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18 *Co-Lead Counsel for Direct Purchaser Plaintiffs*

19 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA
 20 **OAKLAND DIVISION**

21 IN RE: LITHIUM ION BATTERIES
 22 ANTITRUST LITIGATION

Case No. 13-md-02420-YGR
 MDL No. 2420

**DIRECT PURCHASER PLAINTIFFS’
 POST-DISTRIBUTION ACCOUNTING**

24 This Document Relates to:
 25 *All Direct Purchaser Actions*

Judge: Hon. Yvonne Gonzalez Rogers
 Courtroom: 1

1 Direct Purchaser Plaintiffs submit the following Post-Distribution Accounting regarding
 2 the distribution of settlement funds authorized by the Court’s Corrected Order Authorizing
 3 Distribution of Settlement Funds (DPP Settlements), ECF No. 2684 (Dec. 14, 2020). This
 4 accounting is required by the United States District Court, Northern District of California’s
 5 *Procedural Guidance for Class Action Settlements* (updated Nov. 1 and Dec. 5, 2018),
 6 available at [https://www.cand.uscourts.gov/forms/procedural-guidance-for-class-action-](https://www.cand.uscourts.gov/forms/procedural-guidance-for-class-action-settlements/)
 7 [settlements/](https://www.cand.uscourts.gov/forms/procedural-guidance-for-class-action-settlements/) (“*Guidance*”).

8 Eight thousand seven hundred forty five (8,745) checks were mailed to eligible
 9 claimants on January 28, 2021. Declaration of James Page, Esq. Regarding Distribution of
 10 Settlement Funds ¶ 2 (“Page Decl.”), submitted herewith. The void date of all checks is April
 11 28, 2021. *Id.* ¶ 4.

Requested Information ¹	Response	Source
Total settlement fund	\$139,300,000.00	ECF No. 2322 at 1:6 & n.1, 3:24
Total number of class members	Unknown	Not applicable (n/a)
Total number of class members to whom notice was sent and not returned as undeliverable	815,102	ECF No. 2584-1 ¶ 8
Number and percentage of claim forms submitted	9,892 (1.21% of 815,102 claim forms printed and mailed to potential class members and not returned as undeliverable)	ECF No. 2584-1 ¶¶ 8, 10
Number and percentage of opt-outs	227 class members opted out of one or more settlements (0.03% of 815,102 class members to whom notice was sent and not returned as undeliverable)	ECF No. 2584-1 ¶ 6
Number and percentage of objections	5 (0.0006% of 815,102 class members to whom notice	ECF Nos. 1250, 1251 (Sony settlement); ECF Nos. 2159, 2170 (LG Chem, Samsung SDI, and TOKIN

1 See *Guidance*, Post-Distribution Accounting ¶ 1(a).

Requested Information ¹	Response	Source
	was sent and not returned as undeliverable) ²	settlements); <i>see</i> ECF No. 2161 (attorneys' fees)
Average recovery per claimant (mean)	\$10,465.46	Page Decl. ¶ 3
Median recovery per claimant	\$10.00	Page Decl. ¶ 3
Largest amount paid to class members	\$20,909,715.22	Page Decl. ¶ 3
Smallest amount paid to class members	\$10.00	Page Decl. ¶ 3
Methods of notice to class members	USPS mail, <i>Wall Street Journal</i> , settlement website	ECF No. 2584-1 ¶ 5
Methods of payment to class members	Check	Page Decl. ¶ 2
Number of checks not cashed as of February 18, 2021	2,720 of 8,745 mailed	Page Decl. ¶ 4
Value of checks not cashed as of February 18, 2021	\$4,283,525.30	Page Decl. ¶ 4
Amounts distributed to each <i>cy pres</i> recipient	n/a	n/a
Administrative costs	\$2,894,635.02 of which \$2,757,666.06 have been incurred and paid, and \$136,968.96 are estimated future administrative costs	ECF Nos. 2584-1 ¶ 25, 2684 ¶ 3
Attorneys' fees and costs	\$45,144,573.35 of which \$41,790,000.00 were fees and \$3,354,573.35 were costs	ECF No. 2322 at 3:23-28
Attorneys' fees in terms of percentage of the settlement fund	30%	ECF No. 2322 at 3:23-24
Multiplier	0.58	ECF No. 2322 at 2:2-4

This Post-Distribution Accounting will be posted on the settlement website (www.BatteriesDirectPurchaserAntitrustSettlement.com) maintained by the Settlement Administrator. *See Guidance*, Post-Distribution Accounting ¶ 2.

² In addition, there were two objections that were subsequently withdrawn. *See* ECF Nos. 1843, 1844, 1867, 1886 (Maxell, NEC, Panasonic, and Toshiba settlements); ECF Nos. 2196, 2300 (attorneys' fees).

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DATED: February 18, 2021

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Respectfully submitted,

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