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Peekya App Services, Inc. and Scaliso LLC*

9 *Co-Lead Interim Class Counsel for the  
Proposed Class and Attorneys for Plaintiffs  
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11 LLC*

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

15 IN RE GOOGLE PLAY DEVELOPER  
16 ANTITRUST LITIGATION

Case No. 3:20-CV-05792-JD

**DECLARATION OF BEN M.  
HARRINGTON IN SUPPORT OF  
ADMINISTRATIVE MOTION TO  
MODIFY DEADLINES RELATING  
TO DEVELOPER PLAINTIFF  
SETTLEMENT**

Hon. James Donato

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1 I, Ben M. Harrington, declare as follows:

2 1. I am an attorney at Hagens Berman Sobol Shapiro LLP and I am duly licensed to  
3 practice before all courts of the State of California. Based on personal knowledge or discussions  
4 with co-counsel of the matters stated herein, if called upon, I could and would competently testify  
5 thereto.

6 2. On December 1, 2022, this Court preliminarily approved Developer Plaintiffs’  
7 settlement with Google and, in accordance with the Court’s schedule, Class Counsel moved on  
8 March 1, 2023 for Attorneys’ Fees, Reimbursement of Expenses, and Service Awards (“Fee and  
9 Cost Motion”). *See* ECF No. 240; *see also* ECF No. 243. On April 3, 2023, Class Counsel became  
10 aware that, due to a clerical error, the Fee and Cost Motion had not been uploaded to the settlement  
11 website maintained by Angeion, the settlement administrator for this action. Class Counsel  
12 promptly advised Angeion of the omission, and the Fee and Cost Motion was uploaded to the  
13 settlement website the same day.

14 3. In an abundance of caution, Developer Plaintiffs believe that an extension of the April  
15 5, 2023 deadline for objections to the Fee and Cost Motion is appropriate to ensure that settlement  
16 class members have ready access to the motion, and adequate time to review its contents, prior to  
17 lodging any objections. In accordance with this District’s Procedural Guidance for Class Action  
18 Settlements, the operative schedule sets the objection deadline 35 days after the submission of any  
19 motion for fees and costs. *See* ECF No. 233 ¶ 14. Extending the objection deadline to May 8, 2023,  
20 as Developer Plaintiffs’ accompanying administrative motion proposes, would make objections  
21 due 35 days after the Fee and Cost Motion was uploaded to the settlement website, and more than  
22 65 days after it was filed.

23 4. Extending the deadline for objections (to the Fee and Cost Motion) to May 8, 2023  
24 would not necessitate further modifications to the case schedule, pursuant to which Developer  
25 Plaintiffs’ motion for final approval is due May 3, 2023, with a final approval hearing set for May  
26 18, 2023. *See id.* ¶¶ 2, 18. Developer Plaintiffs respectfully request leave to submit a supplemental  
27 brief (not to exceed 10 pages) by May 12, 2023, but only in the event objections to the Fee and  
28 Cost Motion are submitted after Developer Plaintiffs have moved for final approval.

