

EXHIBIT 1

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE:

22-MD-3050 (KPF)

CHANTIX (VARENICLINE)
MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION
(NO. II)

22-MC-3050 (KPF)

This Document Relates to All Actions

**DECLARATION OF DARYL SCOTT IN SUPPORT OF CLASS COUNSEL’S
MOTION FOR ATTORNEYS’ FEES, REIMBURSEMENT OF EXPENSES,
AND SERVICE AWARDS**

I, Daryl Scott, pursuant to 28 U.S.C. §1746, hereby declare:

1. I am a Partner at the law firm of Scott+Scott Attorneys at Law LLP (“Scott+Scott”), counsel for Plaintiff Central Midwest Regional Council of Carpenters Welfare Fund f/k/a Ohio Carpenters’ Health Fund (“Central Midwest”) and the proposed Settlement Class. I submit this Declaration in support of Plaintiffs’ Motion for Attorneys’ Fees, Reimbursement of Expenses, and Service Awards filed concurrently herewith. I have personal knowledge of the matters stated herein and, if called upon as a witness, could and would testify competently to them.

2. Scott+Scott served as co-lead counsel for TPP Plaintiffs and the proposed Settlement Class in this action (the “Action”). Unless otherwise defined, capitalized terms have the meaning assigned in the Class Action Settlement Agreement between Plaintiffs and Defendant Pfizer, Inc.. See ECF No. 131-1.

3. **Exhibit A** summarizes the hours worked and lodestar incurred by Scott+Scott from inception of this Action through August 1, 2026. The hours are drawn from contemporaneous time records prepared and maintained in the ordinary course of business. Lodestar is calculated using the firm’s current hourly rates and excludes expenses. The firm reviewed its time records

for accuracy, necessity, and reasonableness, and in the exercise of billing judgment and consistent with its standard practices, reduced certain time entries and the resulting lodestar.

4. The hours reported in this Declaration do not include time spent after August 1, 2026, including any work preparing this declaration or effectuating the Settlement after that date, preparing for, or attending the Final Approval Hearing, or administering the Settlement, if approved by the Court.

5. Scott+Scott primarily represents clients on a contingency-fee basis. The billing rates listed in **Exhibit A** are consistent with the rates the firm has submitted, and courts have approved in other class action cases, including lodestar cross-checks using the firm's then-prevailing rates. *See, e.g., See, e.g., Lopez, et al., v. Apple Inc.*, No. 4:19-cv-04577, ECF No. 429 (N.D. Cal. Oct. 16, 2025); *Russo, et al., v. Walgreen Co.*, No. 1:17-cv-02246, ECF No. 806 (N.D. Ill.); *Anaya v. Cencora, Inc.*, No. 2:24-cv-02961, ECF No. 140 (Feb. 11, 2026 E.D. Pa.); and *Barrett v. Apple Inc.*, 2025 WL 1002786, at *3 (N.D. Cal. Apr. 3, 2025). For personnel no longer employed by Scott+Scott, the lodestar calculation is based on the billing rates for such personnel in his or her final year of employment.

6. The services Scott+Scott performed on behalf of the putative class include, among other things:

- Drafting and revising the complaint;
- Preparing portions of Plaintiffs' opposition to Pfizer's motions to dismiss;
- Researching Pfizer's operations to identify discovery custodians;
- Drafting and revising written discovery requests;
- Conducting meet-and-confer conferences and related correspondence regarding the scope of Pfizer's and non-parties' discovery;

- Reviewing and analyzing discovery produced by Pfizer;
- Conducting meet-and-confer conferences and related correspondence regarding the scope of Plaintiffs' discovery; and
- Reviewing for relevance and privilege and producing Plaintiffs' discovery.

7. Scott+Scott devoted 4539.8 hours to this Action. The resulting lodestar is \$3,780,725.50.

8. **Exhibit B** is a schedule of Scott+Scott's expenses reasonably incurred in this Action and for which it seeks reimbursement. These expenses are billed separately and are not included in the firm's hourly rates. They do not include general overhead, and the firm has not added any surcharge to the amounts paid to the underlying vendors.

9. The firm believes the Court should approve the requested litigation expenses because the firm reasonably and necessarily incurred them in prosecuting this Action.

10. As reflected in **Exhibit B(1)**, Scott+Scott incurred a total of \$53,030.41 in expenses from the inception of this Action through August 1, 2026. The schedule is drawn from the firm's books and records, which are maintained in the ordinary course of business and supported by expense vouchers, check records, receipts, and other source documents.

11. The summary of expenses above does not include Scott+Scott's contribution to the litigation fund. In addition to the expenses listed above, in order to fund joint case costs, our firm created a separate bank account ("Litigation Fund") and the firms leading this action, including Scott+Scott, funded the account with periodic assessments. From this litigation fund, Class Counsel paid a total of \$45,000.01 in expenses reasonably and necessarily incurred in connection with the Action. Each of these costs were paid to third parties, and none of the costs were internal firm costs. **Exhibit B(2)** is a summary of the Litigation Fund expenses by category. If the Court

requires the expense detail, Class Counsel request that it be allowed to submit it *in camera* to the Court.

12. Scott+Scott has extensive experience prosecuting consumer litigation and other complex class actions. Scott+Scott's resume is attached as **Exhibit C**.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this 28th day of August 2026, in Richmond, Virginia.

A handwritten signature in black ink, appearing to read "D Scott", written over a horizontal line.

Daryl Scott

EXHIBIT A

Professional Name	Professional Status	Hourly Rate	Hours	Lodestar
Don Broggi	Partner	1960	25.30	\$ 49,588.00
Joe Guglielmo	Partner	1465	508.10	\$ 744,366.50
Erin Green Comite	Partner	1210	136.00	\$ 164,560.00
Hal Cunningham	Partner	1195	20.40	\$ 24,378.00
Kristen Anderson	Of Counsel	1135	11.70	\$ 13,279.50
Michelle Conston	Senior Associate	990	637.00	\$ 630,630.00
Andrew Stanko	Associate	700	621.30	\$ 434,910.00
Anjori Mitra	Associate	910	133.10	\$ 121,121.00
Alexander Liberman	Staff Attorney	565	52.10	\$ 29,436.50
Alyssa Schneider	Staff Attorney	720	39.20	\$ 28,224.00
Darrin Weiss	Staff Attorney	670	278.00	\$ 186,260.00
Deniece Kuwahara	Staff Attorney	720	23.00	\$ 16,560.00
Elizabeth Campos	Staff Attorney	740	76.20	\$ 56,388.00
Esther Oh	Staff Attorney	720	85.50	\$ 61,560.00
James Kim	Staff Attorney	740	100.30	\$ 74,222.00
Lisa Robinson	Staff Attorney	720	71.80	\$ 51,696.00
Mingzhao Xu	Staff Attorney	720	489.50	\$ 352,440.00
Victoria Burke	Staff Attorney	720	68.00	\$ 48,960.00
Vinod Shankar	Staff Attorney	720	51.30	\$ 36,936.00
Yvonne Funk	Staff Attorney	720	529.90	\$ 381,528.00
Diana Vegas	Paralegal	450	82.90	\$ 37,305.00
Ellen Jordan	Paralegal	435	36.20	\$ 15,747.00
Kelly Hogan	Paralegal	415	55.00	\$ 22,825.00
Kimberly Jager	Paralegal	450	20.00	\$ 9,000.00
Mateo Salgado	Paralegal	450	27.60	\$ 12,420.00
Michael Himes	Paralegal	435	17.60	\$ 7,656.00
Charlie Torres	Lit Support	450	120.20	\$ 54,090.00
Christopher Pierce	Doc Review Mgr	515	222.60	\$ 114,639.00
Total			4539.80	\$ 3,780,725.50

