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

IN RE: LITHIUM ION BATTERIES
ANTITRUST LITIGATION

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

**[PROPOSED] ORDER AUTHORIZING
DISTRIBUTION OF SETTLEMENT
FUNDS**

This Document Relates to:
All Direct Purchaser Actions

Judge: Hon. Yvonne Gonzalez Rogers
Courtroom: 1, 4th Floor

1 On October 21, 2020, this Court issued its Order Granting in Part Motion for Order
2 Authorizing Distribution of Settlement Funds and Granting Administrative Motion of Sprint to
3 File Surreply (the "Preliminary Order"). Dkt. No. 2665. The Preliminary Order ordered Direct
4 Purchaser Plaintiffs to modify the eligible claims list and submit a proposed form of final order,
5 which they have done. It is hereby ORDERED that Direct Purchaser Plaintiffs are authorized to
6 distribute the settlement funds as follows:

7 1. In order to conserve administration costs and therefore provide a greater net
8 benefit to the class overall, the Settlement Administrator shall distribute to each approved
9 claimant with an eligible claim a minimum payment of \$10.00 regardless of the value of the
10 claimant's strict *pro rata* share of the total settlement funds.

11 2. The Settlement Administrator's recommendations regarding (i) the ineligibility of
12 claims, attached hereto as **Attachment 1**, and (ii) the eligibility of claims, attached hereto as
13 **Attachment 2**, are hereby adopted and approved.¹

14 3. The Settlement Administrator shall be reimbursed for costs and expenses incurred
15 in the amount of \$673,964.94. Sufficient funds shall be reserved in escrow for the payment of
16 additional claims administration costs in the amount of \$136,968.96, and for potential tax
17 liability and other issues in the amount of \$250,000.00.

18 4. The Settlement Administrator shall distribute the funds as soon as reasonably
19 possible.

20 **IT IS SO ORDERED.**

21
22 Dated: _____

HON. YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE

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26 _____
27 ¹ The attachments reflect the changes required by the Court's Preliminary Order. Sprint's *pro*
28 *rata* share of the total settlement funds now includes additional approved purchases of
13,245,684 phones (6,622,842 cylindrical units). Direct Purchaser Plaintiffs' Co-Lead Counsel
and Sprint's counsel have conferred and agreed on this figure.