


2. As a member of the Executive Committee for the Sherman Act Class Plaintiffs, my Firm and I have been integrally involved in virtually every aspect of this complex litigation, from inception to present day. In the approximately 44 months in which the litigation itself was being aggressively pursued, it was organized and managed during weekly conference calls in which we participated with the other members of the Executive Committee and Co-Lead Counsel. The purpose of those calls was to coordinate assignments and to prevent duplication of efforts.
3. The tasks undertaken by the Firm in this litigation can be summarized as follows: 1) We participated in research into the facts and circumstances that gave rise to this lawsuit (including but not limited to, the intersection of patent and antitrust law, the Hatch-Waxman legislation, and the doctrine of Noerr-Pennington); we reviewed relevant S.E.C. filings by defendants, as well as voluminous pleadings in relevant patent litigations; participated in the preparation of the initial complaint for class representative Louisiana Wholesale Drug Company; organized and oversaw scheduling conferences with defendants and co-counsel; drafted or edited various document requests and interrogatories to Defendants; drafted or edited responses to defendants' various document requests and interrogatories; organized and participated in several document productions (reviewing and summarizing thousands of pages of documents); and helped to create and maintain a large electronic database of relevant documents. We either took or participated in the taking of depositions of various party and non-party witnesses. I personally participated in the taking of the deposition of a hostile witness, Mr. Richard Beleson a Fund Manager with Capital Research and Management Company, the management arm of American Funds.
4. I personally participated in formulating the strategy for Plaintiffs Motion for Partial Summary Judgment (the *per se* motion) and among other things, reviewed drafts and memorandums in support of the motion. I was also a

proponent of the motion to compel discovery of ANDRX'- attorney-client communication documents based on the crime fraud exception.

5. Additionally, the Firm was involved in formulating the arguments for, and in drafting plaintiffs' memoranda in support of class certification. This involved extensive research and analysis into, the sales and pricing structure of the brand and generic pharmaceutical drug market, the typical behaviors of pharmaceutical drug consumers, and various causation and damages theories; the review of voluminous pages of documents and academic studies regarding generic penetration in the pharmaceutical industry; providing support for plaintiffs' experts, and preparing for the deposition of defendants' class certification expert.
6. The total number of hours expended on this litigation by the Firm is 443.75. The total lodestar for the Firm is \$515,862 consisting of \$515,762 for attorneys' time and \$100 for paralegals' time.
7. The schedule attached hereto as Exhibit "A" is a summary of the amount of time spent by each attorney and paralegal of the Firm who was involved in this litigation, and the lodestar calculation based on the Firm's current billing rates. The schedule reflects 1) the time and expenses for all matters in this litigation from inception until August 13, 2002, the date on which we executed the Settlement Agreement with the defendants; and 2) the time and expenses subsequent to that date, which related to the Settlement. For attorneys and paralegals who are no longer employed by the Firm, the lodestar calculation is based upon the billing rates for such attorneys and paralegals in his or her final year of employment by the Firm. The schedule was prepared from contemporaneous daily time records regularly prepared and maintained by the Firm, which are available at the request of the Court. Time expended in preparing this application for fees and reimbursement of expenses has not been included in this request.

8. The hourly rates for the attorneys and paralegals in the Firm are the same as the regular current rates charged for their services in non-contingent matters and/or which have been accepted and approved in other antitrust litigation.
9. The Firm's lodestar figures are based upon the Firm's billing rates, which do not include charges for expense items. Expense items are billed separately and such charges are not duplicated in the Firm's billing rates.
10. The Firm also has incurred a total of \$33,510.90 in un-reimbursed expenses in connection with the prosecution of this litigation. These expenses are categorized and detailed in Exhibit "B" hereto attached.
11. The expenses incurred in this action are reflected on the books and records of the Firm. These books and records are prepared from expense vouchers, check records and other source materials and are an accurate recordation of the expenses incurred.