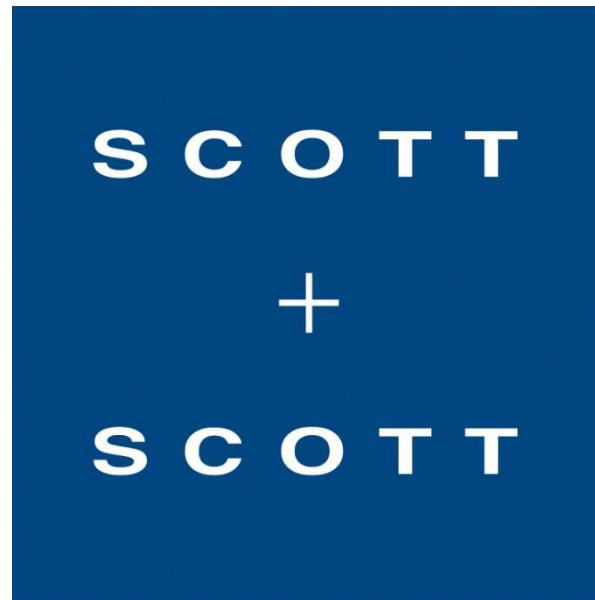
EXHIBIT B(1)

EXPENSE CATEGORIES	AMOUNT
Travel - Airfare, Lodging, Meals, Taxi	15,005.83
Computer Research, Databases & Docket	4,336.55
Document Review Hosting	29,827.16
In-House Copying	2,223.25
Postage, Mailing, FedEx, UPS & Messengers	146.71
Service, Filing & Other Fees	945.50
Transcripts	545.41
TOTAL	\$ 53,030.41

EXHIBIT B(2)

EXPENSES	PAID
Expert/Philip Russ	\$ 12,962.50
Mediation/Resolutions, LLC	\$ 8,600.00
Document Review Hosting/LitIQ	\$ 16,650.91
Transcripts/Digital Evidence Group	\$ 5,588.90
Transcripts/Veritext	\$ 1,197.70
TOTAL	\$ 45,000.01

EXHIBIT C



FIRM RESUME

www.scott-scott.com



Scott+Scott specializes in the investigation and prosecution of complex actions across the globe—recovering billions for its clients. The Firm has extensive experience litigating securities fraud, antitrust, consumer and other complex cases, and is a pioneer in structured finance monitoring for client portfolios. We represent individual, institutional, and multinational clients in the US, UK, and EU courts, offering a one-stop shop for international recoupment.





THE FIRM

Scott+Scott was founded in 1975 and began its securities litigation practice in 1997. The Firm has since grown into one of the most respected U.S.-based law firms specializing in the investigation and prosecution of complex securities, antitrust and other commercial actions in both the United States and Europe. Today, the Firm is comprised of more than 200 team members, including more than 140 attorneys supported by a seasoned staff of paralegals, IT and document management professionals, financial analysts, and in-house investigators.

Scott+Scott's largest offices are in New York, N.Y. and San Diego, C.A., with additional U.S. offices located in Connecticut, Delaware, Nebraska, Ohio, Texas, and Virginia. The Firm's European offices are currently located in London, Amsterdam, and Berlin and the Firm's Canadian office is located in Montreal.

Scott+Scott has extensive experience litigating cases on behalf of our institutional and individual clients throughout the United States, having served as court-appointed lead or co-lead counsel in numerous securities, antitrust, and consumer class actions, as well derivative and other complex proceedings, in both state and federal courts. The Firm also represents large investors and numerous corporations in commercial and other litigation in courts within the European Union (EU) and the United Kingdom.

Scott+Scott's attorneys are recognized experts and leaders in complex litigation and corporate governance. They have been regular speakers on CLE panels as well as at institutional investor educational conferences around the world and before boards of directors and trustees responsible for managing institutional investments. Scott+Scott attorneys educate institutional investors and governmental entities on the importance of fulfilling fiduciary obligations through the adoption of appropriate asset recovery services, as well as through the development and enforcement of corporate governance initiatives. The Firm's vast experience in structured debt financial litigation has also enabled us to provide clients with in-depth monitoring of their structured finance products, which often come with substantial undisclosed risks due to investors' limited ability to assess what they are acquiring. The Firm also has experience evaluating and monitoring for our clients' debt and debentures originating from private placements and non-public companies, including municipal bonds and derivatives.



CONSUMER PRACTICE GROUP

Scott+Scott's Consumer Practice Group consists of some of the premier advocates in the area of consumer protection and has litigated and secured some of the most significant consumer protection settlements on behalf of its clients, resulting in hundreds of millions of dollars in compensation to class members. The Firm's Consumer Practice Group has attorneys dedicated to three primary areas: Data Breach/Data Privacy Litigation, Insurance and Pharmaceutical Litigation, and Consumer Protection Litigation.

DATA BREACH/DATA PRIVACY

Scott+Scott has extensive experience litigating data privacy and data breach class actions, advancing cutting-edge legal theories. The Firm has achieved some of the largest recoveries in this area and currently serves in a leadership capacity in a number of data privacy and data breach class actions, including:

- *Lopez v. Apple Inc.*, No. 4:19-cv-04577 (N.D. Cal.) (\$95 million settlement on behalf of class of consumers and their minor children alleging privacy violations by Apple through its Siri application);
- *In re Equifax, Inc. Customer Data Sec. Breach Litig.*, No. 1:17-md-02800 (N.D. Ga.) (\$32.5 million settlement on behalf of class of financial institutions injured as a result of the 2017 Equifax data breach that exposed the personal and financial information of approximately 150 million U.S. consumers);
- *First Choice Fed. Credit Union v. The Wendy's Co.*, No. 2:16-cv-00506, (W.D. Pa.) (\$50 million settlement on behalf of class of financial institutions);
- *In re Google Assistant Privacy Litig.*, No. 5:19-cv-04286 (N.D. Cal.) (class certification granted on behalf of a class of consumers alleging privacy violations whereby Google Assistant records and discloses their private confidential communications without consent);
- *Baker v. ParkMobile, LLC*, No. 1:21-cv-02182 (N.D. Ga.) (\$32.8 settlement on behalf of class of consumers impacted by data breach);
- *In re TikTok, Inc., Consumer Privacy Litigation*, No. 1:20-cv-04699 (N.D. Ill.) (\$92 million settlement on behalf of consumers alleging violations of privacy claims); and



- *In re Yale New Haven Health Services Corp. Data Breach Litig.*, No. 3:25-cv-00609 (D. Conn.) (preliminary approval of \$18 million settlement of a data breach concerning the compromise of over 5 million individuals' private information).

