

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

IN RE: REALPAGE, INC. RENTAL	)	No. 3:23-md-03071
SOFTWARE ANTITRUST	)	MDL No. 3071
LITIGATION (NO. II)	)	
	)	Judge Waverly D. Crenshaw, Jr.
	)	
	)	This Document Relates To:
	)	ALL CASES

**JOINT DECLARATION OF INTERIM CO-LEAD COUNSEL IN SUPPORT OF
PLAINTIFFS’ MOTION FOR INTERIM ATTORNEYS’ FEES, REIMBURSEMENT OF
LITIGATION EXPENSES, FUTURE LITIGATION EXPENSE FUND,
AND SERVICE AWARDS FOR NAMED PLAINTIFFS**

Pursuant to 28 U.S.C. § 1746, we, Patrick Coughlin, Stacey Slaughter, and Swathi Bojedla, the undersigned Interim Co-Lead Counsel (“Co-Lead Counsel”), submit this Joint Declaration in Support of Plaintiffs’ Motion for Interim Attorneys’ Fees, Reimbursement of Litigation Expenses, Future Litigation Expense Fund, and Service Awards for Named Plaintiffs (“Motion”). Co-Lead Counsel hereby declare as follows:

1. The statements in this Declaration are made to the best of our knowledge, information and belief. If called upon to testify, we could and would testify competently as to the truth of the matters stated herein.

2. The undersigned currently serve as Plaintiffs’ Court-appointed Interim Co-Lead Counsel in the above-captioned case. Dkts. 278, 1068. Liaison Counsel, Tricia Herzfeld of Herzfeld, Suetholz, Gastel, Leniski and Wall, PLLC, and Plaintiffs’ Steering Committee (“PSC”), consisting of individuals from the firms of Lieff Cabraser Heimann & Bernstein, LLP; Berger Montague, P.C.; Cafferty Clobes Meriwether & Sprengel LLP; Lowey Dannenberg, P.C.; The Saveri Law Firm, LLP; Kozyak Tropin & Throckmorton LLP; and Korein Tillery P.C./Burke LLP,

have also been appointed by the Court in their respective capacities. *Id.* Co-Lead Counsel, Liaison Counsel, and the PSC are referred to collectively as “Plaintiffs’ Counsel.”

3. This action alleges that RealPage, along with owners and managers of large-scale, multifamily residential apartment buildings (“Property Defendants”), engaged in a nationwide price-fixing conspiracy to artificially inflate the price of multifamily rental prices using algorithms in RealPage’s revenue management software. *See* Dkt. 530, Second Amended Consolidated Class Action Complaint (“Compl.”) ¶ 2. Notwithstanding the factual complexity and challenges presented by this case, Plaintiffs and Plaintiffs’ Counsel have been remarkably successful and have secured financial and behavioral remedies that will remediate past injuries and restore competition in the multifamily rental industry nationally.

4. Involving over 50 Defendants, this case has required extensive time, money, and commitment by Plaintiffs’ Counsel. This case required an incredible degree of skill and efficiency, along with a concentrated devotion of time and money by all participating firms and their attorneys. With only two years to complete fact discovery and facing multiple, multi-billion-dollar corporations and REITs who were represented by a small army of lawyers (including lawyers from nearly all of the top-tier antitrust defense firms in the country), Plaintiffs and Plaintiffs’ Counsel did more work in less time than in a typical antitrust case and did so efficiently and effectively. This has included defeating motions to dismiss, resolving almost all discovery disputes through the Court-ordered in-person meet and confer process, winning nearly every discovery dispute that required court intervention, pushing back government challenges to the Settlements, and obtaining significant, industry-changing injunctive relief along with substantial monetary relief.

5. Plaintiffs' Counsel will continue to bring the same level of commitment to the case as it proceeds through expert discovery, class certification, summary judgment, and trial, and the proposed class ("Class") will benefit from the successes to date.

6. In this declaration, we describe (i) Plaintiffs' Counsel's efforts in advancing this litigation through the relief obtained to date; (ii) the contributions of each named Plaintiff—Jason Goldman, Jeffrey Weaver, Billie Jo White, Brandon Watters, Priscilla Parker, Patrick Parker, Barry Amar-Hoover, Joshua Kabisch, Meghan Cherry, and Maya Haynes—in advancing the claims on behalf of the Class; and (iii) the attorneys' fees incurred through March 31, 2026, and litigation expenses through June 30, 2026.

I. PLAINTIFFS' COUNSEL'S EFFORTS IN ADVANCING THIS LITIGATION

7. The work performed in this matter by Plaintiffs' Counsel spanned multiple case-critical areas. Advancement of Plaintiffs' claims has been hard-fought and well-earned: Plaintiffs' Counsel were opposed at each step of the way by leading defense practitioners in antitrust and complex class actions.

A. The Pleadings

8. Initially commenced in October 2022, the Judicial Panel on Multidistrict Litigation consolidated and transferred 21 pending cases with similar allegations to this Court on April 12, 2023. Dkt No. 1. The Court appointed Interim Co-Lead Counsel, Liaison Counsel, and the PSC, finding that counsel "performed significant work to identify and investigate potential claims" and "have significant experience handling class action and antitrust litigation[.]" Dkt. 278. Plaintiffs then filed a Consolidated Amended Complaint on June 16, 2023, and the First Amended Consolidated Class Action Complaint on July 5, 2023. Dkts. 291, 314.

9. The parties briefed an initial round of motions to dismiss in July 2023. On August 7, 2023, the Court vacated the briefing and ordered Plaintiffs to file their Second Amended Consolidated Class Action Complaint by September 7, 2023, which they did. Dkts. 495, 530.

10. Defendants again sought dismissal of the case, filing eight motions to dismiss on October 9, 2023. Dkts. 568-594. On December 28, 2023, the Court denied Defendants' omnibus motion to dismiss as to the Multifamily Plaintiffs, as well as several other motions, while granting in part Defendants' motion to enforce class action waivers and to dismiss the separate student housing claim. Dkt. 691.¹

B. Fact Discovery

11. After the Court's Order denying the Defendants' omnibus motion to dismiss as to the Multifamily Plaintiffs, the parties proceeded with fact discovery. Plaintiffs served interrogatories and document and structured data requests on each Defendant. Plaintiffs then spent months engaged in individual negotiations with Defendants regarding the scope of discovery, identification of custodians, and appropriate search methodologies.

12. Despite Plaintiffs' efforts to streamline discovery and negotiate with Defendants jointly, discovery proceeded through separate, protracted discussions with each individual Defendant. These discussions necessitated many in-person meet and confer conferences all around the country (with Plaintiffs doing the bulk of the travel regardless of which party's discovery was at issue).

13. Plaintiffs served their structured data requests on February 6, 2024. Initially, nearly every Defendant proposed that RealPage's data alone would satisfy most of Plaintiffs' structured

¹ One Defendant, Apartment Income REIT Corp. ("AIR"), had a separate motion to dismiss, premised on their unique contract. Dkts. 595, 596. Before the Court ruled on AIR's motion, Plaintiffs settled with AIR. Dkts. 711, 715.

data requests. Plaintiffs accordingly engaged in early and extensive meet-and-confer discussions with RealPage on that basis. By July 2024, however, review of sample productions from multiple Defendants confirmed that fulfilling Plaintiffs' requests would require structured data from each Defendant individually.

14. Plaintiffs found gaps in the structured data productions of several Defendants and engaged in cooperative negotiations, both remotely and in-person, with those Defendants to supplement their productions. With all but two Defendants, Plaintiffs were able to resolve the issues without Court intervention. Plaintiffs sought (and received) Court relief compelling additional data productions from those two Defendants, who produced supplemental data in response to the Court's Orders. *See* Dkts. 1076, 1129.

15. Ultimately, and because of Plaintiffs' Counsel's extensive discovery efforts, Defendants and third parties produced approximately 16 million documents from more than 900 custodians, along with over 25 terabytes of structured data.²

16. Fact discovery concluded in February 2026.

17. The sheer scale of the discovery record confirms that this is precisely the kind of complex, resource-intensive litigation where the certainty of settlement recovery carries exceptional value. But although discovery in this matter has been extensive, Co-Lead Counsel

² The structured data was drawn primarily from (1) Property Defendants' property management systems, (2) RealPage's Revenue Management and Market Analytics software, and (3) RealPage's OneSite property management system. Property Defendants' data included details about their tenants' leases including, among other things, rent roll information, lease terms, unit types, floorplans, and amenities. The RealPage data included, among other things, client databases for RealPage's customers with lease-level transaction data, such as transaction, occupancy, and rent data. This data is being used by the parties' experts as well as for purposes of notice and the plan of allocation.

endeavored to carefully manage the process for efficiency and to avoid duplication as much as possible.

