

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re WELLBUTRIN XL ANTITRUST LITIGATION)	
)	Case No.: 2:08-cv-2433 (indirect)
THIS DOCUMENT RELATES TO:)	
INDIRECT PURCHASER ACTIONS)	Hon. Gerald A. McHugh

**DECLARATION OF PETER D. ST. PHILLIP, JR. IN SUPPORT OF INDIRECT
PURCHASER PLAINTIFFS’ MOTION FOR DISTRIBUTION OF THE NET
SETTLEMENT FUND AND APPLICATION FOR AWARD OF FEES FOR
SETTLEMENT ADMINISTRATION**

I, Peter D. St. Phillip, Jr., hereby declare under 28 U.S.C § 1746, that:

1. I am an attorney in good standing, duly licensed and admitted to the Bar of the Commonwealth of Pennsylvania, and the states of New York and New Jersey. I am a shareholder in the law firm of Lowey Dannenberg, P.C.

2. The Court appointed my firm as Co-Lead Class Counsel in its Class Certification Order entered August 15, 2011. Dkt. No. 354.

3. I respectfully submit this Declaration in support of my firm’s request for attorneys’ fees incurred in connection with administering the February 8, 2013 Valeant Class Settlement (“Settlement” or “Valeant Settlement”) between Plaintiffs, individually and on behalf of the Indirect Purchaser Class (“Class”), and Valeant Pharmaceuticals International, Inc. f/k/a Biovail Corp., Biovail Laboratories, Inc., and Valeant International Bermuda f/k/a Valeant International (Barbados) SRL f/k/a Biovail Laboratories International SRL (collectively, “Valeant”), as set forth in Plaintiffs’ Motion for Distribution of the Net Settlement Fund and Application for Award of Fees for Settlement Administration (“Distribution Motion”). The following statements are true to the best of my personal knowledge, information and belief based

on the books and records of Lowey Dannenberg.

4. The Court previously awarded Class Counsel's motion for attorneys' fees and expenses in the Court's July 22, 2013 Final Approval Order. Dkt. No. 473. The Court-approved Notice of Class Certification and Partial Proposed Biovail Settlement ("Notice") provided that Class Counsel may "make a further request for additional attorneys' fees and expenses incurred as a result of administration of the Valeant Settlement. All awards for attorneys' fees and expenses shall be paid from the Valeant Settlement Fund after the Court approves them." Dkt. No. 454, Ex. B at ¶ 22; *see also* Preliminary Approval Order, Dkt. No. 456.

5. Accordingly, Class Counsel respectfully moves for an award of additional attorneys' fees incurred in connection with the administration of the Valeant Settlement. This request includes the time that Class Counsel spent working with the Court-appointed Claims Administrator, Class Action Administrative Settlement Services, LLC ("CASS"), to review submitted consumer and TPP claim documentation and CASS's administrative claim determinations, where necessary, as well as preparing Indirect Purchaser Plaintiffs' Distribution Motion.

6. The schedules below are summaries reflecting the amount of time spent by the attorneys at Lowey Dannenberg on matters related to the administration of the Valeant Settlement, and lodestar calculations based on Lowey Dannenberg's current hourly billing rates. These schedules were prepared based upon time records maintained by Lowey Dannenberg. Lowey Dannenberg is not requesting legal fees incurred in connection with preparing this request.

Timekeeper	Position	Billed Hours	Current Rate	Total Fee
Peter D. St. Phillip	Shareholder	4.7	\$875	\$4,112.50
Geoffrey M. Horn	Shareholder	2	\$875	\$1,750
Uriel Rabinovitz	Associate	11.1	\$525	\$5,827.50
Matthew Acocella	Associate	81.4	\$350	\$28,490
TOTAL		99.2		\$40,180

7. The total time for which Lowey Dannenberg is requesting an award of legal fees for administration of the Valeant Settlement is 99.2 hours. *See* ¶ 6 above. The total lodestar value of these professional services is \$40,180. *Id.*

8. Plaintiffs will post this Declaration and Supplemental Motion on the Settlement website, www.WXLclassaction.com.

I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct.

Executed on December 12, 2017
White Plains, New York



PETER D. ST. PHILLIP, JR.