The Firm has been appointed to a number of leadership positions in data privacy and data breach litigation, including:

- *In re MoveIT Customer Data Security Breach Litigation*, No. 1:23-md-0383 (D. Mass.) (Discovery Committee; claims on behalf of consumers arising out of data breach);
- *In re Consumer Vehicle Driving Data Tracking Litigation*, No. 1:24-MD-3115 (N.D. Ga.) (co-lead counsel; class action on behalf of consumers alleging that their driving data was unlawfully collected);
- *Doe v. Google LLC*, No. 3:23-cv-2431 (N.D. Cal.) (co-lead counsel; class action lawsuit alleging that Google's tracking code and technologies intercepted PHI from patients' communications with their health care providers);
- *Doe v. Shady Grove Reproductive Science Center, P.C.*, No. 8:24-cv-2368 (D. Md.) (co-lead counsel; class action on behalf of thousands of patients, alleging that fertility clinic knowingly and intentionally disclosed their private communications to third parties);
- *In re AT&T, Inc. Customer Data Sec. Breach Litig.*, MDL No. 3114 (N.D. Tex.) (PSC member; preliminary approval of \$149 million settlement of a data breach case on behalf of customers of AT&T's wireless, internet, satellite, and cables services whose personally identifying information was compromised);
- *Anaya v. Cencora, Inc.*, No. 2:24-cv-02961 (E.D. Pa.) (co-lead counsel; preliminary approval of \$40 million settlement arising out of claims on behalf of consumers arising out of data breach);
- *Gerber v. Twitter, Inc.*, No. 23-cv-00186 (N.D. Cal.) (co-lead counsel; class action on behalf of consumers arising out of data breach of approximately 200 million Twitter users);
- *In re: TikTok, Inc., In-App Browser Privacy Litigation*, No. 1:24-cv-02110 (N.D. Ill.) (member of Plaintiffs' Steering Committee; privacy claims on behalf of users of TikTok's in-app browser);
- *In re Change Healthcare, Inc. Customer Data Security Breach Litig.*, MDL No. 24-3108 (D. Minn.) (PSC committee member; claims on behalf of consumers arising out of data breach of healthcare information services provider);



- *American Medical Collection Agency, Inc., Customer Data Security Breach Litigation*, No. 2:19-md-02904 (D.N.J.) (member of Other Labs Track Steering Committee; claims on behalf of consumers arising out of data breach of medical collection organization); and
- *In re Shields Healthcare Group, Inc. Data Breach Litigation*, No. 1:22-cv-10901 (D. Mass) (member of Plaintiffs' Interim Executive Committee; preliminary approval of \$15.35 million settlement of a lawsuit involving claims on behalf of consumers concerning a data breach of personal information).

Additional data privacy and data breach settlements achieved by Scott+Scott for its clients include:

- *In re Fortra File Transfer Software Data Security Breach Litig.*, MDL No. 24-03090 (S.D. Fla.) (track lead; \$20 million settlement on behalf of a class of consumers arising out of data breach involving file transfer software services);
- *The Home Depot, Inc., Customer Data Sec. Breach Litig.*, MDL No. 2583 (N.D. Ga.) (co-lead counsel; \$27.25 million settlement on behalf of financial institutions involving data breach and theft of the personal and financial information of over forty million credit and debit card holders);
- *In re Arkansas Fed. Credit Union v. Hudson's Bay Co.*, No. 1:19-cv-4492 (S.D.N.Y.) (lead counsel, \$5.2 million settlement on behalf of consumers involving data breach of payment card information). In granting final approval of the settlement, the Court acknowledged that Scott+Scott's attorneys "have extensive experience in litigating data breach class actions in federal courts" and commended Scott+Scott for a "job well done";
- *In re Target Corp. Customer Data Sec. Breach Litig.*, MDL No. 2522 (D. Minn.) (\$59 million settlement on behalf of financial institutions injured by theft of sensitive payment card information);
- *Greater Chautauqua Fed. Credit Union v. Kmart Corp.*, No. 1:15-cv-02228 (N.D. Ill.) (settlement valued at \$13.4 million on behalf of financial institutions injured by the theft of sensitive payment card information); and
- *Veridian Credit Union v. Eddie Bauer LLC*, No. 2:17-CV-00356 (W.D. Wash.) (\$9.8 million settlement on behalf of financial institutions arising out of data breach of payment card information).



INSURANCE AND PHARMACEUTICAL

Scott+Scott represents consumers and health and welfare funds throughout the United States that have been overcharged in connection with their insurance and pharmaceutical transactions. The Firm currently serves, or has recently served, in a leadership capacity in a number of insurance and pharmaceutical class actions, representing both consumers and third-party payors, including:

- *Forth v. Walgreen Co.*, No. 1:17-cv-02246 (N.D. Ill.) (preliminary approval of \$100 million settlement on behalf of class of consumers and third-party payors alleging unlawful overcharges for medically necessary prescription drugs);
- *In re: Philips Recalled CPAP, Bi-Level PAP, and Mechanical Ventilator Products Litig.*, MDL No. 3014 (E.D. Pa.) (\$1.1 billion settlement reached on behalf of a class of consumers and hospital systems, as well as a class of third-party payors, that paid for defective devices);
- *Snyder v. The Cigna Group*, No. 3:23-cv-01451 (D. Conn.) (co-lead counsel on behalf of a putative class of insureds alleging they were wrongly denied an adequate medical claims review and thus were overcharged for medical care); and
- *State of Connecticut v. Assured Rx LLC et al.*, No. HHD-CV18-6101282-S (Connecticut Superior Court, Hartford District) (\$39 million trial verdict obtained against Assured Rx on behalf of the State of Connecticut alleging violations of false claims act resulting from scheme that had patients purchase compound prescription drugs through the State's healthcare plan). **The Firm's lawyers have obtained some of the largest settlements in consumer healthcare litigation, including:**
- *In re Managed Care Litig.*, MDL No. 1334 (S.D. Fla.) (settlements with Aetna, CIGNA, Prudential, Health Net, Humana, and WellPoint providing monetary and injunctive benefits exceeding \$1 billion); and
- *In re Prudential Ins. Co. SGLI/VGLI Contract Litig.*, MDL No. 2208 (D. Mass.) (\$40 million settlement was achieved on behalf of a class of military service members and their families who had purchased insurance contracts).



CONSUMER PROTECTION

Scott+Scott has been at the forefront in prosecuting consumer protection actions against organizations engaging in unfair practices. The Firm currently serves, or has recently served, in a leadership capacity in a number of consumer protection class actions, including:

- *Kulwicki v. Aetna Life Ins. Co.*, No. 22-cv-0229 (D. Conn.) (co-lead counsel in class action alleging insureds were discriminated against under the Affordable Care Act).

Recently, in settling a class action for \$35 million on behalf of consumers who had been victims of gift card scams, Judge Davila commended Scott+Scott for the “excellent result in large part because the Settlement Fund will fully reimburse all class members for the money they lost” and Scott+Scott’s experience that the “firm has in handling class action cases . . . necessary in achieving an efficient yet positive result for clients.” *Barrett v. Apple Inc.*, No. 5:20-cv-04812 (N.D. Cal.) Dec. 12, 2024 Transcript at 4, 26.