Document Review

18. Document review was managed through a structured, multi-layered approach designed to maximize efficiency and responsiveness to the litigation's evolving needs. First-level document reviewers (*i.e.*, those attorneys assigned to initially review the produced materials) were organized into Defendant-specific teams, each assigned to discrete batches drawn from key custodians identified through early case investigation and ongoing discovery.³ In addition to traditional search terms methodologies, Co-Lead Counsel deployed Technology Assisted Review ("TAR") and AI technology to help identify and prioritize relevant documents from the more than 16 million documents produced in this litigation.

19. Plaintiffs' first-level document reviewers were managed by attorneys from Plaintiffs' Counsel who were responsible for performing quality control of work product returned by these reviewers, answering their questions, and ensuring that reviewers were kept apprised of Co-Lead Counsel's case strategy and theory. To maintain consistency and quality across Defendant-specific review teams, Co-Lead Counsel and team managers provided first-level reviewers with comprehensive coding instructions at the outset of the review period, setting forth what to look for, how to code documents for responsiveness and privilege, and the key factual and legal issues most probative of Plaintiffs' claims. As reviewers completed each assigned batch, they prepared batch memoranda summarizing their findings, flagging significant documents, and reporting any coding or privilege issues encountered. Team managers evaluated these batch

³ Custodian selection was informed by each Defendant's organizational structure, the roles of the individuals implicated in the conduct alleged, and time periods probative to Plaintiffs' claims.

memoranda, held regular calls with their respective teams, and coordinated across teams to ensure consistent review and address any issues that arose.

20. First-level document review was capped at \$350/hour with no more than ten hours of review time permitted to be submitted as common benefit time on any given day. Where a reviewer worked more than ten hours on a particular day, Co-Lead and Liaison Counsel have reduced that reviewer's lodestar to ten hours.

Written Discovery to Named Plaintiffs

21. Plaintiffs responded to extensive written discovery with the assistance of Plaintiffs' Counsel.

22. In total, Defendants served a total of 143 requests for production on Plaintiffs; Plaintiffs, in compliance with their discovery obligations and with the guidance of Plaintiffs' Counsel, conducted extensive searches of their personal computers, email accounts, and hard copy documents to locate responsive documents.

23. Defendants also served 58 individual interrogatories on named Plaintiffs. Responding to the interrogatories required substantial time and resources, including supplemental, second supplemental, and in some instances, third supplemental responses to Defendants' interrogatories.

24. In addition, Defendants served requests for admission on named Plaintiffs, each requiring careful review of the underlying record and individual requests.

Fact Depositions

25. Plaintiffs' Counsel conducted 176 depositions of Defendant and third-party witnesses over two years. During the same time frame, Plaintiffs' Counsel also simultaneously worked with each of the ten named Plaintiffs to prepare for and defend their depositions.

26. To avoid duplication of effort, Plaintiffs' Counsel were assigned specific Defendants and third parties and tasked with handling their depositions and related discovery matters.

C. Expert Discovery (Ongoing)

27. Expert discovery and expert reports were coordinated among certain attorneys at Co-Lead Counsel's firms. Expert depositions, offensive and defensive, will be handled by the same group.

28. Opening expert reports were filed on May 8, 2026. Dr. Russell Lamb and Dr. Cynthia Rudin have submitted reports opining on antitrust damages and the source code produced by RealPage as used in its Revenue Management Solutions ("RMS"), respectively.

29. Dr. Lamb's report required significant investment in time and money, owing to the volume of data ingested and processed and the numerous econometric analyses conducted with that data.

30. Dr. Rudin's report required similarly significant investment. Among other matters, because RealPage would only allow in-person review of its source code, Dr. Rudin's team and Plaintiffs' Counsel had to make multiple trips to RealPage's secure code-viewing devices in Colorado, New York, and Texas, to conduct the analyses necessary to prepare Dr. Rudin's report.

31. On July 15, 2026, Defendants served six rebuttal expert reports spanning over 1,600 pages. Reply expert reports will be produced on August 26, 2026. Plaintiffs' Counsel are currently preparing to defend and take expert depositions.

D. Settlement

32. The parties in this litigation have "engaged in ongoing mediation efforts . . . on a dual track alongside the litigation track" even before the motions to dismiss were resolved. Dkt. 818 ¶ 12. And, consistent with this Court's February 2024 Case Management Order, Plaintiffs'

Counsel and Defendants (in a variety of combinations) have “engage[d] in multiple good faith mediations or case resolution efforts every six months.” *Id.* This case structure required exceptional coordination to ensure litigation demands and deadlines were being met while also making good faith efforts to fairly negotiate with individual Defendants.

33. On July 28, 2023, the Court appointed the Honorable Layn R. Phillips as the mediator for the litigation, and on August 4, 2023, the Court appointed Clay Cogman as an additional mediator. Dkts. 434, 475.

34. Co-Lead and Liaison Counsel have participated in eleven formal mediations with Defendants under the auspices of the mediators and have engaged in countless additional settlement discussions—both formal and informal—to advance the resolution of this case. *See also* 10/1/2025 and 5/14/2026 Declarations of Mediator Hon. Layn R. Phillips (providing additional negotiation details), previously filed and reattached hereto as Exhibits A (Dkt. 1249) and B (Dkt. 1399). As part of these mediations, the parties often exchanged pre-mediation memoranda as well as made detailed presentations to each other regarding, among other things, their respective views on liability, the likelihood of class certification, and the amount of damages.

35. To facilitate early resolution, the mediators held three, multi-party mediation sessions with certain Defendants, each of which lasted from 6 to 10 hours. These multi-party mediations occurred on October 24, 2023 (28 Defendants); March 15, 2024 (8 Defendants); and April 8, 2024 (20 Defendants).

36. Co-Lead Counsel and Liaison Counsel engaged with Defendants in smaller, more focused mediation sessions as well. These included mediations with Simpson (January 29, 2025); Greystar, ECI, and Bell (April 30, 2025); and Windsor (July 23, 2025). Additional mediations occurred on October 16, 2025; April 22, 2026; April 23, 2026; May 15, 2026; and June 1, 2026.

37. Co-Lead and Liaison Counsel also engaged in direct settlement negotiations with certain Defendants, most of which occurred after the mediators arranged for discussions to begin. These direct negotiations involved Defendants Pinnacle, Prometheus, Sherman, Lantower, FPI, and Avenue5, among others. Reaching these settlements required Co-Lead and Liaison Counsel to conduct extensive, multi-stage negotiations with Settling Defendants across numerous emails, phone calls, and both virtual and in-person meetings. These negotiations encompassed not only the monetary terms of each settlement, but also the critical non-monetary relief secured on behalf of the Class, each requiring sustained engagement with opposing counsel to reach agreeable terms.

38. Co-Lead and Liaison Counsel also engaged in hybrid negotiations with certain Defendants, with a mix of direct communications between the parties as well as involvement from the mediators as needed, most of which occurred after the mediators arranged for discussions to begin.

39. These efforts required sustained, extensive negotiations through email correspondence, phone calls, and virtual meetings to reach monetary relief and non-monetary terms that were agreeable to all parties, all while Plaintiffs were litigating the case on a day to day basis.

40. Negotiations leading to the Settlements were always strictly at arm's length. Co-Lead and Liaison Counsel relied on their comprehensive economic and case analysis to thoroughly assess the strengths and weaknesses of Plaintiffs' claims against each Settling Defendant, as well as their collective and extensive experience in antitrust class action cases.

41. As a result of these ongoing efforts, Plaintiffs reached 37 settlements with 41 Defendants, obtaining \$359,925,000 for the Settlement Class,⁴ and significant non-monetary relief, including relief that will fundamentally change how these Defendants participate in the multifamily housing market.

42. Plaintiffs reached settlements with each Defendant on the following dates for the stated amounts:

Table 1. Summary of Settlements

Defendant	Settlement Date	Settlement Amount⁵
Allied Orion Group, LLC	6/25/2025	\$550,000
Apartment Income REIT Corp., d/b/a AIR Communities	8/15/2024	\$3,500,000
Avenue5 Residential, LLC	9/26/2025	\$3,800,000
Bell Partners, Inc.	9/30/2025	\$6,000,000
BH Management Services, LLC	9/18/2025	\$15,000,000
Bozzuto Management Co.	5/6/2025	\$4,000,000
Brookfield Properties Multifamily LLC	9/30/2025	\$5,250,000
Camden Property Trust	5/8/2026	\$53,000,000
CH Real Estate Services, LLC	7/22/2025	\$2,250,000
CONAM Management Corp.	8/6/2025	\$4,500,000
Cortland Management, LLC	2/3/2026	\$18,000,000
Crow Holdings, LP & Trammel Crow Residential Co.	4/15/2026	\$2,125,000
CWS Apartment Homes LLC	10/1/2025	\$4,000,000
ECI Group, Inc.	9/11/2025	\$3,500,000
Equity Residential	4/13/2026	\$56,000,000
First Communities Management, Inc.	9/29/2025	\$1,500,000
FPI Management, Inc.	12/30/2024	\$4,000,000
Greystar Management Services, LLC	10/1/2025	\$50,000,000
Highmark Residential, LLC	3/9/2026	\$7,500,000

⁴ On November 21, 2025, this Court preliminarily approved 26 class settlements (“Set 1 Settlements”) with 27 Settling Defendants for \$141,800,000. Dkt. 1313. On May 22, 2026, this Court preliminarily approved an additional 11 class settlements (“Set 2 Settlements”) with 14 Settling Defendants for a total of \$218,125,000. Dkt. 1406.

