

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

**IN RE SYNGENTA AG MIR162 CORN
LITIGATION**

Master File No. 2:14-MD-02591-JWL-JPO

**THIS DOCUMENT RELATES TO
ALL CASES EXCEPT:**

MDL No. 2591

*Louis Dreyfus Company Grains
Merchandising LLC v. Syngenta AG, et
al.*, No. 16-2788-JWL-JPO

*Trans Coastal Supply Company, Inc. v.
Syngenta AG, et al.*, No. 2:14-cv-02637-
JWL-JPO

*The Delong Co., Inc. v. Syngenta AG, et
al.*, No. 2:17-cv-02614-JWL-JPO

*Agribase International Inc. v. Syngenta
AG, et al.*, No. 2:15-cv-02279-JWL-JPO

**SUPPLEMENTAL INFORMATION PURSUANT TO THE COURT'S ORDER
REGARDING ATTORNEY FEE SUBMISSIONS ON BEHALF OF
SUBCLASS COUNSEL**

Pursuant to the Court's July 18, 2018 Order Regarding Attorney Fee Submissions, ECF No. 3613, attached are the PDF versions of the Excel charts requested by the Court from Subclass Counsel:

| | |
|-----------|--|
| Exhibit 1 | Carella, Byrne, Cecchi, Olstein, Brody & Agnello, P.C. |
| Exhibit 2 | Shamberg Johnson and Bergman |
| Exhibit 3 | Wexler Wallace LLP |

August 3, 2018

Respectfully Submitted,

/s/ Patrick J. Stueve

STUEVE SIEGEL HANSON LLP

Patrick J. Stueve, KS Bar #13847

460 Nichols Road, Suite 200

Kansas City, Missouri 64112

Telephone: (816) 714-7100

Facsimile: (816) 714-7101

stueve@stuevesiegel.com

**CO-LEAD, CLASS AND LIAISON COUNSEL
FOR PLAINTIFFS AND SETTLEMENT CLASS COUNSEL**

SEEGER WEISS LLP

Christopher A. Seeger

55 Challenger Road

Ridgefield Park, NJ 07660

Telephone: (212) 584-0700

Facsimile: (212) 584-0799

cseeger@seegerweiss.com

**MEMBER OF PLAINTIFFS' SETTLEMENT
NEGOTIATION COMMITTEE
AND SETTLEMENT CLASS COUNSEL**

SHAMBERG JOHNSON AND BERGMAN

Lynn R. Johnson

2600 Grand Blvd.

Suite 500

Kansas City, Missouri 64108

Telephone: (816) 474-0004

Facsimile: (816) 474-0003

ljohnson@sjblaw.com

**SUBCLASS COUNSEL FOR THE
VIPTERA/DURACADE CORN PRODUCER SUBCLASS**

WEXLER WALLACE LLP

Kenneth A. Wexler
55 W. Monroe Street
Suite 3300
Chicago, IL 60603
Telephone: (816) 589-6270
Facsimile: (312) 346-2222
kaw@wexlerwallace.com

**SUBCLASS COUNSEL FOR THE GRAIN HANDLING
FACILITY SUBCLASS**

CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO, P.C.

James E. Cecchi
5 Becker Farm Rd.
Roseland, NJ 07068
Telephone: (973) 994-1700
Facsimile: (973) 994-1744
JCecchi@carellabyrne.com

**SUBCLASS COUNSEL FOR THE ETHANOL PRODUCTION
FACILITY SUBCLASS**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on August 3, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to all counsel of record.

/s/ Patrick J. Stueve
Plaintiffs' Co-Lead, Liaison, and Class Counsel for
Plaintiffs