Additional consumer protection settlements achieved by Scott+Scott for its clients include:

- *Barrett v. Apple*, No. 5-20-cv-04812 (N.D. Cal.) (co-lead counsel, \$35 million settlement on behalf of consumers who were gift card scam victims);
- *Aquilina v. Certain Underwriters at Lloyd’s London*, No. 1:18-cv-00496 (D. Haw.) (class action settlement providing for 100% of damages on behalf of class of Hawaii homeowners who were placed into insurance excluding lava coverage and suffered devastating losses as a result of the 2018 eruption of Kilauea);
- *The Vulcan Society, Inc. v. City of New York*, No. 1:07-cv-02067 (E.D.N.Y.) (\$100 million settlement and significant injunctive relief was obtained for a class of black applicants who sought to be New York City firefighters, but were denied or delayed employment due to racial discrimination);
- *In re Providian Fin. Corp. Credit Card Terms Litig.*, MDL No. 1301 (E.D. Pa.) (\$105 million settlement was achieved on behalf of a class of credit card holders who were charged excessive interest and late charges on their credit cards);
- *In re Pre-Filled Propane Tank Mktg. & Sales Pracs. Litig.*, MDL No. 2086 (W.D. Mo.) (\$37 million settlement obtained on behalf of class of propane purchasers who alleged defendants overcharged the class for under-filled propane tanks);



- *Murr v. Cap. One Bank (USA), N.A.*, No. 1:13-cv-01091 (E.D. Va.) (\$7.3 million settlement on behalf of class of consumers who were misled into accepting purportedly 0% interest credit card offers); and
- *Gunther v. Cap. One, N.A.*, No. 2:09-cv-02966 (E.D.N.Y.) (settlement resulting in class members receiving 100% of their damages in case alleging consumers were improperly charged undeliverable mail fees).



ATTORNEY BIOGRAPHIES

DAVID R. SCOTT

PRACTICE EMPHASIS

Managing Partner David R. Scott represents multinational corporations, hedge funds, and institutional investors in high-stakes, complex litigation, including antitrust, commercial, and securities actions.



ADMISSIONS

States of New York, Pennsylvania, and Connecticut; United States Tax Court; United States Courts of Appeal: Second, Third, and Fifth Circuits; United States District Courts: Southern District of New York, Connecticut, Eastern District of Pennsylvania, Northern and Southern Districts of Texas, and Colorado

EDUCATION

New York University School of Law (LL.M. in taxation); Temple University School of Law (J.D., Moot Court Board, 1989); St. Lawrence University (B.A., *cum laude*, 1986)

HIGHLIGHTS

Mr. Scott is the Managing Partner of Scott+Scott with offices in New York, Amsterdam, London, Berlin, Montreal, California, Connecticut, Virginia, Delaware, Nebraska, Texas, and Ohio.

In addition to managing the firm's lawyers worldwide, Mr. Scott advises some of the world's largest multinational corporations in cartel damages and other complex matters. He has been retained to design corporate policies for the global recoupment of losses, and transatlantic private enforcement programs.

He currently represents multinational companies and hedge funds in cases involving, among other things, price-fixing in the trucks, foreign exchange, high voltage power cables, cardboard, and payment card sectors.

Mr. Scott's antitrust cases in the United States have resulted in significant recoveries for victims of price-fixing cartels. Among other cases, Mr. Scott served as co-lead counsel in ***Dahl v Bain Cap. Partners***, No. 1:07-cv-12388 (D. Mass.), an action alleging that the largest private equity firms in the United States colluded to suppress prices that shareholders received in leveraged buyouts and that the defendants recently agreed to settle for \$590.5 million. He was lead counsel in ***Red Lion Med. Safety v. Ohmeda***, No. 06-cv-1010 (E.D. Cal.), a lawsuit alleging that Ohmeda, one of the leading manufacturers of medical



anesthesia equipment in the United States, excluded independent service organizations from the market for servicing its equipment. The case was successfully resolved in settlement negotiations before trial.

Mr. Scott has received widespread recognition for his antitrust and competition law work. He has been elected to Who's Who Legal: Competition 2015-2020, which lists the world's top antitrust and competition law lawyers, selected based on comprehensive, independent survey work with both general counsel and lawyers in private practice around the world. He has also received a highly recommended ranking by Benchmark Litigation for each of the years 2013-2015. In addition, Mr. Scott is continually recognized in the U.S. by Best Lawyers and Super Lawyers.

In addition to his extensive competition law work, Mr. Scott has also taken the lead in bringing claims on behalf of institutional investors, such as sovereign wealth funds, corporate pension schemes, and public employee retirement funds. For example, he has been retained to pursue losses against mortgaged-backed securities trustees for failing to protect investors. He also represented a consortium of regional banks in litigation relating to toxic auction rate securities ("ARS") and obtained a sizable recovery for the banks in a confidential settlement. This case represents one of the few ARS cases in the country to be successfully resolved in favor of the plaintiffs.

Mr. Scott is frequently quoted in the press, including in publications such as The Financial Times, The Economist, The Guardian, The Daily Telegraph, The Wall Street Journal, and Law360. He is regularly invited to speak at conferences around the world and before Boards of Directors and trustees responsible for managing institutional investments.



JOSEPH P. GUGLIELMO

PRACTICE EMPHASIS

Joseph P. Guglielmo represents clients in consumer, antitrust and privacy litigation in federal and state courts throughout the United States.

ADMISSIONS

States of New York and Massachusetts; District of Columbia; United States Courts of Appeal: First, Second, Third, Sixth, Eighth, Ninth and Eleventh Circuits; United States District Courts: Southern, Eastern and Northern Districts of New York, Districts of Massachusetts, Connecticut, and Colorado, Northern District of Illinois, Eastern District of Wisconsin; United States Supreme Court

EDUCATION

Catholic University of America (J.D., 1995; B.A., *cum laude*, 1992; Certificate of Public Policy)

HIGHLIGHTS

Mr. Guglielmo is a partner in the firm's New York office and Chair of the firm's Consumer Practice Group. Mr. Guglielmo currently serves in a leadership capacity in a number of complex class actions, including: ***Forth v. Walgreen Co.***, No. 1:17-cv-02246 (N.D. Ill.) (lead counsel, \$100 million settlement on behalf of nationwide class of consumers and third-party payers alleging overcharges for prescription drugs); ***Lopez v. Apple Inc.***, No. 4:19-cv-04577 (N.D. Cal.) (\$95 million settlement on behalf of class of consumers and their minor children alleging privacy violations by Apple through its Siri application); ***In re Google Assistant Privacy Litigation***, No. 5:19-cv-04286 (N.D. Cal.) (co-lead counsel, \$68 million settlement on behalf of consumers alleging privacy violations whereby Google Assistant records and discloses their private, confidential communications without consent); ***In re Consumer Vehicle Driving Data Tracking Litigation***, No. 1:24-MD-3115 (N.D. Ga.) (co-lead counsel, class action on behalf of consumers alleging that their driving data was unlawfully collected); ***In re MAPFRE Data Disclosure Litig.***, No. 1:23-cv-12059 (D. Mass.) (PSC member; class action alleging MAPFRE voluntarily disclosed millions of consumers' driver's license numbers on its website in violation of the federal Drivers' Privacy Protection Act); ***Gerber v. Twitter, Inc.***, No. 23-cv-00186 (N.D. Cal.) (co-lead counsel, class action on behalf of consumer arising out of data breach of approximately 200 million Twitter users); ***In re Zillow Group, Inc. Session Replay Software Litig.***, No. 22-cv-01282 (W.D. Wash.) (court-appointed co-lead counsel; class action on behalf of users alleging that Zillow and Microsoft engaged in illegal wiretapping of electronic communications on Zillow's website and subpages); ***In re MoveIT Customer Data Security Breach Litigation***, No. 1:23-md-0383 (D. Mass.) (Discovery Committee, claims on behalf of consumers arising out of data breach); ***Barrett v. Apple, Inc.***, No. 20-cv-4812 (N.D. Cal.) (co-lead counsel, \$35 million settlement on behalf of consumers who were victims of gift card scams); and ***In re AT&T, Inc. Customer Data Sec.***



Breach Litig., MDL No. 3114 (N.D. Tex.) (PSC member, preliminary approval of \$149 million settlement of data breach case on behalf of customers of AT&T's wireless, internet, satellite, and cables services whose personally identifying information was compromised).