⁵ Under certain Settlement Agreements, portions of the applicable Settlement Amount do not become payable until final approval, or such other triggering date as defined in the respective Settlement Agreement.

Defendant	Settlement Date	Settlement Amount ⁵
Kairoi Management, LLC	9/30/2025	\$1,300,000
Knightvest Residential	9/29/2025	\$1,500,000
Lantower Luxury Living, LLC	3/13/2025	\$4,750,000
Mid-America Apartment Communities, Inc. & Mid-America Apartments, L.P.	1/26/2026	\$53,000,000
Mission Rock Residential, LLC	4/28/2025	\$2,000,000
Pinnacle Property Management Services, LLC	8/14/2024	\$3,500,000
Prometheus Real Estate Group, Inc.	5/13/2025	\$1,500,000
The Related Companies, L.P. & Related Management Company, L.P.	3/25/2026	\$5,000,000
Rose Associates, Inc.	5/8/2026	\$1,000,000
RPM Living, LLC	3/13/2026	\$7,500,000
Sares Regis Group Commercial, Inc.	4/30/2026	\$3,000,000
Security Properties Residential, LLC	9/30/2025	\$2,500,000
Sherman Associates, Inc.	6/30/2025	\$1,500,000
Simpson Property Group, LLC	9/24/2025	\$6,500,000
Thrive Communities Management, LLC	9/12/2025	\$1,400,000
Willow Bridge Property Co. (formerly Lincoln Property Co.)	5/4/2026	\$12,000,000
Windsor Property Management Co.	9/30/2025	\$6,000,000
WinnCompanies LLC, WR GP, LLC & WinnResidential Manager Corp.	7/29/2025	\$1,500,000
	TOTAL:	\$359,925,000

43. In addition to the Settlement Funds, Settling Defendants will no longer provide nonpublic data to RealPage for use in its algorithmic rental pricing software and will refrain from using RealPage software that relies on non-public competitor data to make pricing recommendations. Many of the Settlement Agreements also include cooperation provisions requiring Settling Defendants to: a) provide documents or data; b) produce certain witnesses for depositions and at trial; and c) assist with authentication of documents and laying evidentiary foundations for the admissibility of documents at trial.

44. Before finalizing any Settlement Agreement, Plaintiffs' Counsel obtained approval of each of the ten named Plaintiffs, who were informed about the legal risks, factual uncertainties,

potential damages, and other aspects of the strengths and weaknesses of their claims against the Settling Defendants. *See, e.g.*, Haynes Dep. Tr. 37:6-13 (reviewed settlements), excerpted at Exhibit C-4; Amar-Hoover Dep. Tr. 34:21-35:7, 38:24-39:2 (“reviewed the documents submitted to me and given my approval comments. . . . [regarding] settlement documents”), excerpted at Exhibit C-1; Kabisch Dep. Tr. 56:16-57:9 (attorneys “explained everything to me about potential settlements...if I agree with them”), excerpted at Exhibit C-5; Watters Dep. Tr. 275:13-19 (personally reviewed and approved settlement terms), excerpted at Exhibit C-8; White Dep. Tr. 77:13-20 (consulted by attorneys regarding settlement agreements), excerpted at Exhibit C-10; Cherry Dep. Tr. 83:9-20 (“I have approved a number of settlements. . . .”), excerpted at Exhibit C-2.

45. Plaintiffs have implemented an extensive notice process to ensure that Class Members receive timely and accurate information regarding the case and the settlements. To identify the most qualified and cost-effective Settlement Administrator, Plaintiffs’ Counsel conducted a multi-stage competitive bidding process among experienced administration firms. At the conclusion of this process, Plaintiffs recommended Angeion Group, LLC, as the proposed Settlement Administrator.

46. This Court, in its preliminary approval of both sets of settlements, appointed Angeion as the Settlement Administrator. Dkts. 1313, 1406. Notice of the Settlements commenced on July 21, 2026.

II. CONTRIBUTIONS OF NAMED PLAINTIFFS

47. Each of the ten named Plaintiffs played an active and meaningful role in driving this litigation forward. Their collective efforts and individual contributions were essential to the success of this litigation and the results achieved.

48. All named Plaintiffs prepared with their counsel and sat for depositions, responded to Defendants' multiple rounds of requests for production and serial sets of interrogatories, and worked repeatedly with counsel to gather, collect, and produce the relevant documents. Several named Plaintiffs were required to produce documents on multiple occasions in response to Defendants' requests.

49. Beyond their extensive participation during discovery and in approving each Settlement, *supra* ¶ 44 (exemplars), each named Plaintiff remained informed of the litigation through Co-Lead Counsel through regular updates and communications. *See, e.g.*, Ex. C-4, Haynes Dep. Tr. 39:1-5 (speaking with counsel “[s]everal times a month”); Ex. C-1, Amar-Hoover Dep. Tr. 37:5-13 (“Dozens of times a year, at least. I can’t give you a specific number, but I stay in contact with them”); Ex. C-5, Kabisch Dep. Tr. 57:14-19 (“I don’t know the exact number. Dozens.”); Ex. C-10, White Dep. Tr. 73:8-74:11 (receives regular status updates from counsel every few months); Ex. C-9, Weaver Dep. Tr. 133:9-13 (talks to his attorneys about this case “every one or two weeks.”); Ex. C-2, Cherry Dep. Tr. 257:10-13 (recent “frequent updates” on case status from counsel).

50. Each named Plaintiff also actively participated throughout the lawsuit, including reviewing case documents, assisting with discovery, attending hearings, and preparing for depositions, and remains committed to the litigation. *See, e.g.*, Ex. C-10, White Dep. Tr. 26:4-6 (reviewed second amended complaint before filed), 26:20-27:13 (preparing for deposition with counsel), 73:17-74:11 (“It’s just something I’m willing to participate in and hopefully it, you know, brings some positive results and, you know, help some folks”); Goldman Dep. Tr. 28:1-3, 123:13-24 (reviewed case documents before filing or serving); excerpted at Exhibit C-3; Ex. C-5, Kabisch Dep. Tr. 67:5-21 (discussed and had an opportunity to make edits to the second amended class

action complaint prior to filing), 56:2-9 (as a class representative, “I should make myself available to attorney . . . to answer any questions, go over documentation, agree to settlements, and understand exactly what is going on with the case.”), 55:23-24 (discusses duty as class representative to “provide my experience and documentation”); Ex. C-8, Watters Dep. Tr. 97:18-98:3, 271:2-7 (reviewed complaint and other materials before filing), 272:18-273:6 (attended hearing), 279:7-10 (met with attorneys for multiple hours to prepare for depositions); Ex. C-4, Haynes Dep. Tr. 36:13-37:5 (“reviewed complaints, discovery responses, interrogatories, and provided documentation as requested”); Ex. C-1, Amar-Hoover Dep. Tr. 33:10-22 (understanding that, as class representative, “I am giving my testimony, my experience, and the goal of the class action to help represent everybody that’s been wronged by RealPage and the various management companies in their collusion.”), 34:5-14 (“Every one [document] that has been sent to me to review, I have reviewed” which has been “a lot.”); Ex. C-2, Cherry Dep. Tr. 80:20-81:5 (understanding that, as a class representative, responsibilities include reviewing the complaint, “participating in deposition, like this, reviewing the case and settlement as they come in, and staying engaged with my counsel as -- as new developments in the case come forward.”), 86:13-13 (“providing all necessary documentation, preserving that documentation.”); Ex. C-6, Patrick Parker Dep. Tr. 27:7-13 (as a named plaintiff, “I’m supposed to stay updated with sort of the progress of the lawsuit, approve settlement agreements, answer questions from the defendants.”), 28:16-25 (“provided documents, lease agreements” as part of the “evidence collection”); Ex. C-7, Priscilla Parker Dep. Tr. 23:17-21 (understanding that, as a named plaintiff, responsibilities are: “Being honest, communicating with your lawyers, responsibility.”), 57:19-25 (reviewed interrogatory responses); Ex. C-9, Weaver Dep. Tr. 30:25-31:5 (“Q. Whose idea was it to -- to file the lawsuit? . . . A. I don’t understand what you mean. They -- it was mine because they presented

me the option and I decided to go forward with it.”), 9:19-10:13 (summarizing preparation for deposition).