EXHIBIT 1

| LEGAL FEES FROM CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO, P.C. | | Approved Common Benefit Work | | Other Work | Notes |
|---|--|------------------------------|-------------|------------|---|
| TASK PERFORMED | TIMEKEEPER | Hours | Fees | Hours Fees | |
| PLEADINGS, BRIEFS, DISPOSITIVE MOTIONS | | | | | |
| Complaint drafting | Attorneys Contract Attorneys Non-attorneys | 5.6 | \$4,760.00 | | work related to resrepresentation of Ethanol producer subclass |
| Dispositive motion briefing/argument | Attorneys Contract Attorneys Non-attorneys | 34.5 | \$22,425.00 | | work related to plaintiffs' motion to consolidate state classes for bellwether trials |
| Class certification motion briefing and argument | Attorneys Contract Attorneys Non-attorneys | | | | |
| DISCOVERY, DEPOSITIONS, DOC REVIEW | | | | | |
| Plaintiff fact sheet preparation/review | Attorneys Contract Attorneys Non-attorneys | | | | |
| Paper discovery (Syngenta and third parties) | Attorneys Contract Attorneys | | | | |
| Paper discovery against plaintiffs | Non-attorneys | 0.8 | \$100.00 | | work related to resrepresentation of Ethanol producer subclass |
| Discovery motion practice and communications with adverse parties | Attorneys Contract Attorneys Non-attorneys | | | | |
| Fact depositions (Syngenta and third parties) | Attorneys Contract Attorneys Non-attorneys | | | | |
| Defend fact depositions (of plaintiffs) | Attorneys Contract Attorneys Non-attorneys | | | | |
| Discovery file management | Attorneys Contract Attorneys Non-attorneys | | | | |
| EXPERT WORK, DAUBERT MOTIONS | | | | | |
| Plaintiffs' expert witness work (including development of report, defense of depositions) | Attorneys Contract Attorneys Non-attorneys | 26 | \$22,100.00 | | Work related to representation of Ethanol producer subclass |
| Defendant expert witness work (depositions) | Attorneys Contract Attorneys Non-attorneys | | | | |
| Daubert motion practice (plaintiff experts) | Attorneys Contract Attorneys | | | | |

| | | | | |
|--|--------------------|------|-------------|--|
| Daubert motion practice (defense experts) | Non-attorneys | | | |
| | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| PRETRIAL PREP, TRIAL, AND POST TRIAL | | | | |
| Motions in limine | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Trial (presenting witnesses and argument) | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Trial briefing and jury instructions | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Other pretrial motion practice | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Post-trial briefing | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| SETTLEMENT AND SETTLEMENT ADMINISTRATION | | | | |
| Pre-settlement communication with clients | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Settlement negotiations | Attorneys | 92.4 | \$78,540.00 | work related to resrepresentation of Ethanol producer subclass |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Assisting clients in perfecting claims in settlement | Attorneys | | | |
| | Contract Attorneys | | | |
| | Non-attorneys | | | |
| Preparation of fee petition | Attorneys | 19.7 | \$14,005.00 | |
| | Contract Attorneys | | | |
| | Non-attorneys | 3.7 | \$462.50 | |
| ADMINISTRATIVE | | | | |
| Administrative work as court-appointed leadership | Attorneys | 0.4 | \$260.00 | work related to resrepresentation of Ethanol producer subclass |
| | Contract Attorneys | | | |
| | Non-attorneys | 1 | \$125.00 | work related to resrepresentation of Ethanol producer subclass |
| OTHER (describe in Notes) | | | | |
| | Attorneys | 4.1 | \$3,445.00 | email correspondence by Donald Ecklund; telephone calls with Robert Shelquist, MA regarding representation of Ethanol producer subclass; begin research on case; review pleadings. |
| | Contract Attorneys | | | |
| | Non-attorneys | 0.2 | \$25.00 | check request to accounting for transcript invoice from April 5, 2018 motion hearing |

| | | | | |
|--------------|--|-------|--------------|---|
| | | | | <p>The total hours (188.4) and lodestar amount (\$146,247.50) are larger than the total hours and lodestar amount set forth in the July 7, 2018 Declaration of James E. Cecchi in support of the fee petition. The total figures here (188.4 hours and \$146,247.50) should be relied upon, as the previous figures were incorrectly calculated due to an arithmetic error and failure to include time that should have been included for the period of June 2018 (i.e., time accrued prior to the filing of the fee petition).</p> |
| TOTAL | | 188.4 | \$146,247.50 | |