Aubrey B. Calvin

Sworn to before me this

29th day of October, 2002

Aleda M. Hall

Notary Public

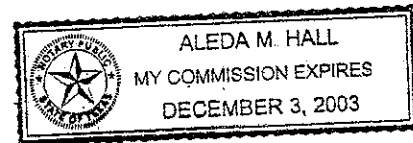


Exhibit A

THE CALVIN LAW FIRM A PROFESSIONAL CORPORATION CARDIZEM LITIGATION

Attorney Time Report From Inception Thru Present

I. January 1, 1999 to August 13, 2002

Categories:

- | | |
|--|--|
| (1) Preparing Pleadings and Briefs, Class Certification, Appeal, MDL | (4) Working with our experts (includes preparing expert reports) |
| (2) Discovery and Factual Investigation | (5) Court Appearances and Preparation |
| (3) Mediation/Settlement | (6) Case Management |

Name (Status)	1	2	3	4	5	6	Total Hours	Hourly Rate	Cumulative Lodestar
Aubrey B. Calvin (SHD)	89.30	47.50	23.55	8.75	66.85	90.25	326.20	\$450	\$ 146,790.00
David Smith (C)						0.50	0.50	\$200	\$ 100.00
Jason Medley (A)	50.45	9.60				12.80	72.85	\$350	\$ 25,497.50
John L. Verner (SHD)	8.50	3.90				4.40	16.80	\$450	\$ 7,560.00
Mark Banks (A)	18.90	61.50					80.40	\$350	\$ 28,140.00
Mark S. Armstrong (SHD)	245.30	184.20	1.70	26.20	31.50	129.90	618.80	\$450	\$ 278,460.00
Pamela B. Lindberg (A)	26.20	20.80			6.90	4.40	58.30	\$350	\$ 20,405.00
Scott Camp (SHD)	5.10						5.10	\$450	\$ 2,295.00
	443.75	327.50	25.25	34.95	105.25	242.25	1,178.95		\$ 509,247.50

A = Associate, SHD = Shareholder Director, C = Law Clerk

Exhibit A

THE CALVIN LAW FIRM A PROFESSIONAL CORPORATION CARDIZEM LITIGATION

Attorney Time Report From Inception Thru Present

II. August 14, 2002 to October 30, 2002

Categories:

- (1) Preparing Pleadings and Briefs, Class Certification, Appeal, MDL
- (2) Discovery and Factual Investigation
- (3) Mediation/Settlement
- (4) Working with our experts (includes preparing expert reports)
- (5) Court Appearances and Preparation
- (6) Case Management

Name (Status)	1	2	3	4	5	6	Total Hours	Hourly Rate	Cumulative	Lodestar
Aubrey B. Calvin (SHD)			4.30			24.00	28.30	\$ 450	\$	12,735.00
David Smith (C)										
Jason Medley (A)										
John L. Verner (SHD)										
Mark Banks (A)										
Mark S. Armstrong (SHD)										
Pamela B. Lindberg (A)										
Scott Camp (SHD)										
			4.30			24.00	28.30		\$	12,735.00

A = Associate, SHD = Shareholder Director, C = Law Clerk

Exhibit B

Total Expenses Summary Breakdown

I. January 1, 1999 to August 13, 2002

The Calvin Law Firm <i>A Professional Corporation</i> 808 Travis Street, Suite 2300 Houston, Texas 77002	
Cardizem Expenses	
Breakdown of Total Expenses (dates: 1/1/99 - 8/13/02)	
Photocopying	\$ 1,925.95
Long distance phone charges	\$ 2,363.85
Postage	\$ 139.64
Travel	\$ 10,158.44
Delivery charges	\$ 328.76
Fed Ex charges	\$ 288.68
Auto. Research	\$ 1,378.70
Fax expenses	\$ 864.75
Meeting expenses	\$ 101.66
Filing Fees	\$ 200.00
Westlaw Computer Research	\$ 743.55
Litigation Fund	\$ 15,000.00
Meal Expenses	\$ 15.87
TOTAL EXPENSES	\$ 33,509.85

