_\_\_\_  
Vincent Briganti

**EXHIBIT 1 – Lowey Time & Lodestar from Inception through July 18, 2024**

<b>ATTORNEYS</b>	<b>ROLE</b>	<b>TOTAL HOURS</b>	<b>HOURLY RATE</b>	<b>TOTAL LODESTAR</b>
Geoffrey Horn	(S)	52.50	\$1,395.00	\$73,237.50
Vincent Briganti	(S)	1,388.40	\$1,395.00	\$1,936,818.00
Christian Levis	(P)	105.90	\$1,090.00	\$115,431.00
Raymond Girnys	(P)	37.50	\$1,090.00	\$40,875.00
Roland St. Louis	(P)	2,212.10	\$1,090.00	\$1,925,868.50 <sup>1</sup>
Sitso Bediako	(P)	146.50	\$1,090.00	\$159,685.00
Barbara Hart	(P)	37.50	\$980.00	\$36,750.00
Peter Barile III	(O)	41.50	\$970.00	\$40,255.00
Andrea Farah	(SA)	1.90	\$970.00	\$1,843.00
Frank Strangeman	(SA)	11.70	\$775.00	\$9,067.50
Johnathan Serebinski	(SA)	11.30	\$775.00	\$8,757.50
Jennifer Tembeck	(SA)	449.00	\$700.00	\$314,300.00
Anthony Christina	(A)	45.30	\$700.00	\$31,710.00
Charles Kopel	(A)	955.80	\$560.00	\$535,248.00
Ian Sloss	(A)	431.80	\$550.00	\$237,490.00
Alessandra Greco	(A)	8.00	\$525.00	\$4,200.00
Luke Goveas	(A)	21.30	\$525.00	\$11,182.50
Yuanchen Lu	(A)	2.50	\$525.00	\$1,312.50
Sylvie Bourassa	(A)	42.70	\$495.00	\$21,136.50
Christopher DeVivo	(A)	75.00	\$490.00	\$36,750.00
Bracha Gefen	(A)	18.00	\$460.00	\$8,280.00
Henry Kusjanovic	(A)	32.00	\$430.00	\$13,760.00
Mitsuka Attys	(A)	21.50	\$430.00	\$9,245.00
Amir Alimehri	(A)	7.50	\$410.00	\$3,075.00
Lee Yun Kim	(A)	6.50	\$410.00	\$2,665.00
Christina McPhaul	(A)	1.00	\$400.00	\$400.00
Tim Rode	(A)	65.50	\$390.00	\$25,545.00
Matthew Roberts	(A)	2.00	\$370.00	\$740.00
Anthony Odorisi	(A)	106.20	\$365.00	\$38,763.00
Julia McGrath	(A)	9.70	\$365.00	\$3,540.50
Nicholas (Nick) Alicata	(A)	6.10	\$460.00	\$2,806.00
<b>SUBTOTAL</b>		<b>6,354.20</b>		<b>\$5,650,737.00</b>

<b>NON-ATTORNEYS</b>				
Katherine Vogel	(PL)	8.30	\$365.00	\$3,029.50
Myra Fromholz	(PL)	4.80	\$365.00	\$1,752.00
Melonie Penrhyn	(PL)	1.70	\$315.00	\$535.50
Maribel Valentin	(PL)	3.80	\$195.00	\$741.00

<sup>1</sup> Roland St. Louis was promoted from Senior Associate to Partner during the Litigation and his lodestar reflects a blend of the corresponding rates.

Adam Lucchesi	(DA)	3.00	\$365.00	\$1,095.00
<b>SUBTOTAL</b>		<b>21.60</b>		<b>\$7,153.00</b>
<b>GRAND TOTAL</b>		<b>6,375.80</b>		<b>\$5,657,890.00</b>

Key:

(S) Shareholder

(P) Partner

(O) Of Counsel

(SA) Senior Associate

(A) Associate

(PL) Paralegal

(DA) Data Analyst

**EXHIBIT 2 – Lowey Time & Lodestar from May 17, 2023 through July 18, 2024**

<b>ATTORNEYS</b>	<b>ROLE</b>	<b>TOTAL HOURS</b>	<b>HOURLY RATE</b>	<b>TOTAL LODESTAR</b>
Geoffrey Horn	(S)	1.20	\$1,395.00	\$1,674.00
Vincent Briganti	(S)	379.30	\$1,395.00	\$529,123.50
Raymond Girnys	(P)	1.80	\$1,090.00	\$1,962.00
Roland St. Louis	(P)	671.40	\$1,090.00	\$731,826.00
Sitso Bediako	(P)	91.40	\$1,090.00	\$99,626.00
Peter Barile III	(O)	38.00	\$970.00	\$36,860.00
Frank Strangeman	(SA)	0.50	\$775.00	\$387.50
Charles Kopel	(A)	218.10	\$560.00	\$122,136.00
Luke Goveas	(A)	0.10	\$525.00	\$52.50
Sylvie Bourassa	(A)	26.40	\$495.00	\$13,068.00
Christopher DeVivo	(A)	38.00	\$490.00	\$18,620.00
Nicholas (Nick) Alicata	(A)	6.10	\$460.00	\$2,806.00
<b>SUBTOTAL</b>		<b>1,472.30</b>		<b>\$1,558,141.50</b>
<b>NON-ATTORNEYS</b>				
Myra Fromholz	(PL)	4.40	\$365.00	\$1,606.00
Adam Lucchesi	(DA)	3.00	\$365.00	\$1,095.00
<b>SUBTOTAL</b>		<b>7.40</b>		<b>\$2,701.00</b>
<b>GRAND TOTAL</b>		<b>1,479.70</b>		<b>\$1,560,842.50</b>

Key:

- (S) Shareholder
- (P) Partner
- (O) Of Counsel
- (SA) Senior Associate
- (A) Associate
- (PL) Paralegal
- (DA) Data Analyst

**EXHIBIT 3 – Lowey Expenses from May 17, 2023 through July 18, 2024**

<b>Disbursement</b>	<b>Total Amount</b>
Discovery/Document Hosting/Management	\$28,189.96
Lexis/Westlaw	\$1,362.46
Travel	\$30.12
Photocopies - in House	\$198.60
<b>TOTAL</b>	<b>\$29,781.14</b>

# **EXHIBIT D**

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

<b>IN RE EUROPEAN GOVERNMENT BONDS ANTITRUST LITIGATION</b>	Lead Case No. 19-cv-2601  Hon. Victor Marrero
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**DECLARATION OF TODD A. SEAVER IN SUPPORT OF CO-LEAD COUNSEL'S  
MOTION FOR AWARD OF ATTORNEYS' FEES, LITIGATION EXPENSES, AND  
SERVICE AWARDS ON BEHALF OF BERMAN TABACCO**

I, Todd A. Seaver, declare and state as follows:

1. I am a partner at the law firm Berman Tabacco. I submit this Declaration in support of Co-Lead Counsel's Motion for Award of Attorneys' Fees, Litigation Expenses, and Service Awards in connection with time spent and expenses incurred by my firm in connection with this litigation.

2. On April 26, 2019, the Court appointed Labaton Sucharow LLP, Scott+Scott Attorneys at Law LLP, and Lowey Dannenberg P.C. as interim co-lead counsel ("Co-Lead Counsel") for the proposed class in the above-captioned action (the "Litigation"). ECF No. 32. On April 23, 2021, the Court appointed Berman Tabacco as additional interim Co-Lead Counsel for the proposed class. ECF No. 200. On March 8, 2022, the Court granted DiCello Levitt LLC's motion to amend the appointment of Co-Lead Counsel to substitute DiCello Levitt for Labaton Sucharow. ECF No. 235.

3. My firm is counsel of record for San Bernardino County Employee Retirement Association (SBCERA") who serves as a named plaintiff in this action.

4. My firm's submission of its time and expenses in this Declaration adheres to the reporting protocols established by Co-Lead Counsel on May 23, 2019.

5. My firm has been involved in the following activities on behalf of Plaintiffs:

- SBCERA joined this action and was added as a party-plaintiff upon the filing of the Fourth Amended Complaint on February 9, 2021. I and other Berman Tabacco attorneys have advised and counseled SBCERA via consultations with SBCERA's Chief Counsel, Chief Executive Officer, and Board of Retirement regarding all material aspects of the litigation. I, other Berman Tabacco attorneys, and financial analysts employed by the firm collected data and documents from SBCERA and analyzed transaction and counterparty information. SBCERA transactions were alleged in the Fourth Amended Complaint to establish antitrust standing to sue multiple defendants;
- Berman Tabacco has contributed to all strategic matters in conjunction with our fellow Co-Lead Counsel, including investigations, research, and drafting concerning the Fourth Amended Complaint and the Fifth Amended Complaint; research and drafting the opposition to Defendants' motions to dismiss the Fourth Amended Complaint, motions for reconsideration, and motion for leave to file the Fifth Amended Complaint;
- The firm has participated in settlement negotiations with two sets of defendants and contributed to the drafting of settlement documents through both settlements, one with UniCredit and Natixis and the other with Bank of America, N.A., Merrill Lynch International, NatWest Markets Plc and NatWest Markets Securities Inc., Nomura International plc, UBS AG, UBS Europe SE and UBS Securities LLC, Citigroup Global Markets Inc. and Citigroup Global Markets Limited, Jefferies International Limited, and Jefferies LLC together with their affiliates and subsidiaries ("Settling Defendants");
- I and other Berman Tabacco attorneys have engaged in numerous discovery conferences and related legal research and correspondence with defendants' counsel regarding responses to plaintiffs' document requests directed to defendants, as well defendants' document requests directed to plaintiffs including SBCERA;
- Attorneys at my direction have reviewed and analyzed documents and information produced by defendants and settled parties in this action. In particular, analysis of chatroom communications by bond traders were analyzed by Berman Tabacco attorneys and work product from the analysis developed for use in the amended complaints and in preparation for trial.