In 2024, Mr. Guglielmo was trial counsel in **State of Connecticut v. Assured Rx LLC, et al.**, Case No. HHD-CV18-6101282-S (Connecticut Superior Court, Harford District) and secured a landmark trial verdict of \$39 million dollars after a two week trial on behalf of the State of Connecticut arising out of a kickback scheme perpetrated by Assured Rx in violation of the Connecticut False Claims Act.

Mr. Guglielmo was also co-lead and trial counsel in **In Re: Disposable Contact Lens Antitrust Litigation**, No. 3:15-md-2626 (M.D. Fla.), where settlements in excess of \$118 million were obtained on behalf of a class of contact lens purchasers alleging violations of the antitrust laws. Mr. Guglielmo was also actively involved in **In re Foreign Exchange Benchmark Rates Antitrust Litigation**, No. 1:13-cv-07789 (S.D.N.Y.), where Scott+Scott was co-lead counsel and obtained settlements against 16 of the largest financial institutions totaling in excess of \$2.3 billion. Mr. Guglielmo was recognized for his efforts representing New York University in obtaining a monumental temporary restraining order seeking the recovery of over \$200 million from a Bernard Madoff feeder fund. Specifically, in approving the settlement, New York State Supreme Court Justice Richard B. Lowe III stated, "Scott+Scott has demonstrated a remarkable grasp and handling of the extraordinarily complex matters in this case. The extremely professional and thorough means by which NYU's counsel has litigated this matter has not been overlooked by this Court."

In the data breach and privacy arena, Mr. Guglielmo has achieved significant victories and obtained numerous settlements for his clients, including: **In re Equifax, Inc. Customer Data Security Breach Litigation**, No. 1:17-md-02800 (N.D. Ga.) (settlement valued at \$32.5 million on behalf of financial institutions injured as a result of the 2017 Equifax data breach that exposed the personal and financial information of approximately 150 million U.S. consumers); **In re The Home Depot, Inc., Customer Data Security Breach Litigation**, MDL No. 2583 (N.D. Ga.) (\$27.25 million settlement on behalf of financial institutions involving data breach and the theft of the personal and financial information of over 40 million credit and debit card holders); **First Choice Federal Credit Union v. The Wendy's Company**, No. 16-cv-00506 (W.D. Pa.) (\$50 million settlement on behalf of financial institutions involving data breach and the theft of the personal and financial information of over 18.5 million credit and debit card holders); **In re Yale New Haven Health Services Corp. Data Breach Litig.**, No. 3:25-cv-00609 (D. Conn.) (\$18 million settlement of a data breach concerning the compromise of over 5 million individuals' private information); **In re TikTok, Inc., Consumer Privacy Litigation**, No. 1:20-cv-04699 (N.D. Ill.) (\$92 million settlement on behalf of consumers alleging violations of privacy claims on behalf of consumers); **In re Target Corporation Customer Data Security Breach Litigation**, MDL No. 2522 (D. Minn.) (\$59 million settlement on behalf of financial institutions injured by the theft of sensitive payment card information); **Baker v. ParkMobile, LLC**, No. 1:21-cv-02182 (N.D. Ga.) (\$9 million settlement on behalf of consumers



injured by data breach); ***In Re: Overby-Seawell Company Customer Data Security Breach Litigation***, No. 1:23-md-03056 (N.D. Ga.) (\$6 million settlement on behalf of class of consumers injured by data breach); ***Veridian Credit Union v. Eddie Bauer LLC***, No. 2:17-CV-00356 (W.D. Wash.) (\$9.8 million settlement on behalf of financial institutions arising out of data breach of payment card information); ***Winsouth Credit Union v. Mapco Express Inc.***, No. 3:14-cv-1573 (M.D. Tenn.) (settlement of the largest dollar-per-card recovery on behalf of financial institutions involving data breach of credit and debit card information); ***Arkansas Federal Credit Union v. Hudson's Bay Co.***, No. 1:19-cv-4492 (S.D.N.Y.) (co-lead counsel, \$5.1 settlement); and ***Clarke, et al. v. Lemonade, Inc.***, No. 2022LA000308 (Ill. Cir. Ct. DuPage Cnty.) (co-lead counsel, settlement of \$6.5 million in cash and injunctive relief arising out of collection of biometric information).

Throughout Mr. Guglielmo's career, he has been one of the principals involved in the litigation and settlement of ***In re Managed Care Litigation***, MDL No. 1334 (S.D. Fla.), which included settlements with Aetna, CIGNA, Prudential, Health Net, Humana, and WellPoint, providing monetary and injunctive benefits exceeding \$1 billion and played a leading role and obtained substantial recoveries for his clients, including ***Love v. Blue Cross and Blue Shield Ass'n***, No. 03-cv-21296 (S.D. Fla.), which resulted in settlements of approximately \$130 million and injunctive benefits valued in excess of \$2 billion; ***In re Insurance Brokerage Antitrust Litigation***, MDL No. 1897 (D.N.J.), settlements in excess of \$180 million; ***In re Pre-Filled Propane Tank Marketing and Sales Practices Litigation***, MDL No. 2086 (W.D. Mo.), consumer settlements in excess of \$40 million; ***Bassman v. Union Pacific Corp.***, No. 97-cv-02819 (N.D. Tex.), \$35.5 million securities class action settlement; ***Boilermakers National Annuity Trust Fund v. WaMu Mortgage Pass-Through Certificates***, No. 09-cv-00037 (W.D. Wash.), \$26 million securities class action settlement; ***Murr v. Capital One Bank (USA), N.A.***, No. 13-cv-1091 (E.D. Va.), \$7.3 million settlement pending on behalf of class of consumers who were misled into accepting purportedly 0% interest offers; and ***Howerton v. Cargill, Inc.***, No. 13-cv-00336 (D. Haw.), \$6.1 million settlement obtained on behalf of class of consumers who purchased Truvia, purported to be deceptively marketed as "all-natural." Mr. Guglielmo was the principle litigator and obtained a significant opinion from the Hawaii Supreme Court in ***Hawaii Medical Association v. Hawaii Medical Service Association***, 113 Hawaii 77 (Haw. 2006), reversing the trial court's dismissal and clarifying rights for consumers under the state's unfair competition law.

Mr. Guglielmo lectures on antitrust law, complex litigation, ethics and electronic discovery and was a member of the Steering Committee of Working Group 1 of the Sedona Conference®(2014-2018), an organization devoted to providing guidance and information concerning issues such as discovery and production issues, and a member of the drafting team responsible for the *Sedona Principles, Third Edition*. Mr. Guglielmo was a drafting team leader for The Sedona Conference, *Commentary on Discovery of Collaboration Platforms Data*, 26 SEDONA CONF. J. 627 (forthcoming 2025). Mr. Guglielmo was a contributing author to *The Federal Judges' Guide to Discovery 4th Ed.* (2025), published by The Electronic



Discovery Institute. Mr. Guglielmo was also recognized for his achievements in litigation by his selection to The National Law Journal's "Plaintiffs' Hot List." In 2026, Mr. Guglielmo was recognized by Super Lawyers as a top Antitrust lawyer in the New York metro area and was named by Who's Who in Legal Litigation: Leading Practitioner-E-Discovery (2026). Mr. Guglielmo was also named by Lawdragon in 2026 as one of the 500 Leading Plaintiff Financial Lawyers in Securities, Antitrust and Consumer Litigation.