III. FEES & EXPENSES

51. Plaintiffs’ Counsel have vigorously and efficiently prosecuted this nuanced and complex antitrust case. At all times, the work of Liaison Counsel and the PSC was directed by Co-Lead Counsel.

52. Each of the 37 Settlement Agreements provide that Co-Lead Counsel may “submit an application or applications to the Court ... for (i) an award of attorneys’ fees not in excess of one-third of the Settlement Fund, (ii) reimbursement of expenses and costs incurred in connection with prosecuting the Action; and/or (iii) and Service Awards for Plaintiffs, plus earned interest, on such attorneys’ fees, costs, and expenses at the same rate and for the same period as earned by the Settlement Fund (until paid) as may be awarded by the Court.”⁶

53. Plaintiffs’ Counsel and named Plaintiffs are seeking an attorneys’ fee award of \$119,975,000, plus earned interest, representing one-third of the \$359,925,000 common fund and any interest earned thereon; reimbursement of Plaintiffs’ Counsel’s expenses of \$14,674,964.91, plus earned interest; a set-aside of \$3,500,000 to be used for future expenses reasonably incurred in the course of this litigation for the common benefit; and service awards of \$10,000 to each of the ten named Plaintiffs (for a total of \$100,000) for their willingness to come forward as class representatives, their commitment to vindicating the rights of members of the proposed Class, and the substantial personal time and effort each devoted to the prosecution of this Action.

⁶ All of the Settlement Agreements are accessible to the public on the Settlement Website, [Important Documents - In re RealPage, Inc., Rental Software Antitrust Litigation \(No. II\)](#). The referenced language can be found in the section of each Settlement Agreement entitled “Fee Awards, Costs and Expenses, and Service Awards for Plaintiffs.” *See also* Dkt. 1408 (Order Approving Notice Plan and Preliminarily Approving Plan of Allocation).

54. Co-Lead and Liaison Counsel are separately submitting individual declarations (“Individual Declarations”) in support of the Motion. The Individual Declarations include, *inter alia*, a summary of and each firm’s experience, biographies of the principal attorneys that have contributed to the litigation, time and expenses incurred, current hourly rates, and litigation expenses incurred. The PSC firms have submitted expense declarations (“PSC Expense Declarations”) in support of their expenses to Co-Lead Counsel in connection with the preparation of the Motion, which are attached hereto as Exhibits D-1 – D-8. Other “Supporting Firms”⁷ have submitted the same (“SF Expense Declarations”), attached hereto as Exhibits E-1 – E-8.

A. Protocol for Common Benefit Work and Expenses

55. At the request of Plaintiffs’ Counsel, the Court adopted a Protocol for Common Benefit Work and Expenses (“Protocol”). Dkt. 302.

56. Pursuant to the Protocol, Co-Lead Counsel collect and maintain time and expenses from all Plaintiffs’ Counsel on a monthly basis consistent with Paragraph 1.f. of the Court’s leadership appointment orders. *Id.* The repository of the collected time and expense information from Plaintiffs’ Counsel is maintained by Co-Lead Counsel.

57. Consistent with the Protocol, and as detailed in their respective Individual Declarations, Co-Lead Counsel and Liaison Counsel have audited their time through March 31, 2026, and their expenses through June 30, 2026. The purpose of the audit conducted by each Co-Lead and Liaison Counsel firm is to ensure that only Common Benefit Work, as that term is defined in the Protocol, is captured.

⁷ A limited number of non-PSC “Supporting Firms” affiliated with this litigation were assigned discrete tasks by Co-Lead Counsel for the common benefit, particularly in connection with fact discovery. None of these Supporting Firms were asked to contribute to the Litigation Fund, but they did submit time and expenses reports in accordance with the Protocol and have audited their expenses consistent with the foregoing.

58. As a result of this review, each Co-Lead and Liaison Counsel made adjustments to their time and expense reporting including, *inter alia*:

- a. a cap of first-level document review at \$350 per hour;
- b. a cap of document-review time per day to ten hours;
- c. reduction to excessive time spent on any task;
- d. removal of pure travel time;
- e. removal of non-common-benefit work; and
- f. removal of any intra-firm duplication of effort.

59. In order to simplify matters for purposes of the Motion, the request for attorneys' fees is supported by the hours recorded by Co-Lead Counsel and Liaison Counsel through March 31, 2026, that have been fully audited. However, any fees awarded by the Court will be allocated among all Plaintiffs' Counsel consistent with Paragraph 1.j. of the Court's leadership appointment orders. *See* Dkts. 278, 1068.⁸

60. With regard to expenses, Co-Lead Counsel provided the PSC and other Supporting Firms with a set of guidelines (which Co-Lead and Liaison Counsel also followed) for use in preparing their expenses for submission with the Motion. By way of limited example: expense entries over applicable limitations for airfare, hotel, meals, copying, and online research were

⁸ The lodestar for the firms beyond Co-Lead Counsel and Liaison Counsel, which exceeds \$30 million in total, has not been submitted at this time for two reasons: (1) While time records for all counsel representing Plaintiffs were maintained and collected on a monthly basis in accordance with the Protocol, they have not yet undergone the additional layer of audit and review that Co-Lead Counsel completed in connection with the instant Motion—a process that, given the ongoing demands of the litigation, has not yet been practicable for the full PSC and Supporting Firm submission; and (2) Co-Lead and Liaison Counsel's time alone exceeds \$100 million—a number sufficient to justify the requested one-third of the recovery. This said, Co-Lead Counsel collected time and expenses for all firms representing Plaintiffs on a monthly basis under the established Protocol and intend to make a distribution to from any fee awarded by the Court at this time.

disallowed; expenses incurred outside of Common Benefit Work were disallowed; and expenses without adequate backup were disallowed. Much like the time audits, the purpose of this second-round audit of expenses was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation.

B. Hours & Lodestar

61. The Individual Declarations filed by Co-Lead and Liaison Counsel in support of the Motion set forth a summary, by individual, of the hours, current billing rate,⁹ and lodestar for all attorneys and support staff that worked on this matter through March 31, 2026.

62. Based on the Individual Declarations, Co-Lead and Liaison Counsel expended 156,108.00 hours on this matter through March 31, 2026, for a total lodestar of \$105,063,090.50 (calculated based on current rates):

Firm	Hours	Lodestar
Scott+Scott Attorneys at Law LLP	79,934.70	\$52,836,691.50
Robins Kaplan LLP	36,134.50	\$27,263,332.00
Hausfeld LLP	25,051.50	\$15,344,652.00
Herzfeld, Suetholz, Gastel, Leniski and Wall, PLLC	15,100.30	\$9,618,415.00
TOTAL:	156,221.00	\$105,063,090.50

C. Reimbursement of Expenses & Litigation Fund Accounting

63. From the beginning of this litigation, Co-Lead Counsel were aware that they might not recover any of the expenses they incurred litigating this case. They were also aware that, at a minimum, they would not recover any expenses until the litigation was successfully resolved, in whole or in part, and only if approved by the Court. Co-Lead Counsel also understood that, even assuming that the case was ultimately successful, an award of expenses would not compensate

⁹ Based on applicable precedent within the Sixth Circuit, the Individual Declarations utilize current (2026) rates, unless the individual is a former employee, in which case the last-recorded rate is used.

them for the lost use or opportunity cost of funds advanced to prosecute the claims against Settling Defendants. Thus, Co-Lead Counsel were motivated to, and did, take steps to minimize expenses whenever practicable without jeopardizing the vigorous and efficient prosecution of the case.

64. Plaintiffs' Counsel request reimbursement of \$14,674,964.91 in expenses. The majority of expenses incurred were paid out of a litigation fund created by Co-Lead Counsel and maintained by Scott+Scott (the "Litigation Fund"). Plaintiffs' Counsel contributed substantial funds to pursue this as reflected in Exhibit 5 to the Declaration of Patrick J. Coughlin. In total, Plaintiffs' Counsel contributed \$12,150,000.00 to the Litigation Fund.

65. Payment of expenditures from the Litigation Fund required personal approval from Scott+Scott partners. In total, \$12,111,489.77 was paid from the Litigation Fund for reasonable litigation-related expenses. Additionally, Plaintiffs' Counsel incurred, but have not yet paid, \$1,333,275.63 in reasonable litigation-related expenses that will be paid from the Litigation Fund. These two sets of expenditures total \$13,444,765.40 as of the date of this Declaration. A summary of the expenses paid from the Litigation Fund, as well as the expenses incurred but not yet paid from the Litigation Fund, is set forth in Exhibit 5 to the Declaration of Patrick J. Coughlin. These expenses are included within the total expense value of \$14,674,964.91 in Paragraph 64.

66. The contemporaneously filed Individual Declarations, as well as the attached PSC Expense Declarations and SF Declarations, contain detailed individual firm expense amounts that were incurred outside of, and not paid through, the Litigation Fund. The litigation expenses reflected in the Individual Declarations, PSC Expense Declarations, and SF Declarations are the actual expenses incurred by all firms representing Plaintiffs and reflect adjustments based on the Protocol and additional guidance supplied by Co-Lead Counsel. The expenses incurred by each firm were reviewed to ensure that they were for the common benefit of the Class.