6. On May 19, 2024, the Court issued an Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. ECF No. 487. This award was based on work performed by Co-



Lead Counsel from the inception of the Action through May 16, 2023 (when the Court preliminarily approved the Natixis and UniCredit settlements). Accordingly, in this Declaration, I present my firm's lodestar from May 17, 2023 through July 18, 2024 (the date the Settlement Agreement was signed) in Exhibit 2 and our cumulative lodestar from inception of the Action through July 18, 2024 in Exhibit 1.

7. The billing rates for the partners, attorneys, and support staff align with the firm's standard billing rates for contingent cases. In this application, counsel is using its 2023 billing rates, which have been previously approved by this Court in Co-Lead Counsels' prior interim fee application. In instances where personnel are no longer employed by my firm, lodestar calculations are based on their final-year billing rates during their tenure with us. My firm's hours were calculated through an examination of contemporaneous time records regularly prepared and maintained by my firm. I have reviewed the accuracy of these time records and their relevance and have concluded they are reasonable and necessary for the prosecution of the Litigation. While conducting this review, I made adjustments to align certain entries with the reporting protocol established in this Litigation, as well as to adhere to the firm's policies and procedures. These adjustments were not only consistent with the firm's best practices but also beneficial to the class.

8. Exhibit 1 sets forth the time spent by partners, attorneys, and professional support staff of my firm, from inception of the Action through July 18, 2024, the date the Settlement Agreement was signed). The hours spent by my firm for this period totals 3,910.7. The firm's lodestar for this period is \$2,502,950.50.

9. Exhibit 2 sets forth the time spent by partners, attorneys, and support staff of my firm, from May 17, 2023 through July 18, 2024. My firm's hours for this time period total 1,376.2. The firm's lodestar for this period is \$827,083.50.

10. Exhibit 3 sets forth the unreimbursed expenses my firm incurred in prosecuting the Litigation since May 17, 2023. Separate and apart from these unreimbursed expenses, Berman Tabacco and the other Co-Lead Counsel contributed to a Litigation Fund set up to pay various case-wide litigation expenses. The Declaration of Daryl Scott, submitted contemporaneously, details the Litigation Fund's contributions and disbursements.

11. Co-Lead Counsel received payment for litigation expenses paid or incurred between the inception of the Action and May 16, 2023, pursuant to the Court's April 19, 2024 Order Awarding Interim Attorneys' Fees and Payment of Litigation Expenses. This declaration includes only expenses paid or incurred since May 17, 2023 and which were not reimbursed pursuant to the April 19, 2024 Order.

**CLASS REPRESENTATIVE SERVICE AWARD**

12. SBCERA is an independent pension plan providing retirement, disability and death benefits on behalf of approximately 48,000 members and beneficiaries, for which it invests over \$15 billion in assets.

13. SBCERA's Board of Retirement is responsible for overseeing the operation and administration of SBCERA, while day-to-day operations are handled by SBCERA's Chief Executive Officer and Executive Management Team.

14. SBCERA retained Berman Tabacco to enter this litigation in progress, to represent a putative class of United States investors overcharged by defendants' alleged price-fixing of European Government Bonds ("EGB") and, in particular, to ensure antitrust standing and class standing to pursue recovery from certain of SBCERA's counterparties. Without SBCERA stepping forward as a named plaintiff, it was likely that claims could not have been maintained against State Street, a Citigroup entity, certain JPMorgan entities, UniCredit, and Jefferies.

15. SBCERA was an active supervisor of the litigation receiving monthly, detailed updates on the litigation. I and other Berman Tabacco attorneys reported regularly to SBCERA's Chief Executive Officer and Chief Counsel and reported directly to the SBCERA Board of Retirement on litigation updates, settlement discussions, and settlement approvals.

16. SBCERA stepped forward as a named plaintiff and class representative knowing it would be required to produce internal records and information, provide testimony and otherwise participate in pretrial discovery, and appear at trial.

17. SBCERA produced data on its EGB trading activity and undertook to search for and collect responsive documents from relevant custodians and ESI sources responsive to the Defendants' First Set of Document Requests.

18. Co-Lead Counsel have requested that SBCERA, and the other two named plaintiffs and settlement class representatives, receive a \$50,000 service award each as compensation for its efforts on behalf of the class members. A service award, or even a request for one, was not at any time a condition for SBCERA's involvement in this action as a named plaintiff and class representative.