Mr. Guglielmo is also a member of the following associations: District of Columbia Bar Association, New York State Bar Association, American Association of Justice and American Bar Association.



ERIN GREEN COMITE

PRACTICE EMPHASIS

Erin Green Comite litigates complex class actions throughout the United States, representing the rights of consumers, insureds, and other individuals harmed by corporate misrepresentation and malfeasance.

ADMISSIONS

State of Connecticut; United States Courts of Appeal: Second, Third, Ninth, and Eleventh Circuits; United States District Courts: Southern, Northern, and Eastern Districts of New York, District of Connecticut, Northern District of Illinois, Eastern District of Wisconsin, and District of Colorado

EDUCATION

University of Washington School of Law (J.D., 2002); Dartmouth College (B.A., *magna cum laude*, 1994)

HIGHLIGHTS

Ms. Comite is a partner in the firm's Connecticut office and Co-Chair of the firm's Consumer Practice Group. Ms. Comite's practice focuses exclusively on consumer class action litigation, representing plaintiff classes relating to financial, insurance, and pharmaceutical fraud, unfair business practices, false and deceptive advertising, and data privacy. She has represented plaintiffs in class action proceedings throughout the country, predominantly in federal court, representing purchasers of consumer products, food, supplements, pharmaceuticals, healthcare services, and financial and insurance products against companies such as Aetna, Cigna, Humana, United Healthcare, Lloyd's of London, Banco Popular, Apple Bank, L'Oreal, Clinique, Ann Taylor, Best Buy, Kohl's, Sears, Gerber, Nestle, R.J. Reynolds, Rite Aid, Walgreens, and Walmart.

Ms. Comite frequently serves in a leadership role in complex class actions. For example, Ms. Comite currently represents a certified class of consumers alleging California state law claims challenging Google's disclosure of their private, confidential communications without consent in ***In re Google Assistant Privacy Litig.***, No. 5:19-cv-04286 (N.D. Cal.), and recently achieved a \$95 million settlement on behalf of consumers and their minor children alleging privacy violations under California state law by Apple through its Siri application in ***Lopez v. Apple Inc.***, No. 4:19-cv-04577 (N.D. Cal.). She also is litigating deceptive trade practices claims against Walgreen Co. on behalf of consumers and third-party payors allegedly overcharged for generic prescription drugs, ***Forth v. Walgreen Co.***, No. 1:17-cv-02246 (N.D. Ill.), and recently received preliminary approval of a \$100 million settlement. In addition, Ms. Comite has been appointed co-lead counsel in ***In re Beech-Nut Nutrition Company Baby Food Litig.***,



No. 21-cv-00133 (N.D.N.Y.), a case related to the sale of baby foods allegedly contaminated with toxic heavy metals, and is co-lead counsel in ***Snyder v. The Cigna Group***, No. 3:23-cv-01451 (D. Conn.), a case alleging insureds were wrongly denied an adequate review of their medical claims and thus were overcharged for medical care, and in ***Kulwicki v. Aetna Life Ins. Co.***, No. 22-cv-0229 (D. Conn.), a case alleging insureds were discriminated against under the Affordable Care Act.

Ms. Comite also is currently prosecuting, or has recently prosecuted, a number of data breach actions in court-appointed leadership positions, including as co-lead counsel in ***Anaya v. Cencora, Inc.***, No. 2:24-cv-02961 (E.D. Pa.) (\$40 million settlement); as one of the track leads in ***In re Fortra File Transfer Software Data Security Breach Litig.***, MDL No. 24-03090 (S.D. Fla.) (\$20 million settlement on behalf of a class of consumers); as a PSC member for the patient track in ***In re Change Healthcare, Inc. Customer Data Security Breach Litig.***, MDL No. 24-3108 (D. Minn.); and ***In re AT&T, Inc. Customer Data Sec. Breach Litig.***, MDL No. 24-3114 (N.D. Tex.) (PSC Briefing Committee).

Courts have recognized Ms. Comite's professionalism and competence. As court-appointed co-lead counsel in ***First Choice Federal Credit Union v. The Wendy's Co.***, No. 16-cv-00506 (W.D. Pa.), Ms. Comite represented a class of financial institutions that incurred losses arising out of a data breach and achieved a \$50 million settlement—one of the largest data breach settlements reached on behalf of financial institutions. In granting final approval to the settlement, U.S. Magistrate Judge Maureen Kelly commended Ms. Comite and her co-counsel, stating: "it's apparent to the Court that there was substantial and significant high-level work performed by counsel for the plaintiffs" and "as involved as this case was, if every case I had was as well-organized and professionally presented as this case has been, my life would be much easier." *Wendy's*, ECF No. 194, Nov. 6, 2019, Hrg. Tr. at 27-28, 32.

Ms. Comite has played an integral role in representing other classes of financial institutions that have suffered losses as a result of data breaches, in cases such as ***In re Equifax, Inc. Customer Data Sec. Breach Litig.***, MDL No. 2800 (N.D. Ga.) (chair of law and briefing committee) (settlement valued in excess of \$32.5 million on behalf of financial institutions involving data breach of credit and debit card information); ***In re The Home Depot, Inc., Customer Data Sec. Breach Litig.***, MDL No. 2583 (N.D. Ga.) (briefing and discovery committees; \$27.25 million settlement); ***In re Target Corp. Customer Data Sec. Breach Litig.***, MDL No. 2522 (D. Minn.) (deposed apex witness; \$59 million settlement); ***Veridian Credit Union v. Eddie Bauer LLC***, No. 2:17-cv-00356 (W.D. Wash.) (briefing, discovery, and settlement committees; settlement valued at \$9.8 million); ***Greater Chautauqua Federal Credit Union v. Kmart Corp.***, No. 15-cv-02228 (N.D. Ill.) (chair of the Plaintiffs' Steering Committee; \$8.1 million settlement); and ***Arkansas Federal Credit Union v. Hudson's Bay Co.***, No. 19-cv-4492 (S.D.N.Y.) (co-lead counsel; \$5.1 settlement). Similarly, Ms. Comite has recovered millions of dollars on behalf of consumers, in cases such as ***Aquilina v. Certain Underwriters at Lloyd's London***, No. 1:18-cv-00496



(D. Haw.) (class action settlement providing for 100% of damages on behalf of class of Hawaii homeowners who were placed into insurance excluding lava coverage and suffered devastating losses as a result of the 2018 eruption of Kilauea); ***In re Robinhood Outage Litig.***, No. 3:20-cv-01626 (N.D. Cal.) (\$9.9 settlement); ***Morrow v. Ann, Inc.***, No. 1:16-cv-03340 (S.D.N.Y.) (\$8.1 million settlement); ***Murr v. Capital One Bank (USA), N.A.***, No. 13-cv-1 091 (E.D. Va.) (\$7.3 million settlement); ***Luca v. Wyndham Worldwide Corp.***, No. 2:16-cv-00746 (W.D. Pa.) (\$7.6 settlement); ***Howerton v. Cargill, Inc.***, No. 13-cv-00336 (D. Haw.) (\$6.1 settlement); ***Valle v. Popular Community Bank***, No. 653936/2012 (N.Y. Supreme Ct.) (\$5.2 million settlement); and ***In re Nutella Mktg. & Sales Practices Litigation***, No. 11-cv-01086 (D.N.J.) (\$2.5 million settlement).