67. A summary of the firm expenses reasonably incurred by the Plaintiffs' Counsel (reduced by contributions to the Litigation Fund that are already captured above) and the Supporting Firms for which they are seeking reimbursement follows:

Firm	Expenses Less Contributions to Litigation Fund
Scott+Scott Attorneys at Law LLP	\$506,249.93
Robins Kaplan LLP	\$200,366.62
Hausfeld LLP	\$127,758.23
Herzfeld, Suetholz, Gastel, Leniski and Wall, PLLC	\$108,642.68
Lieff Cabraser Heimann & Bernstein, LLP	\$20,350.45
Berger Montague, P.C.	\$55,914.45
Cafferty Clobes Meriwether & Sprengel LLP	\$24,943.91
Lowey Dannenberg, P.C.	\$29,516.39
Joseph Saveri Law Firm, LLP	\$64,819.67
Kozyak Tropin & Throckmorton LLP	\$43,572.39
Korein Tillery	\$4,934.56
Burke LLP	\$14,329.85
BoiesBattin LLP	\$1,644.51
Strauss Borrelli PLLC	\$3,408.00
Barrack, Rodos & Bacine	\$3,571.82
Reinhardt Wendorf & Blanchfield	\$2,603.48
Spector, Caldes & Corrigan, P.C.	\$5,631.90
Gustafson Gluek PLLC	\$6,016.32
Lockridge Grindal Nauen PLLP	\$5,472.15
Boni, Zack & Snyder LLC	\$452.20
TOTAL	\$1,230,199.51

All of the individual firm expenses (Plaintiffs' Counsel and Supporting Firms) are included within the total expense request of \$14,674,964.91 in Paragraph 64.

68. Co-Lead Counsel and Liaison Counsel are accruing and will continue to accrue substantial out-of-pocket expenses as this case progresses through expert discovery and into class certification, dispositive motion practice, and eventually trial. Accordingly, Co-Lead Counsel requests that the Court permit them to set aside \$3,500,000 from the Settlement Fund to use toward future litigation expenses reasonably incurred in this litigation for the common benefit (the "Future Expense Funds"). Co-Lead Counsel conservatively anticipate that they will incur at least \$2.5 million in expert-related costs in responding to the six expert reports Defendants served on July 15, 2026. Moreover, additional costs are likely to be incurred as the parties move into dispositive motion practice and pre-trial and trial preparations, as the latter will include the retention of trial vendors and jury consultants, among other trial costs. Plaintiffs' Counsel will maintain the Future Expense Funds in a separate, non-interest-bearing litigation fund account and propose to include an accounting of their payments in any future petition for reimbursement of expenses, or at the Court's request. If the Future Expense Funds are not fully used by the time the case is resolved in its entirety, Co-Lead Counsel will advise the Court at that time and propose a method to return any such remaining funds to be used for the benefit of the Settlement Class.

69. The following Exhibits are attached to this Joint Declaration:

Exhibit No.	Description
A	10/1/2025 Mediator Decl.
B	5/14/2026 Mediator Decl.
C-1	Excerpts from Barry Amar-Hoover Dep. Trans.
C-2	Excerpts from Meghan Cherry Dep. Trans.
C-3	Excerpts from Jason Goldman Dep. Trans.
C-4	Excerpts from Maya Haynes Dep. Trans.
C-5	Excerpts from Joshua Kabisch Dep. Trans.
C-6	Excerpts from Patrick Parker Dep. Trans.
C-7	Excerpts from Priscilla Parker Dep. Trans.

C-8	Excerpts from Brandon Watters Dep. Trans.
C-9	Excerpts from Jeffrey Weaver Dep. Trans.
C-10	Excerpts from Billie Jo White Dep. Trans.
D-1	Expense Decl., Lieff Cabraser Heimann & Bernstein, LLP
D-2	Expense Decl., Berger Montague PC
D-3	Expense Decl., Cafferty Clobes Meriwether & Sprengel LLP
D-4	Expense Decl., Lowey Dannenberg, P.C.
D-5	Expense Decl., Saveri Law Firm, LLP
D-6	Expense Decl., Kozyak Tropin & Throckmorton LLP
D-7	Expense Decl., Burke LLP
D-8	Expense Decl., Korein Tillery LLC
E-1	Expense Decl., BoiesBattin LLP
E-2	Expense Decl., Strauss Borrelli PLLC
E-3	Expense Decl., Barrack, Rodos & Bacine
E-4	Expense Decl., Reinhardt Wendorf & Blanchfield
E-5	Expense Decl., Spector, Caldes & Corrigan, P.C.
E-6	Expense Decl., Gustafson Gluek PLLC
E-7	Expense Decl., Lockridge Grindal Nauen PLLP
E-8	Expense Decl., Boni, Zack & Snyder LLC

We declare under penalty of perjury that the foregoing is true and correct based on our own personal knowledge.

Executed on July 28, 2026

/s/ Patrick Coughlin
Patrick Coughlin
Scott+Scott Attorneys at Law LLP
600 W. Broadway, Suite 3300
San Diego, CA 92101
pcoughlin@scott-scott.com

/s/ Stacey Slaughter
Stacey Slaughter
Robins Kaplan LLP
800 LaSalle Avenue, Suite 2800
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/s/ Swathi Bojedla

Swathi Bojedla

Hausfeld LLP

1200 17th Street, N.W., Suite 600

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sbojedla@hausfeld.com

EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC. RENTAL : NO. 3:23-MD-03071
SOFTWARE ANTITRUST : MDL No. 3071
LITIGATION (NO. II) :
: Judge Waverly D. Crenshaw, Jr.
:
: THIS DOCUMENT RELATES TO:
: ALL CASES**

**DECLARATION OF MEDIATOR HON. LAYN R. PHILLIPS IN SUPPORT OF
PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENTS**

I, Layn R. Phillips, declare as follows under 28 U.S.C. §1746:

I am filing this declaration in my capacity as mediator in the above-captioned action (the “Action”). As set forth herein, I submit this Declaration in support of Plaintiffs’ Motion for Preliminary Approval of various settlements.

I. RELEVANT PROFESSIONAL BACKGROUND AND EXPERIENCE

1. I currently serve as a mediator and arbitrator with my own alternative dispute resolution company, Phillips ADR Enterprises (“PADRE”), based in Corona Del Mar, California. I am a member of the bars of Oklahoma, Texas, California, and the District of Columbia, as well as the United States Courts of Appeals for the Ninth, Tenth, and Federal Circuits.

2. I served as the United States Attorney for the Northern District of Oklahoma from 1984 to 1987. I personally tried many cases and oversaw the trials of numerous other cases as a United States Attorney and, prior to my time as a United States Attorney, as an Assistant United States Attorney in California and Florida.

3. While serving as the United States Attorney for the Northern District of Oklahoma, I was nominated by President Reagan to serve as a District Judge for the Western District of Oklahoma, where I served from 1987 to 1991. While on the bench, I presided over more than 140 federal trials and sat by designation on the United States Court of Appeals for the Tenth Circuit. I also presided over cases in Texas, New Mexico, and Colorado.

4. I left the federal bench in 1991 and joined Irell & Manella, where for 23 years I specialized in alternative dispute resolution, complex civil litigation, and internal investigations. In 2014, I left Irell & Manella to found PADRE. For more than 25 years, I have devoted the majority of my professional life to serving as a mediator and arbitrator in connection with large, complex cases such as the Action.

5. I have successfully mediated numerous complex commercial cases involving Fortune 500 and other publicly traded companies. I have mediated thousands of disputes referred by private parties and courts and have been appointed as Special Master by various federal courts in complex civil proceedings. I serve as a Fellow in the American College of Trial Lawyers, and I have been nationally recognized as a mediator by the Center for Public Resources Institute for Dispute Resolution (“CPR”), serving on CPR’s National Panel of Distinguished Neutrals.

6. Among the significant complex matters I have mediated are the NFL concussion cases, the Michigan State and USC sexual abuse cases, the Purdue Opioid bankruptcy, the Boeing derivative litigation, the United Healthcare derivative litigation, the Norfolk Southern Ohio trainwreck litigation, multiple Wells Fargo derivative and class actions, the FirstEnergy derivative litigation, the Fox News and News Corp. derivative litigation, the Facebook Cambridge Analytica derivative litigation, and numerous other class action and antitrust cases

7. On this matter, I worked extensively with Clay Cogman, a mediator in my office. He is a member of the bars of New York and California. Mr. Cogman joined PADRE in 2011. Since then, he has worked on hundreds of mediations with me and has mediated or co-mediated numerous class action, antitrust, and MDL matters.