**EXPENSES PAID BY CARELLA, BYRNE,
CECCHI, OLSTEIN, BRODY & AGNELLO, P.C.****Amount****Notes**

| | | |
|--|--------------------|--|
| Common Benefit Assessment Fees | | |
| Postage | | |
| Photocopying | | |
| Hotels | | |
| Meals | | |
| Mileage | | |
| Air Travel | | |
| Common Benefit Assessment Fees | | |
| Court Fees | | |
| Transcript Fees | \$46.20 | |
| Ground Transportation | | |
| Expert/Consulting Fees Not Included in Common Benefit | \$15,000.00 | payment to expert for damage report in connection with representation of Ethanol producer subclass |
| Special Master Fees | | |
| Miscellaneous (Describe) | | |
| | | |
| TOTAL | \$15,046.20 | |

EXHIBIT 2

| LEGAL FEES FROM SHAMBERG JOHNSON AND BERGMAN | | Approved Common Benefit Work | | Other Work | | Notes |
|---|--|------------------------------|------|------------|------|-------|
| TASK PERFORMED | TIMEKEEPER | Hours | Fees | Hours | Fees | |
| PLEADINGS, BRIEFS, DISPOSITIVE MOTIONS | | | | | | |
| Complaint drafting | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Dispositive motion briefing/argument | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Class certification motion briefing and argument | Attorneys Contract Attorneys Non-attorneys | | | | | |
| DISCOVERY, DEPOSITIONS, DOC REVIEW | | | | | | |
| Plaintiff fact sheet preparation/review | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Paper discovery (Syngenta and third parties) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Paper discovery against plaintiffs | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Discovery motion practice and communications with adverse parties | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Fact depositions (Syngenta and third parties) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Defend fact depositions (of plaintiffs) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Discovery file management | Attorneys Contract Attorneys Non-attorneys | | | | | |
| EXPERT WORK, DAUBERT MOTIONS | | | | | | |
| Plaintiffs' expert witness work (including development of report, defense of depositions) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Defendant expert witness work (depositions) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Daubert motion practice (plaintiff experts) | Attorneys | | | | | |

| | | | | |
|--|--|----|-------------|--|
| Daubert motion practice (defense experts) | Contract Attorneys Non-attorneys | | | |
| | Attorneys Contract Attorneys Non-attorneys | | | |
| PRETRIAL PREP, TRIAL, AND POST TRIAL | | | | |
| Motions in limine | Attorneys Contract Attorneys Non-attorneys | | | |
| Trial (presenting witnesses and argument) | Attorneys Contract Attorneys Non-attorneys | | | |
| Trial briefing and jury instructions | Attorneys Contract Attorneys Non-attorneys | | | |
| Other pretrial motion practice | Attorneys Contract Attorneys Non-attorneys | | | |
| Post-trial briefing | Attorneys Contract Attorneys Non-attorneys | | | |
| SETTLEMENT AND SETTLEMENT ADMINISTRATION | | | | |
| Pre-settlement communication with clients | Attorneys Contract Attorneys Non-attorneys | | | |
| Settlement negotiations | Attorneys Contract Attorneys Non-attorneys | 76 | \$55,100.00 | |
| Assisting clients in perfecting claims in settlement | Attorneys Contract Attorneys Non-attorneys | | | |
| Preparation of fee petition | Attorneys Contract Attorneys Non-attorneys | | | |
| ADMINISTRATIVE | | | | |
| Administrative work as court-appointed leadership | Attorneys Contract Attorneys Non-attorneys | | | |
| OTHER (describe in Notes) | | | | |
| | Attorneys Contract Attorneys Non-attorneys | | | |

**EXPENSES PAID BY SHAMBERG JOHNSON
AND BERGMAN**
Amount
Notes

| | | |
|--|-------------------|--|
| Common Benefit Assessment Fees | | |
| Postage | | |
| Photocopying | \$138.40 | |
| Hotels | \$1,392.52 | |
| Meals | | |
| Mileage | | |
| Air Travel | \$2,886.24 | |
| Common Benefit Assessment Fees | | |
| Court Fees | | |
| Transcript Fees | | |
| Ground Transportation | \$493.00 | |
| Expert/Consulting Fees Not Included in Common Benefit | | |
| Special Master Fees | | |
| Miscellaneous (Describe) | | |
| | | |
| TOTAL | | |
| | \$4,910.16 | |