Exhibit B

Total Expenses Summary Breakdown

II. August 14, 2002 to October 30, 2002

The Calvin Law Firm <i>A Professional Corporation</i> 808 Travis Street, Suite 2300 Houston, Texas 77002	
Cardizem Expenses	
Breakdown of Total Expenses (dates: 8/14/02 - 10/30/02)	
Photocopying	\$ -
Long distance phone charges	\$ 1.05
Postage	\$ -
Travel	\$ -
Delivery charges	\$ -
Fed Ex charges	\$ -
Auto. Research	\$ -
Fax expenses	\$ -
Meeting expenses	\$ -
Filing Fees	\$ -
Westlaw Computer Research	\$ -
Litigation Fund	\$ -
Meal Expenses	\$ -
TOTAL EXPENSES	\$ 1.05

THE CALVIN LAW FIRM

A PROFESSIONAL CORPORATION

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ATTORNEY AT LAW

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ATTORNEY PROFILE: AUBREY B. CALVIN

Mr. Calvin was born in Houston, Texas, on May 10, 1940. He attended Washington and Lee University, Lexington, Virginia, and Rice University in Houston, where he earned his BA degree in 1962. Mr. Calvin obtained his LL.B. from the University of Texas School of Law in 1965.

Shortly after returning to Houston in 1965, he received a commission in the United States Air Force. He served three years on active duty as an officer in the Judge Advocate General's Division of the Air Force, with the Strategic Air Command, at Minot Air Force Base, North Dakota. At Minot, he prosecuted or defended more than one hundred General and Special Court Martial trials and Administrative Discharge Board proceedings. Based upon his trial experience, he was designated a Law Officer (military judge), by the Air Force in 1968. In addition to his trial duties, Mr. Calvin was also the counsel to the Base Contracting Officer, where he oversaw government procurement totaling more than forty million dollars, annually. Upon completion of a three-year commitment, he separated from the USAF in April, 1969, having attained the rank of Captain. He received an honorable discharge upon completion of his inactive duty commitment.

Mr. Calvin returned to Houston in 1969, to engage in the private practice of law. He has been with The Calvin Law Firm, A Professional Corporation, of which he was a founder, since 1981.

Mr. Calvin's clients are, for the most part, business people and business entities who call upon him to advise them in connection with a wide variety of legal issues, both complex and simple, which they face. For many of these clients, he has served as their outside general counsel. His clients have included banks, saving and loan associations and asset-based lenders; manufacturers of gas turbine and diesel engines, bullet trains, cement, chemicals, plastic and rubber products, copper and brass tubular and sheet products, heat exchangers, oil and gas drilling, safety and well completion equipment; pipe manufacturers and distributors; owners and operators of radio and television broadcasting stations and wireless paging systems; owners and syndicators of income producing properties (principally, apartment projects); and providers of quality assurance (including vendor surveillance) and safety inspection services. These clients range in size from small start-ups to major international corporations.

He has actively participated in some of the seminal cases of our times, including the Pemex Bribery Scandal Cases (the first major Foreign Corrupt Practices Act indictments) and *Texaco vs. Pennzoil*. He is currently working on several related antitrust cases including *In Re Brand Name Prescription Drugs Antitrust Litigation* and *In Re Cardizem Antitrust Litigation*.

Mr. Calvin is married to Alice R. Calvin and they have two children, Claire and Edward. He is a former President and Chairman of Young Audiences Inc. of Houston. He is also the former President and Chairman of The Netherlands-Texas Cultural Exchange Program. He is a member of St. Paul's United Methodist Church where he is a Stephen Minister. He is also active in the Wesley Ministry at The Methodist Hospital, Houston. Mr. Calvin is a member of the Boards of Houston Area Parkinson Society and Port Bay Hunting and Fishing Club, Rockport, Texas.