

1 Steve W. Berman (*pro hac vice*)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
2 1301 Second Avenue, Suite 2000  
Seattle, WA 98101  
3 Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
4 steve@hbsslaw.com

5 Shana E. Scarlett (217895)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
6 715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
7 Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
8 shanas@hbsslaw.com

9 *Lead Counsel for Indirect  
Purchaser Class*

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 IN RE OPTICAL DISK DRIVE PRODUCTS  
15 ANTITRUST LITIGATION

No. 3:10-md-2143 RS (JCS)

MDL No. 2143

17 *This Document Relates to:*

18 ALL INDIRECT PURCHASER ACTIONS

19 INDIRECT PURCHASER PLAINTIFFS'  
20 RESPONSE TO ADMINISTRATIVE  
MOTION FOR STATUS ON DISTRIBUTION  
OF INDIRECT PURCHASER CLASS FUND

21 DATE ACTION FILED: Oct. 27, 2009

1 Indirect Purchaser Plaintiffs (IPPs) submit this response to the Administrative Motion for  
2 Status on Distribution of Indirect Purchaser Class Fund, filed November 5, 2021 (ECF No. 3068).

3 On September 9, 2021, this Court ordered the claims administrator to make a distribution of  
4 the settlement fund “pursuant to the previously approved procedures and requirements at the earliest  
5 practicable time.” ECF No. 3062 at 6. Class member / objector Shiyang Huang has requested an  
6 update on the status of distribution (ECF No. 3068).

7 Administering the distribution of such sizeable settlements is no small feat. At the close of  
8 the claims period, there were 495,186 claims for 137 billion devices. Some of these claims were so  
9 high as to necessitate an audit of documentation. Reasonable notice of the potential for claims to be  
10 audited was given to class members and contained on the claim form. The claims administrator has  
11 undertaken an audit of two types of claims – 800 high-value claims and 2,000 claims that are facially  
12 deficient (there was no purchase value provided on the claim). Notice has been sent to these 2,800  
13 claimants, allowing for a period of time for the return of paperwork. The claims administrator  
14 expects to receive all materials in the next two weeks (by approximately November 23, 2021), and  
15 will likely need an additional four weeks to process any responses and complete any follow-up with  
16 class members that may be needed (by approximately December 21, 2021).

17 Once the claims administrator has completed this review, they will need three to four weeks  
18 to prepare award calculations for the plaintiffs’ and Court’s review. Given this timeline, plaintiffs  
19 propose filing a status update and proposed plan of distribution with the Court on January 18, 2022.

20  
21 DATED: November 9, 2021

HAGENS BERMAN SOBOL SHAPIRO LLP

22  
23 By /s/ Shana E. Scarlett  
SHANA E. SCARLETT

24 Shana E. Scarlett (217895)  
25 715 Hearst Avenue, Suite 202  
26 Berkeley, CA 94710  
27 Telephone: (510) 725-3000  
28 Facsimile: (510) 725-3001  
shanas@hbsslaw.com

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Steve W. Berman (*pro hac vice*)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
1301 Second Avenue, Suite 2000  
Seattle, WA 98101  
Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
steve@hbsslaw.com

*Lead Counsel for Indirect Purchaser Class*