II. NEGOTIATIONS RESULTING IN THE INSTANT SETTLEMENTS

8. The mediation process in connection with the Action was hard fought on all sides. The settlements for which Plaintiffs seek preliminary approval (the “Settlement Agreements”) are

the product of protracted arm's-length negotiations among Plaintiffs¹ and the proposed Settling Defendants.²

9. As described below, these mediations spanned multiple years and included several all-day multi-party mediation sessions, as well as dozens of teleconferences, hundreds of emails, working group sessions, and written submissions by the parties. While I am bound by confidentiality with regard to the content of the parties' discussions and negotiations,³ I can say that the arguments and positions asserted by Plaintiffs and Defendants were the product of detailed analysis and hard work, that they were complex, and that, while professional, they were highly adversarial.

10. My office was approached in early 2023 by parties to the case to be engaged in this matter. By Court order of July 28, 2023, I was appointed as the mediator of the above captioned

¹ The Plaintiffs are Jason Goldman, Jeffrey Weaver, Billie Jo White, Brandon Watters, Priscilla Parker, Patrick Parker, Barry Amar-Hoover, Joshua Kabisch, Meghan Cherry, and Maya Haynes.

² For purposes of this Declaration, the Settling Defendants are Apartment Income REIT, LLC, formerly known as Apartment Income REIT Corp.; Allied Orion Group LLC; Avenue5 Residential, LLC; Bozzuto Management Company; Brookfield Properties Multifamily LLC; CH Real Estate Services, LLC; ConAm Management Corporation; CWS Apartment Homes LLC; First Communities Management, Inc.; FPI Management, Inc.; Lantower Luxury Living, LLC; Mission Rock Residential, LLC; Pinnacle Property Management Services; Prometheus Real Estate Group, Inc.; Security Properties Residential, LLC; Sherman Associates, Inc.; Simpson Property Group, LLC; Thrive Communities Management LLC; WinnCompanies LLC, WR GP, LLC, WinnResidential Manager Corp.; ECI Management, LLC; Knightvest Residential; Kairoi Management LLC; Bell Partners Inc.; Windsor Property Management Company; BH Management Services, LLC; and Greystar Management Services, LLC.

³ All participants agreed that the entire mediation process was to be regarded as settlement negotiations under Rule 408 of the Federal Rules of Evidence, protecting disclosure made during such process from later discovery, dissemination, publication, and/or use in evidence. By making this declaration, neither the parties nor I waive in any way the provisions of this confidentiality agreement or the protections of Rule 408. While I cannot disclose the contents of the mediation negotiations, the parties have authorized me to inform the Court of the procedural and substantive matters set forth herein. Thus, without in any way waiving the mediation privilege, I make this declaration based on personal knowledge.

action. On August 4, 2023, the Court appointed Clay Cogman as an additional mediator. In August 2023, my office was formally engaged in this action.

11. Right away, we began reaching out to all parties⁴ to get a sense of the best way to proceed logistically in this complex, multi-party matter, and began to set the foundation for formal and informal mediation sessions. Every party to the case has been engaged by my office and nearly all have participated in at least one formal mediation session. Since we were engaged, Mr. Cogman or I have actively reached out to each remaining Defendant and the Plaintiffs periodically to ensure that all parties remain engaged in settlement talks.

12. There were a variety of mediation positions taken by the parties across these discussions due to, among other things, the various claims and defenses being asserted, the procedural posture of the case, insurance policies, and the varying size of the Proposed Settling Defendants as well as their ownership and management interests.

13. An initial mediation via Zoom was scheduled for October 24, 2023. The mediation was at first intended for Plaintiffs and those Defendants named in four cases or less, but several other Defendants also participated. Twenty-eight Defendants participated in that all-day mediation session. Demands were made and responded to by all parties who participated. Although no settlements were reached in this first session, my office was in continuous communication by telephone and email with several parties following this session.

14. Following this early mediation session and discussions with the various working groups over the next two months, I believed that efforts to settle the Action would continue to be challenging because those involved continued to hold strong and vastly divergent views as to the

⁴ I understand that my office was involved in some manner in each settlement being presented here with one exception.

relevant legal and factual arguments, and that a resolution without further litigation seemed unlikely. The parties expressed varying degrees of interest in continuing mediation, but it was widely thought that settlement efforts would be more fruitful once the Court ruled on the motions to dismiss. On December 28, 2023, the Court issued rulings on most of the motions to dismiss.

15. In the months since the Court's December 28, 2023, motion to dismiss order, Plaintiffs and various Defendants have worked continuously to vigorously negotiate and document settlements. During this time, Mr. Cogman and/or I presided over numerous formal and informal mediation sessions involving these parties' working groups.

16. The parties first spent a significant amount of time and effort negotiating a working term sheet. These negotiations began with proposals by Plaintiffs' counsel covering a wide range of issues, from discontinuing the use of RealPage's Revenue Management Software, to cooperation, to measures to improve antitrust compliance, and the scope of the release.

17. On March 15, 2024, Mr. Cogman and I conducted a further all-day Zoom mediation with eight manager Defendants. Prior to that mediation session, counsel for the participating parties provided me with briefing on the then-current procedural history and factual status of the Action, as well as addressing liability, damages, and risk exposures supported by legal and factual analysis. Among other things, I reviewed the mediation statements and exhibits, including the complaint filed in the Action, and the motion to dismiss briefing and orders, along with other materials presented to me by the participating parties.

18. During this session, the parties continued to work through both monetary and non-monetary terms, and significant progress was made in understanding the potential roadblocks for each of the parties in reaching resolution. I found the discussions engaged in by the parties to be extremely valuable in helping to understand the relative merits of each party's position and to

identify the issues that were likely to serve as the primary drivers and obstacles to achieving a settlement. My office also continued to work with the parties to obtain for each side the information they needed to understand the volume of commerce affected, particularly the economics surrounding differences with owners as compared to managers. This included documentary and data productions by both sides, which proved to be very helpful in understanding the potential exposure and the risks of continued litigation.

19. On April 8, 2024, an in-person mediation session was held with twenty Defendants in Washington, DC. The participating parties submitted extensive documents, letters, and briefs, made presentations to each other, listened to issues related to liability, discussed the different RealPage Revenue Management Software products used by each Defendant and for what time period they were used, and generally discussed the strengths and weaknesses of their cases. Several demands and counters were made on both monetary and non-monetary elements of potential settlements.

20. In the months following the April 8, 2024, mediation, talks continued with Plaintiffs and numerous Defendants. During this time, my office had extensive communications with those parties by videoconference, email and phone, and further exchanges of documents, data, analyses and other key information in an effort to settle more cases. While progress differed across the group, all parties have continuously been engaged in good-faith negotiations. These efforts led to several agreements in principle being reached in 2024.

21. Upon agreement to the monetary amount of settlement, the parties to each settlement would exchange numerous drafts and redlines of the proposed term sheets, and following agreement, then set about expanding those agreed upon terms into long-form settlement

agreements. This drafting process was complex, lengthy, and typically involved the exchange of multiple drafts and redlines as the parties negotiated terms.

22. On January 29, 2025, Mr. Cogman and I facilitated an all-day in-person mediation session between Plaintiffs and Simpson Property Group in Newport Beach, CA. Shortly after this mediation, these parties reached an agreement in principle for a settlement.

23. On April 30, 2025, Mr. Cogman and I facilitated an all-day in-person mediation session with Plaintiffs, Greystar Management Services LLC, ECI Management LLC, and Bell Partners Inc. in New York City. Each of these Defendants settled in principle with Plaintiffs in the months following that mediation.

24. On July 23, 2025, Mr. Cogman facilitated an all-day in-person session between Plaintiffs and Windsor Property Management Co in Washington, DC. Shortly after this mediation, these parties reached an agreement in principle for a settlement.

25. In addition to these formal mediation sessions, our efforts to resolve cases through email and telephonic communications have continued throughout 2025. These efforts have resulted in several settlements outside of those described in the preceding paragraphs.

26. As of October 1, 2025, I understand that Plaintiffs have signed 26 Settlement Agreements with 27 Defendants.

27. Collectively, my office has spent hundreds of hours mediating this Action over the course of six formal mediation sessions and consistent communication with the parties between those sessions. This includes not only overseeing the negotiation of material terms, but in coordinating the exchange of pertinent information and mediating disputes between the parties as to precise settlement language. Our office has been involved in the vast majority of the settlements

reached to date. This work continues, and further formal and informal mediation sessions are on the calendar. I continue to communicate with all parties in the litigation to work towards resolution.

28. Understanding that every aspect of the final approval of these settlements is committed to the sound discretion of the trial court, after presiding over the mediation process concerning these matters, it is my professional opinion that these settlements are fair and reasonable and the product of vigorous and independent advocacy and of arm's-length negotiations conducted in good faith by the parties.

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

Executed on October 1, 2025, at New York, NY.

A handwritten signature in black ink, appearing to read 'Layn R. Phillips', with a stylized, cursive script.

