

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE: RAILWAY INDUSTRY EMPLOYEE NO- ) Master Docket Misc. No. 18-798  
POACH ANTITRUST LITIGATION )  
 ) MDL No. 2850  
This Document Relates to: )  
ALL ACTIONS )  
 )

**DECLARATION OF DANIEL J. WALKER IN SUPPORT OF  
CLASS COUNSEL’S MOTION FOR ATTORNEYS’ FEES, COSTS,  
AND SERVICE AWARDS**

I, Daniel J. Walker, declare as follows:

1. I am a member in good standing of the bars of the State of New York and the District of Columbia and a Shareholder of Berger Montague PC (the “Firm”). I submit this declaration in support of Class Counsel’s motion for attorneys’ fees, costs, and service awards. The time expended in preparing this declaration is not included in the motion for attorneys’ fees.
2. The Firm is headquartered in Philadelphia, PA, with offices in Minneapolis, MN, San Diego, CA, and Washington, DC. The Firm has for more than 50 years represented plaintiffs and defendants in antitrust and other class actions in state and federal courts across the country.
3. I have reviewed the Court’s November 6, 2018 Order Appointing Interim Lead Class Counsel (Dkt. 106) (“Order”), including in particular the Order’s provisions regarding fees, costs, and expenses. The Firm has adhered to those provisions and to guidance received throughout the litigation from Class Counsel regarding timekeeping and expense reporting. At the outset of this litigation, the Firm filed complaints on behalf of two plaintiffs (Sloan Stewart and John Lucas), which were consolidated into the above-captioned matter following proceedings in front of the Judicial Panel on Multidistrict Litigation. The Firm conducted legal and factual research on those plaintiffs’ claims. After the appointment of Interim Co-Lead

Counsel, and at Co-Lead Counsel's request, the Firm interviewed Mr. Stewart and Mr. Lucas regarding their claims and submitted the results of the factual investigation to Co-Lead Counsel.

4. During this litigation, the Firm performed many hours of work on behalf of plaintiffs in connection with this litigation. The Firm now seeks reimbursement for a portion of that time, amounting to 27.30 hours. Based upon the Firm's current hourly rates, the lodestar value of that time is \$21,100.00. The chart below indicates the attorneys at my firm who worked on this litigation, the number of hours worked for which reimbursement is sought, and their respective lodestar values and hourly rates. This information was based on contemporaneous, daily time records regularly prepared and maintained by the Firm, as provided to, reviewed and approved by Lead Counsel.

<u>Timekeeper</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Lodestar</u>
Cramer, Eric L.	4.50	\$980	\$4,410.00
Dell'Angelo, Michael C.	13.80	\$820	\$11,316.00
Drake, E. Michelle	1.00	\$760	\$760.00
Walker, Daniel J	5.20	\$645	\$3,354.00
Sauder, Karissa	2.80	\$450	\$1,260.00
<b>Totals:</b>	<b>27.30</b>		<b>\$21,100.00</b>

5. All of the services performed by the Firm in connection with this litigation and described above were reasonably necessary in the prosecution of this case. There has been no unnecessary duplication of services for which the Firm now seeks compensation. Other than the necessary internal review of work product prior to the filing of complaints or other papers, the lodestar calculations exclude time spent reading or reviewing work prepared by others or other information concerning this case unless related to preparation for, or work on, a matter specifically assigned to the Firm by Class Counsel. The rates at which the Firm seeks compensation are its usual and customary hourly rates charged for similar work.

6. The Firm is not seeking reimbursement of expenses incurred representing the plaintiffs in this matter.

7. This Firm has not received any compensation for the services rendered on behalf of the Class, and any such compensation is wholly contingent on the Court's approval of Class Counsel's motion for attorney's fees. My firm has devoted substantial time and resources to this matter, and for that reason has foregone other legal work for which it would have been compensated.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge, and that this declaration was executed in Montgomery County, Maryland, on May 1, 2020.

By: /s/ Daniel J. Walker

Daniel J. Walker