EXHIBIT 3

| LEGAL FEES FROM WEXLER WALLACE LLP | | Approved Common Benefit Work | | Other Work | | Notes |
|---|--|------------------------------|------|------------|------|-------|
| TASK PERFORMED | TIMEKEEPER | Hours | Fees | Hours | Fees | |
| PLEADINGS, BRIEFS, DISPOSITIVE MOTIONS | | | | | | |
| Complaint drafting | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Dispositive motion briefing/argument | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Class certification motion briefing and argument | Attorneys Contract Attorneys Non-attorneys | | | | | |
| DISCOVERY, DEPOSITIONS, DOC REVIEW | | | | | | |
| Plaintiff fact sheet preparation/review | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Paper discovery (Syngenta and third parties) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Paper discovery against plaintiffs | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Discovery motion practice and communications with adverse parties | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Fact depositions (Syngenta and third parties) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Defend fact depositions (of plaintiffs) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Discovery file management | Attorneys Contract Attorneys Non-attorneys | | | | | |
| EXPERT WORK, DAUBERT MOTIONS | | | | | | |
| Plaintiffs' expert witness work (including development of report, defense of depositions) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Defendant expert witness work (depositions) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Daubert motion practice (plaintiff experts) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| Daubert motion practice (defense experts) | Attorneys Contract Attorneys Non-attorneys | | | | | |
| PRETRIAL PREP, TRIAL, AND POST TRIAL | | | | | | |
| Motions in limine | Attorneys | | | | | |

| | | | | |
|---|--|-----------------|----------------------------|---|
| Trial (presenting witnesses and argument) | Contract Attorneys Non-attorneys | | | |
| Trial briefing and jury instructions | Attorneys Contract Attorneys Non-attorneys | | | |
| Other pretrial motion practice | Attorneys Contract Attorneys Non-attorneys | | | |
| Post-trial briefing | Attorneys Contract Attorneys Non-attorneys | | | |
| SETTLEMENT AND SETTLEMENT ADMINISTRATION | | | | |
| Pre-settlement communication with clients | Attorneys Contract Attorneys Non-attorneys | 1.5 | \$1,275.00 | |
| Settlement negotiations | Attorneys Contract Attorneys Non-attorneys | 62 | \$51,087.50 | |
| Assisting clients in perfecting claims in settlement | Attorneys Contract Attorneys Non-attorneys | 0.3 | \$82.50 | |
| Preparation of fee petition | Attorneys Contract Attorneys Non-attorneys | | | |
| ADMINISTRATIVE | | | | |
| Administrative work as court-appointed leadership | Attorneys Contract Attorneys Non-attorneys | | | |
| OTHER (describe in Notes) | | | | |
| Preliminary approval - allocation <i>[This submission includes six hours of work I performed as subclass counsel on 04/05/18 that was related to the preliminary approval hearing and which was inadvertently excluded from my original submission.]</i> | Attorneys Contract Attorneys Non-attorneys | 16.3 0.2 | \$13,855.00 \$55.00 | Materials reviewed/prepared for Preliminary Approval hearing to support allocation; Attendance at Preliminary Approval hearing; confer with Rick Paul and Ashlea Schwartz. Assistance with materials for Preliminary Approval hearing. |
| Communications with class members or representatives | Attorneys Contract Attorneys Non-attorneys | 1.8 | \$1,530.00 | Communications with class members or representatives regarding allocation and/or claims |

| EXPENSES PAID BY WEXLER WALLACE LLP | Amount | Notes |
|---|-------------------|---|
| Common Benefit Assessment Fees | \$0.00 | |
| Postage | \$75.63 | Fedex Delivery of Documents for out of town meetings |
| Photocopying | \$0.09 | |
| Hotels | \$1,097.42 | Travel to Davis, CA and New York, NY |
| Meals | \$437.96 | Travel to Davis, CA and New York, NY |
| Mileage | \$0.00 | |
| Air Travel | \$743.60 | Travel to Davis, CA and New York, NY |
| Common Benefit Assessment Fees | \$0.00 | |
| Court Fees | \$0.00 | |
| Transcript Fees | \$0.00 | |
| Ground Transportation | \$566.20 | Car rental in California; taxis during out-of-town travel |
| Expert/Consulting Fees Not Included in Common Benefit | \$2,700.00 | Colin Carter, Ph.D. (consultation on facts and damages) |
| Special Master Fees | \$0.00 | |
| Miscellaneous (Describe) | \$0.26 | Computer Research |
| | | |
| TOTAL | \$5,621.16 | |