LAYN R. PHILLIPS

Former U.S. District Judge

EXHIBIT B

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

IN RE: REALPAGE, INC. RENTAL SOFTWARE ANTITRUST LITIGATION (NO. II)	: NO. 3:23-MD-03071 : MDL No. 3071 : : Judge Waverly D. Crenshaw, Jr. : : THIS DOCUMENT RELATES TO: : ALL CASES
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**DECLARATION OF MEDIATOR HON. LAYN R. PHILLIPS IN SUPPORT OF
PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF SECOND SET OF
CLASS SETTLEMENTS**

I, Layn R. Phillips, declare as follows under 28 U.S.C. 1746:

I am filing this declaration in my capacity as the court-appointed mediator in the above-captioned action (the “Action”). As set forth herein, I submit this Declaration in support of Plaintiffs’ Motion for Preliminary Approval of Second Set of Class Settlements. This Declaration includes information from the declaration I submitted in support of Plaintiffs first Motion for Preliminary Approval, in addition to subsequent developments.

I. RELEVANT PROFESSIONAL BACKGROUND AND EXPERIENCE

1. I currently serve as a mediator and arbitrator with my own alternative dispute resolution company, Phillips ADR Enterprises (“PADRE”), based in Corona Del Mar, California. I am a member of the bars of Oklahoma, Texas, California, and the District of Columbia, as well as the United States Courts of Appeals for the Ninth, Tenth, and Federal Circuits.

2. I served as the United States Attorney for the Northern District of Oklahoma from 1984 to 1987. I personally tried many cases and oversaw the trials of numerous other cases as a United States Attorney and, prior to my time as a United States Attorney, as an Assistant United States Attorney in California and Florida.

3. While serving as the United States Attorney for the Northern District of Oklahoma, I was nominated by President Reagan to serve as a District Judge for the Western District of Oklahoma, where I served from 1987 to 1991. While on the bench, I presided over more than 140 federal trials and sat by designation on the United States Court of Appeals for the Tenth Circuit. I also presided over cases in Texas, New Mexico, and Colorado.

4. I left the federal bench in 1991 and joined Irell & Manella, where for 23 years I specialized in alternative dispute resolution, complex civil litigation, and internal investigations. In 2014, I left Irell & Manella to found PADRE. For more than 25 years, I have devoted the

majority of my professional life to serving as a mediator and arbitrator in connection with large, complex cases such as the Action.

5. I have successfully mediated numerous complex commercial cases involving Fortune 500 and other publicly traded companies. I have mediated thousands of disputes referred by private parties and courts and have been appointed as Special Master by various federal courts in complex civil proceedings. I serve as a Fellow in the American College of Trial Lawyers, and I have been nationally recognized as a mediator by the Center for Public Resources Institute for Dispute Resolution (“CPR”), serving on CPR’s National Panel of Distinguished Neutrals.

6. Among the significant complex matters I have mediated are the NFL concussion cases, the Michigan State and USC sexual abuse cases, the Purdue Opioid bankruptcy, the Boeing derivative litigation, the United Healthcare derivative litigation, the Norfolk Southern Ohio trainwreck litigation, multiple Wells Fargo derivative and class actions, the FirstEnergy derivative litigation, the Fox News and News Corp. derivative litigation, the Facebook Cambridge Analytica derivative litigation, and numerous other class action and antitrust cases

7. On this matter, I worked extensively with Clay Cogman, a mediator in my office who is also serving in a court-appointed capacity. He is a member of the bars of New York and California. Mr. Cogman began working with me in dispute resolution in 2011. Since then, he has worked on hundreds of mediations with me and has mediated or co-mediated numerous class action, antitrust, and MDL matters.

II. NEGOTIATIONS RESULTING IN THE INITIAL SETTLEMENTS

8. The mediation process in connection with the Action leading up to the first tranche of settlements was hard fought on all sides. The settlements Plaintiffs submitted for preliminary approval (which was granted on November 21, 2025 (the “Initial Settlement Agreements”) were

the product of protracted arm's-length negotiations among Plaintiffs¹ and the proposed Settling Defendants.²

As described below, the mediations that led to the Initial Settlement Agreements spanned multiple years and included several all-day multi-party mediation sessions, as well as dozens of teleconferences, hundreds of emails, working group sessions, and written submissions by the parties. While I am bound by confidentiality with regard to the content of the parties' discussions and negotiations,³ I can say that the arguments and positions asserted by Plaintiffs and Defendants were the product of detailed analysis and hard work, that they were complex, and that, while professional, they were highly adversarial.

10. My office was approached in early 2023 by parties to the case to be engaged in this matter. By Court order of July 28, 2023, I was appointed as the mediator of the above captioned action. On August 4, 2023, the Court appointed Clay Cogman as an additional mediator. In August 2023, my office was formally engaged in this action.

¹ The Plaintiffs are Jason Oldman, Jeffrey Weaver, Billie Jo White, Brandon Watters, Priscilla Parker, Patrick Parker, Barry Amar-Hoover, Joshua Tabisch, Meghan Cherry, and Maya Haynes.

² For purposes of this Declaration, the First Set of Settling Defendants are Apartment Income REIT, LLC, formerly known as Apartment Income REIT Corp. Allied Orion Group LLC Avenue5 Residential, LLC Bozzuto Management Company Brookfield Properties Multifamily LLC CH Real Estate Services, LLC ConAm Management Corporation CWS Apartment Homes LLC First Communities Management, Inc. FPI Management, Inc. Lantower Luxury Living, LLC Mission Rock Residential, LLC Pinnacle Property Management Services Prometheus Real Estate Group, Inc. Security Properties Residential, LLC Sherman Associates, Inc. Simpson Property Group, LLC Thrive Communities Management LLC WinnCompanies LLC, WRP, LLC, WinnResidential Manager Corp. ECI Management, LLC Nightvest Residential Airco Management LLC Bell Partners Inc. Windsor Property Management Company, BH Management Services, LLC and Reystar Management Services, LLC.

³ All participants agreed that the entire mediation process was to be regarded as settlement negotiations under Rule 408 of the Federal Rules of Evidence, protecting disclosure made during such process from later discovery, dissemination, publication, and/or use in evidence. By making this declaration, neither the parties nor I waive in any way the provisions of this confidentiality agreement or the protections of Rule 408. While I cannot disclose the contents of the mediation negotiations, the parties have authorized me to inform the Court of the procedural and substantive matters set forth herein. Thus, without in any way waiving the mediation privilege, I make this declaration based on personal knowledge.

11. Right away, we began reaching out to all parties⁴ to get a sense of the best way to proceed logistically in this complex, multi-party matter, and began to set the foundation for formal and informal mediation sessions. Every party to the case has been engaged by my office and nearly all have participated in at least one formal mediation session. Since we were engaged, Mr. Cogman or I have actively reached out to each remaining Defendant and the Plaintiffs periodically to ensure that all parties remain engaged in settlement talks.

12. There were a variety of mediation positions taken by the parties across these discussions due to, among other things, the various claims and defenses being asserted, the procedural posture of the case, insurance policies, and the varying size of the Proposed Settling Defendants as well as their ownership and management interests.

13. An initial mediation via Zoom was scheduled for October 24, 2023. The mediation was at first intended for Plaintiffs and those Defendants named in four cases or less, but several other Defendants also participated. Twenty-eight Defendants participated in that all-day mediation session. Demands were made and responded to by all parties who participated. Although no settlements were reached in this first session, my office was in continuous communication by telephone and email with several parties following this session.

14. Following this early mediation session and discussions with the various working groups over the next two months, I believed that efforts to settle the Action would continue to be challenging because those involved continued to hold strong and vastly divergent views as to the relevant legal and factual arguments, and that a resolution without further litigation seemed unlikely. The parties expressed varying degrees of interest in continuing mediation, but it was

⁴ I understand that my office was involved in some manner in each settlement being presented here with one exception.

widely thought that settlement efforts would be more fruitful once the Court ruled on the motions to dismiss. On December 28, 2023, the Court issued rulings on most of the motions to dismiss.

15. In the months after the Court's December 28, 2023, motion to dismiss order, Plaintiffs and various Defendants have worked continuously to vigorously negotiate and document settlements. During this time, Mr. Cogman and/or I presided over numerous formal and informal mediation sessions involving these parties' working groups.

16. The parties first spent a significant amount of time and effort negotiating a working term sheet. These negotiations began with proposals by Plaintiffs' counsel covering a wide range of issues, from discontinuing the use of RealPage's Revenue Management Software, to cooperation, to measures to improve antitrust compliance, and the scope of the release.

17. On March 15, 2024, Mr. Cogman and I conducted a further all-day oom mediation with eight manager Defendants. Prior to that mediation session, counsel for the participating parties provided me with briefing on the then-current procedural history and factual status of the Action, as well as addressing liability, damages, and risk exposures supported by legal and factual analysis. Among other things, I reviewed the mediation statements and exhibits, including the complaint filed in the Action, and the motion to dismiss briefing and orders, along with other materials presented to me by the participating parties.

