

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

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

**DECLARATION OF W. JOSEPH BRUCKNER IN SUPPORT OF  
CLASS COUNSEL’S MOTION FOR ATTORNEY’S FEES, COSTS,  
AND SERVICE AWARDS**

I, W. Joseph Bruckner, declare as follows:

1. I am a partner of Lockridge Grindal Nauen P.L.L.P. (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. Founded in 1978, Lockridge Grindal Nauen P.L.L.P. has extensive experience in antitrust, securities, environmental, employment, health care, commercial, intellectual property, and telecommunications law. The Firm has prosecuted antitrust cases on behalf of large and small businesses injured by price-fixing and other violations of the antitrust laws. In the last ten years alone, LGN and its co-counsel have recovered more than \$2 billion for our clients and class members in antitrust cases. As a partner, I lead the firm’s antitrust and competition department and practice in complex business litigation in federal and state courts nationwide. The firm and I are regularly appointed lead and co-lead plaintiffs’ class counsel by courts in nationwide antitrust litigation. I graduated with honors from Creighton University School of Law in 1982, and served as a law clerk to the Honorable Donald P. Lay, then Chief Judge of the United States Court of Appeals for the Eighth Circuit. Since joining my firm in 1988, I have

concentrated my practice in antitrust and other complex litigation, and have also held leadership roles in state and national organizations committed to the preservation and enforcement of antitrust laws and fair competition.

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.

4. During the course of this litigation, the Firm has been involved in the following activities on behalf of the Settlement Class at the request and under the direction of interim lead class counsel ("Lead Counsel"):

- a. Researched and investigated industry and case allegations;
- b. Researched and analyzed client documents, data and other information to prepare complaint, and to present client as a class representative;
- c. Consulted with client to complete plaintiff questionnaire;
- d. Researched and summarized client information and background;
- e. Drafted complaint regarding client allegations;
- f. Researched and analyzed information in related complaints;
- g. Researched, drafted and filed MDL motion papers, consulted with other parties, counsel, and otherwise participated in MDL proceedings;
- h. Consulted with co-counsel regarding case organization, case strategies, pretrial conference and case management hearing, proposed case management order, discovery plan and strategies, ESI and deposition protocols, proposed

protective order, preservation of data and information, and proposals for special master recommendations;

- i. Participated in court hearing regarding case organization and case management;
- j. Drafted correspondence to defendants regarding obligations to preserve information and documents;
- k. Drafted initial disclosures and initial discovery requests;
- l. Drafted ESI and deposition protocols;
- m. Consulted with co-counsel in preparation for settlement mediation; and
- n. Consulted with client regarding case status and settlement information.

5. Summary of Time and Expenses. During the course of this litigation, the Firm performed 31 hours of work in connection with this litigation to the benefit of the Settlement Fund. Based upon the Firm's current hourly rates, the lodestar value of the time is \$23,547.50. The chart below indicates the attorneys and paralegals at my firm who worked on this litigation, the number of hours worked, 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.

Name	Title	Hourly Rate	Number of Hours	Total Lodestar
Richard A. Lockridge	Partner	\$975	1.00	\$975.00
W. Joseph Bruckner	Partner	\$950	15.00	\$14,250.00
Heidi M. Silton	Partner	\$925	1.00	\$925.00
Elizabeth R. Odette	Partner	\$750	2.60	\$1,950.00
Anna M. Horning Nygren	Partner	\$750	.70	\$525.00
Craig S. Davis	Associate	\$700	0	\$0
Simeon A. Morbey	Associate	\$575	6.60	\$3,795.00
Stephen M. Owen	Associate	\$575	0	\$0
Elizabeth M. Sipe	Paralegal	\$275	4.10	\$1,127.50
<b>TOTALS:</b>			<b>31.00</b>	<b>\$23,547.50</b>

6. 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. 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.

7. During the course of this litigation, the Firm incurred expenses in the sum of \$2,684.37. These expenses were reasonably and necessarily incurred in connection with this litigation and are summarized in the chart below. Expense documentation has been provided to Lead Counsel for audit and review.

<b>DESCRIPTION</b>	<b>AMOUNTS</b>
Internal Reproduction / Copies	\$ 84.90
Court Fees (Filing costs, etc.)	\$ 210.00
Computer Research	\$ 867.72
Telephone/Fax/E-mail	\$ 2.98
Postage/Express Delivery/Messenger	\$ 230.16
Air Transportation	\$ 889.00
Ground Transportation, Etc.	\$ 96.84
Meals	\$ 18.91
Lodging	\$ 283.86
<b>TOTAL EXPENSES</b>	<b>\$ 2,684.37</b>

8. The expenses incurred are reflected on the books and records of the Firm. These books and records are prepared from checks and expense vouchers that are regularly kept and maintained by the Firm and accurately reflect the expenses incurred.

9. 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 Minneapolis, MN on May 1, 2020.

By: /s/ W. Joseph Bruckner

W. Joseph Bruckner