While Ms. Comite is experienced in all aspects of complex pre-trial litigation, she is particularly accomplished in achieving favorable results in discovery disputes. In *Hohider v. United Parcel Service, Inc.*, Ms. Comite spearheaded a nearly year-long investigation into every facet of UPS's preservation methods, requiring intensive, full-time efforts by a team of attorneys and paralegals well beyond that required in the normal course of pre-trial litigation. Ms. Comite assisted in devising the plan of investigation in weekly conference calls with the Special Master, coordinated the review of over 30,000 documents that uncovered a blatant trail of deception and prepared dozens of briefs to describe the spoliation and its ramifications on the case to the Special Master. In reaction to UPS's flagrant discovery abuses brought to light through the investigation, the Court conditioned the parties' settlement of the three individual ADA cases on UPS adopting and implementing preservation practices that passed the approval of the Special Master.

Ms. Comite also was recently awarded New England Partner of the Year. She also served as the sole trial counsel in a four-day jury trial in federal court of a prisoner civil rights case brought pursuant to 42 U.S.C. §1983 for violation of constitutional rights under the First Amendment and was awarded Special Recognition by the U.S. District Court for the District of Connecticut for her dedication and service as appointed *pro bono* counsel, providing guidance, expertise, and quality legal services to her client in the interest of justice, and without the promise of compensation. Ms. Comite's appellate victories in consumer class actions include *Cantor v. Beech-Nut Nutrition Co.*, No. 25-821-CV, 2026 WL 304246, at *1 (2d Cir. Feb. 5, 2026) (on brief) (achieving reversal of dismissal on standing grounds); ***White v. Beech-Nut Nutrition Co.***, No. 23-220-CV, 2024 WL 194699 (2d Cir. Jan. 18, 2024) (on brief) (achieving reversal of dismissal on primary jurisdiction grounds); ***Nunez v. Saks Inc.***, 771 F. App'x 401 (9th Cir. May 30, 2019) (oral argument and on brief) (achieving reversal of dismissal); ***Chavez v. Nestle USA, Inc.***, 511 F. App'x 606 (9th Cir. 2013) (on brief) (achieving a reversal of dismissal); and ***In re Nutella Mktg. & Sales Practices Litig.***, 589 F. App'x 53 (3d Cir. 2014) (on brief) (defending settlement from professional objectors).

Prior to entering law school, Ms. Comite served in the White House as Assistant to the Special Counsel to President Clinton. In that capacity, she handled matters related to the White House's response to



investigations, including four independent counsel investigations, a Justice Department task force investigation, two major oversight investigations by the House of Representatives and the Senate, and several other congressional oversight investigations.

In addition, Ms. Comite supports Connecticut Children's Medical Center, Special Olympics, and the American Heart Association.



DONALD A. BROGGI

PRACTICE EMPHASIS

Mr. Broggi is engaged in the Firm's securities, antitrust, mass tort, and consumer litigation practices.

ADMISSIONS

States of New York and Pennsylvania. United States District Court: Southern District of New York, Western District of Pennsylvania. United States Court of Appeals: First Circuit, Fourth Circuit, Sixth Circuit.

EDUCATION

Duquesne University School of Law (J.D., 2000); University of Pittsburgh (B.A., 1990)

HIGHLIGHTS

Mr. Broggi is a partner in the Firm's New York office and has represented institutional investors, including public pension funds and Taft-union funds in a variety of complex cases, including: ***In re Foreign Exchange Benchmark Rates Antitrust Litigation***, No. 1:13-cv-07789 (S.D.N.Y.): an antitrust class action alleging the world's largest banks conspired to fix the price of foreign currencies (\$2.3 billion in settlements to date); ***Alaska Elec. Pension Fund v. Bank of Am. Corp.***, No. 14-cv-07126 (S.D.N.Y.): an antitrust class action alleging the world's largest banks conspired to manipulate the ISDAfix rate (\$504.5 million settlement); ***Dahl v. Bain Capital Partners***, No. 07-cv-12388 (D. Mass.): an antitrust class action alleging that the nation's largest private equity firms, including KKR, Blackstone, TPG, Carlyle, Bain Capital, and Goldman Sachs, colluded to restrain competition and suppress prices paid to shareholders of public companies in connection with multi-billion dollar leveraged buyouts (\$590.5 million settlement); ***In re GSE Bonds Antitrust Litigation***, No. 19-cv-01704 (S.D.N.Y.): an antitrust class action alleging manipulation in the market for bonds issued by Government-Sponsored Entities, e.g., Freddie Mac and Fannie Mae (\$386.5 million settlement pending final approval); ***Irvine v. ImClone Sys., Inc.***, No. 02-cv-00109 (S.D.N.Y.): a securities fraud class action alleging that defendants violated Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 by issuing materially false and misleading statements to the market regarding the cancer drug Erbitux (\$75 million settlement); ***In re Wash. Mut. Mortg.-Backed Sec. Litigation***, No. 2:09-cv-00037 (W.D. Wash.): a securities fraud class action against Washington Mutual Bank alleging violations of §11 of the Securities Act for misleading investors about the quality of their mortgage-backed securities (\$26 million settlement); ***In re SanDisk LLC Sec. Litigation***, No. 15-cv-01455 (N.D. Cal.): a securities fraud class action alleging that defendants intentionally inflated the price of the Company's stock by making false and misleading statements and concealing information relating to SanDisk's business, operations, and prospects (\$50 million settlement); and ***Arkansas Teacher Retirement System v. Insulet Corp.***, No. 15-cv-12345 (D. Mass.): a securities fraud class action alleging Insulet Corporation



intentionally inflated the price of the Company's stock by issuing false and misleading statements concerning Insulet's launch of its new insulin infusion system, branded the OmniPod Eros (\$19.5 million settlement), among others.

Currently, Mr. Broggi is also representing cities, counties, and other municipalities from Massachusetts, Pennsylvania, New Jersey, and Florida in both state and federal litigation against the manufacturers and distributors of opioid medications.

Mr. Broggi also works with the Firm's institutional investor clients, including hundreds of public pension systems and Taft-Hartley funds throughout the United States, to confirm their funds have proper safeguards in place to ensure against corporate malfeasance, and regularly consults with institutional investors in the United States on issues relating to corporate fraud in the U.S. securities markets, as well as corporate governance issues and shareholder litigation.

Mr. Broggi has lectured at institutional investor conferences throughout the United States on the value of shareholder activism as a necessary component of preventing corporate fraud abuses, including the Texas Association of Public Employee Retirement Systems, Georgia Association of Public Pension Trustees, Michigan Association of Public Retirement Systems, Illinois Public Pension Fund Association, and the Pennsylvania Association of County Controllers, among others.

KRISTEN ANDERSON

ADMISSIONS

States of California, New York, Illinois, District of Columbia; United States Courts of Appeal: Second Circuit and Ninth Circuit; United States District Court: Southern District of California, Central District of California, Northern District of California, Eastern District of California, Eastern District of New York, Southern District of New York, Northern District of Illinois.