I declare under penalty of perjury, under the laws of the United States of America, that to the best of my knowledge, the foregoing is true and correct.

Executed on this 17th day of October, 2024 at San Francisco, California.



Todd A. Seaver

**IN RE EUROPEAN GOVERNMENT BONDS ANTITRUST LITIGATION  
TIME REPORT**

**Firm Name: BERMAN TABACCO  
Reporting Period: Inception – July 18, 2024**

<b>ATTORNEYS</b>	<b>TOTAL HOURS</b>	<b>HOURLY RATE</b>	<b>TOTAL LODESTAR</b>
Hammarskjold, Carl (P)	670.1	\$755.00	\$505,925.50
Lavallee, Nicole (P)	26.1	\$1,150.00	\$30,015.00
McGrath, Sarah (A)	2,170.0	\$595.00	\$1,291,150.00
Sarraf, Christina (A)	496.5	\$430.00	\$213,495.00
Seaver, Todd (P)	253.4	\$1,045.00	\$264,803.00
Tabacco, Joseph (P)	44.7	\$1,170.00	\$52,299.00
Vahdat, Alex (A)	94.9	\$600.00	\$56,940.00
Stern, Leslie (P)	17.5	\$1,120.00	\$19,600.00
<b>SUB-TOTAL</b>	<b>3,773.2</b>		<b>\$2,434,227.50</b>
<b>NON-ATTORNEYS</b>			
Becker, Kathy (PL)	17.9	\$510.00	\$9,129.00
Misra, Jessica (O)	65.3	\$590.00	\$38,527.00
Segura, Beto (PL)	37.7	\$410.00	\$15,457.00
Soboleva, Yelena (PL)	14.6	\$300.00	\$4,380.00
Scarsciotti, Jeannine (O)	2.0	\$615.00	\$1,230.00
<b>SUB-TOTAL</b>	<b>137.5</b>		<b>\$68,723.00</b>
<b>GRAND TOTAL:</b>	<b>3,910.7</b>		<b>\$2,502,950.50</b>

(P) Partner  
(A) Associate  
(CL) Contract Lawyer  
(LC) Law Clerk  
(PL) Paralegal  
(O) Other Staff

**EXHIBIT 1**

**IN RE EUROPEAN GOVERNMENT BONDS ANTITRUST LITIGATION  
TIME REPORT**

**Firm Name: BERMAN TABACCO  
Reporting Period: May 17, 2023 – July 18, 2024**

<b>ATTORNEYS</b>	<b>TOTAL HOURS</b>	<b>HOURLY RATE</b>	<b>TOTAL LODESTAR</b>
Hammar skjold, Carl (P)	171.6	\$755.00	\$129,558.00
Lavallee, Nicole (P)	1.3	\$1,150.00	\$1,495.00
McGrath, Sarah (A)	819.7	\$595.00	\$487,721.50
Sarraf, Christina (A)	227.1	\$430.00	\$97,653.00
Seaver, Todd (P)	38.2	\$1,045.00	\$39,919.00
Tabacco, Joseph (P)	4.5	\$1,170.00	\$5,265.00
Vahdat, Alex (A)	94.9	\$600.00	\$56,940.00
<b>SUB-TOTAL</b>	<b>1,357.3</b>		<b>\$818,551.50</b>
<b>NON-ATTORNEYS</b>			
Becker, Kathy (PL)	12.1	\$510.00	\$6,171.00
Misra, Jessica (O)	0.5	\$590.00	\$295.00
Segura, Beto (PL)	1.6	\$410.00	\$656.00
Soboleva, Yelena (PL)	4.7	\$300.00	\$1,410.00
<b>SUB-TOTAL</b>	<b>18.9</b>		<b>\$8,532.00</b>
<b>GRAND TOTAL:</b>	<b>1,376.2</b>		<b>\$827,083.50</b>

(P) Partner  
(A) Associate  
(CL) Contract Lawyer  
(LC) Law Clerk  
(PL) Paralegal  
(O) Other Staff

**EXHIBIT 2**

**IN RE EUROPEAN GOVERNMENT BONDS ANTITRUST LITIGATION  
EXPENSE REPORT**

**Firm Name: BERMAN TABACCO**  
**Reporting Period: May 17, 2023 – July 18, 2024**

<b>Category</b>	<b>Total Amount</b>
Court Costs	\$200.00
Research (Lexis/Westlaw)	\$492.91
Photocopies (In-house)	\$39.72
Postage	\$1.28
Travel	\$6,996.64
Miscellaneous (Pacer)	\$196.70
<b>TOTAL</b>	<b>\$7,927.25</b>

**EXHIBIT 3**