EDUCATION

University of California College of the Law, San Francisco (J.D., 2006); Rosalind Franklin University of Medicine & Science (M.S., Psychology: Clinical Counseling, 2024); St. Louis University (B.A., Philosophy, 2003)

ASSOCIATIONS

- Member of the American Bar Association's Antitrust Section
- Past Vice Chair of the Antitrust Section's Trial Practice Committee
- Past Vice Chair of the Antitrust Section's Books & Treatises Committee

HIGHLIGHTS

Ms. Anderson represents plaintiffs in high stakes, complex litigation in federal and state courts. She has worked on antitrust class action cases recovering over \$9 billion. She served as co-lead counsel in ***Klein v. Meta Platforms, Inc.***, No. 20-cv-8570 (N.D. Cal.) and ***In re European Government Bonds Antitrust Litig.***, No. 19-cv-2601 (S.D.N.Y.). Ms. Anderson was a contributing author to the American Bar Association Antitrust Section's Proof of Conspiracy Under Federal Antitrust Laws (3d ed.), Antitrust Discovery Handbook (2d ed.), Joint Venture Handbook (2d ed.), and the 2010 Annual Review of Antitrust Law Developments. In addition, Ms. Anderson served as an editor for Model Jury Instructions in Civil Antitrust Cases (2016 ed.) and numerous other publications. During law school, Ms. Anderson was as an extern at the U.S. Department of Justice, Antitrust Division, in San Francisco and an extern to Justice Kathryn Mickle Werdegard of the Supreme Court of California. She was also a research assistant to Professor James R. McCall in the areas of antitrust and comparative antitrust law.

Recognized as a Rising Star in the 2014-21 editions of Super Lawyers; and a Super Lawyer in the 2022-2025 editions.

Frequent speaker on women in the law, mental health, and antitrust topics through the American Bar Association, Practising Law Institute, and other organizations.



Co-author of The Misapplication of Associated General Contractors to Cartwright Act Claims, 23 COMPETITION: J. ANTI. & UNFAIR COMP. L. SEC. ST. B. CAL. 120 (2014).

REPRESENTATIVE CASES

- ***In re Foreign Exchange Benchmark Rates Antitrust Litig.***, No. 13-cv-7789 (S.D.N.Y.) (\$2.3 billion settlement)
- ***In re European Government Bonds Antitrust Litig.***, No. 19-cv-2601 (S.D.N.Y.) (\$120 million settlement)
- ***In re GSE Bonds Antitrust Litig.***, No. 19-cv-1704 (S.D.N.Y.) (\$386.5 million settlement)
- ***Alaska Electrical Pension Fund v. Bank of America, N.A.***, No. 14-cv-7126 (S.D.N.Y.) (\$504.5 million settlement)
- ***Axiom Investment Advisors, LLC, by and through its Trustees, Gildor Management LLC v. Barclays Bank PLC***, No. 15-cv-9323 (S.D.N.Y.) (\$50 million settlement)
- ***Dahl v. Bain Capital Partners, LLC***, No. 07-cv-12388 (D. Mass.) (\$590.5 million settlement)
- ***In re Payment Card Interchange Fee and Merchant Discount Antitrust Litig.***, MDL No. 1720 (E.D.N.Y.) (\$5.54 billion settlement)



MICHELLE CONSTON

PRACTICE EMPHASIS

Michelle Conston's practice focuses on antitrust litigation and consumer protection.

ADMISSIONS

States of New York, New Jersey, and Florida; The Second Circuit Court of Appeals; The Sixth Circuit Court of Appeals; Southern District of New York; Eastern District of Michigan; District of New Jersey.

EDUCATION

University of Miami School of Law (J.D., *magna cum laude*, 2013); Marist College (B.A. Journalism, *magna cum laude*, 2010)

ACCOLADES

Super Lawyers Rising Star in Antitrust Litigation in 2018-2024.

HIGHLIGHTS

Ms. Conston is a senior associate in Scott+Scott's New York office that has recovered billions of dollars on behalf of investors for manipulation of financial benchmarks by numerous major banks. ***In re Foreign Exchange Benchmark Rates Antitrust Litig.***, No. 13-cv-7789 (S.D.N.Y.) (\$2.3 billion settlement); ***In re GSE Bonds Antitrust Litig.***, No. 19-cv-01704 (S.D.N.Y.) (\$386 million settlement); and ***In re European Government Bonds Antitrust Litig.***, No. 19-cv-2601 (S.D.N.Y.) (\$120 million settlement). Ms. Conston is presently part of the team serving as Co-Lead Counsel for the producers and exchange classes in ***In re Cattle and Beef Antitrust Litigation***, No. 0:22-md-03031 (D. Minn.) and serves as interim Lead Class Counsel for the Direct Purchaser Plaintiffs in ***Sky Federal Credit Union v. Fair Isaac Corp.***, No. 1:20-cv-02114 (N.D. Ill.). Ms. Conston also currently works on consumer cases against drug manufacturers alleging on behalf of a class of third-party payers that their drugs were contaminated by carcinogenic and genotoxic impurities and were therefore adulterated, unapproved, and should not have been sold. ***In re: Metformin Marketing and Sales Practices Litig.***, No.: 2:20-cv-02324 (D.N.J.) and ***In re: Chantix (Varenicline) Marketing, Sales Practices and Products Liability Litig. (No. II)***, No. 22-mc-03050 (S.D.N.Y.). In addition, Ms. Conston is continually recognized by Best Lawyers and Super Lawyers.

During law school, Ms. Conston served as a judicial intern for the Honorable Stephen T. Brown, the Chief Magistrate Judge of the United States District Court for the Southern District of Florida. Ms. Conston also served as a certified legal intern for the United States Attorney's Office for the Southern District of Florida.



Prior to joining Scott+Scott, Ms. Conston represented institutional investors, hedge funds, and individual investors in complex class action litigation arising under the Commodity Exchange Act, Sherman Act, RICO Act, and common law. She was heavily involved in litigating actions alleging the manipulation of the London Interbank Offered Rate ("LIBOR") for several currencies by large financial institutions (e.g., ***Laydon v. Mizuho Bank, Ltd.***, No. 12-cv-3419 (S.D.N.Y.) and ***Sullivan v. Barclays plc***, No. 1:13-cv-02811 (S.D.N.Y.)), as well as an action alleging manipulation of the daily London Silver Fixing by the Fixing Banks and several other financial institutions (***In re London Silver Fixing, Ltd., Antitrust Litig.***, No. 1:14-md-02573 (S.D.N.Y.)).



ANDREW STANKO

PRACTICE EMPHASIS

Andrew Stanko is an associate in the Firm's New York office, specializing in consumer and class action litigation in both federal and state courts.

ADMISSIONS

States of New York and Pennsylvania; U.S. District Court for the Eastern District of Pennsylvania

EDUCATION

St. John's University School of Law (J.D., 2021); Villanova University (B.A., Economics, 2018)

HIGHLIGHTS

While at St. John's University School of Law, Mr. Stanko served as Notes and Comments Editor for the Journal of Civil Rights and Economic Development and was a Real Estate Fellow with the Mattone Institute for Real Estate Law. Andrew authored articles on antitrust law and economic policy, and he was part of the initial management team for a venture-backed sports technology startup.

Before joining Scott+Scott, Andrew managed labor law cases from inception to resolution. Previously, he was a Commercial and White Collar Litigation Associate at an international law firm, where he worked on matters including cryptocurrency and securities fraud, criminal antitrust investigations, and complex commercial disputes. Andrew also served as a clerk for Justice Thomas Saylor of the Supreme Court of Pennsylvania and interned with the Economic Crimes and Civil Rights divisions at the U.S. Attorney's Office for the Eastern District of Pennsylvania.

Outside of the office, Andrew is a marathon runner and enjoys exploring NYC.