18. During this session, the parties continued to work through both monetary and non-monetary terms, and significant progress was made in understanding the potential roadblocks for each of the parties in reaching resolution. I found the discussions engaged in by the parties to be extremely valuable in helping to understand the relative merits of each party's position and to identify the issues that were likely to serve as the primary drivers and obstacles to achieving a settlement. My office also continued to work with the parties to obtain for each side the information

they needed to understand the volume of commerce affected, particularly the economics surrounding differences with owners as compared to managers. This included documentary and data productions by both sides, which proved to be very helpful in understanding the potential exposure and the risks of continued litigation.

1 . On April 8, 2024, an in-person mediation session was held with twenty Defendants in Washington, DC. The participating parties submitted extensive documents, letters, and briefs, made presentations to each other, listened to issues related to liability, discussed the different RealPage Revenue Management Software products used by each Defendant and for what time period they were used, and generally discussed the strengths and weaknesses of their cases. Several demands and counters were made on both monetary and non-monetary elements of potential settlements.

20. In the months following the April 8, 2024, mediation, talks continued with Plaintiffs and numerous Defendants. During this time, my office had extensive communications with those parties by videoconference, email and phone, and further exchanges of documents, data, analyses and other key information in an effort to settle more cases. While progress differed across the group, all parties have continuously been engaged in good-faith negotiations. These efforts led to several agreements in principle being reached in 2024.

21. Upon agreement to the monetary amount of settlement, the parties to each settlement would exchange numerous drafts and redlines of the proposed term sheets, and following agreement, then set about expanding those agreed upon terms into long-form settlement agreements. This drafting process was complex, lengthy, and typically involved the exchange of multiple drafts and redlines as the parties negotiated terms.

22. On January 2 , 2025, Mr. Cogman and I facilitated an all-day in-person mediation session between Plaintiffs and Simpson Property Group in Newport Beach, CA. Shortly after this mediation, these parties reached an agreement in principle for a settlement.

23. On April 30, 2025, Mr. Cogman and I facilitated an all-day in-person mediation session with Plaintiffs, Treystar Management Services LLC, ECI Management LLC, and Bell Partners Inc. in New York City. Each of these Defendants settled in principle with Plaintiffs in the months following that mediation.

24. On July 23, 2025, Mr. Cogman facilitated an all-day in-person session between Plaintiffs and Windsor Property Management Co in Washington, DC. Shortly after this mediation, these parties reached an agreement in principle for a settlement.

25. In addition to these formal mediation sessions, our efforts to resolve cases through email and telephonic communications have continued throughout 2025. These efforts have resulted in several settlements outside of those described in the preceding paragraphs.

26. By October 1, 2025, I understood that Plaintiffs signed Settlement Agreements with twenty-seven Defendants.

III. NEGOTIATIONS RESULTING IN THE SECOND SET OF SETTLEMENTS

27. After Plaintiffs submitted the first tranche of settlements, my office continued to facilitate resolution discussions with Plaintiffs and the remaining Defendants.

28. Since October 1, 2025, I understand that Plaintiffs have settled with Camden Property Trust, Cortland Management, LLC, E uity Residential, Mid-America Apartments L.P., Highmark Residential, LLC, Lincoln (Lincoln Property Company, which is now Willow Bridge Property Company LLC), Related (The Related Cos. And Related Mgmt. Co.), RPM Living, LLC,

Rose Associates Inc., Sares Regis Management Company, L.P., and Trammell Crow Residential Company.

2 . Each of the negotiations between Plaintiffs and the second set of settling Defendants were ongoing as of October 1, such that the ultimate settlements achieved were the product of a continuation of previous efforts. And like the previous set of settlements, each was hard-fought, adversarial, data and document heavy, complex, and the result of protracted arms-length negotiations.

30. Between October 1, 2025, and continuing until today, Mr. Cogman and I spent dozens of hours on the phone with the parties and were in constant contact with the parties facilitating communications and negotiations between the Plaintiffs' and the various remaining defendants. For each of the Second Set of Settling Defendants, we aided the parties in messaging their respective positions and set up meetings and phone calls both with and without us, formally and informally.

31. With the Second Set of settlements, our office mediated both the monetary figures as well as the settlement agreement terms. To get to that point, we helped the parties understand the quantity of units at issue, the corporate structure of each of the Defendants, and the scope of the release, among myriad other issues. For one Defendant, we worked through the weekend to hammer out disagreements related to certain terms in the long-form settlement agreement which had become sticking points. For other defendants, we issued mediator's proposals, which on each occasion, resolved the matters.

32. As detailed in Plaintiffs' motion seeking approval of the Second Set of settlements, the settling parties have sought since October 1 to clarify certain aspects of the class definition. We assisted the parties in those discussions and facilitated the process of coming to agreement on

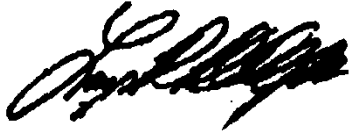
clarifying language related to the class definition. Even our involvement in the settlement negotiations, when an ambiguity was raised, we were able to aid the Parties in clarifying the class definition to ensure that it accurately captured the parties' intent.

33. Collectively, my office has spent hundreds of hours mediating this Action over the course of seven formal mediation sessions and consistent communication with the parties between those sessions. This includes not only overseeing the negotiation of material terms, but in coordinating the exchange of pertinent information and mediating disputes between the parties as to precise settlement language. Our office has been involved in the vast majority of the settlements reached to date. This work continues, and further formal and informal mediation sessions are on the calendar. Mr. Cogman and I continue to communicate with all parties in the litigation to work towards resolution.

34. Understanding that every aspect of the preliminary and final approval of these settlements is committed to the sound discretion of the trial court, after presiding over the mediation process concerning these matters, it is my professional opinion that these settlements are fair and reasonable and the product of vigorous and independent advocacy and of arm's-length negotiations conducted in good faith by the parties.

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

Executed on May 11, 2026, at Columbus, Ohio.

A handwritten signature in black ink, appearing to read 'LA N R. PHILLIPS', with a stylized, cursive script.

LA N R. PHILLIPS

Former U.S. District Judge

EXHIBIT C-1

1 UNITED STATES DISTRICT COURT
2 FOR THE MIDDLE DISTRICT OF TENNESSEE
3 NASHVILLE DIVISION

4 IN RE: REALPAGE, INC., CASE NO.: 3:23-MD-3071
5 RENTAL SOFTWARE
6 ANTITRUST LITIGATION MDL NO.: 3071
7 (NO. II)

Chief Judge
Waverly D. Crenshaw, Jr.

8 _____/
9
10
11 VIDEOTAPED DEPOSITION OF
12 BARRY JAMES AMAR-HOOVER
13 Taken on behalf of Defendants
14

15 DATE TAKEN: September 29, 2025
16 TIME: 9:22 a.m. - 2:51 p.m.
17 PLACE: Gunster, Yoakley & Stewart
18 1 Independent Drive, Suite 2300
19 Jacksonville, Florida 32202
20

21 Examination of the witness taken before:

22 Bobbie A. Umstead
23 Registered Professional Reporter
24 Florida Professional Reporter
25

1 Q Okay. And what's your understanding of what 2 that is? 3 A A tool that is used by businesses to store 4 customer data, automate communications, having different 5 triggers to go through, which would automate responses. 6 Like, if I submitted an application, I get an automatic 7 response saying, "Thank you for submitting your 8 application. We'll consider this, and we'll let you 9 know at a certain time," to help save the business's 10 time. It's business automation. 11 Q So other than kind of receiving that automated 12 response that said it's from RealPage, did you have any 13 other familiarity with RealPage before getting involved 14 in this lawsuit? 15 A Not specifically, no. 16 Q Did you have any familiarity with any revenue 17 management tools, generally, before getting involved in 18 this lawsuit? 19 MR. HURT: Objection to form. 20 THE WITNESS: I -- I don't -- I'm not a 21 realtor. I don't work with management companies, 22 so I'm -- no, that's not what I do. 23 BY MS. MALONEY: 24 Q Well, I suppose my question was a little bit 25 broader. But I understand that might have been a little Page 30	1 attorneys before deciding to join this lawsuit? 2 MR. HURT: Objection. I'll just caution the 3 witness not to disclose any attorney-client 4 communications. 5 BY MS. MALONEY: 6 Q Without getting into the substance of those 7 conversations, did those conversations occur? 8 A I was pretty quick to join on. Because, 9 again, I've been feeling the pain, the financial pain of 10 the result of what this lawsuit alleges. 11 Q Okay. And did you do any research into the 12 defendants in this lawsuit? 13 MR. HURT: Objection to form. 14 THE WITNESS: Nothing too specifically, going 15 through. I'm -- I -- other than checking out a few 16 websites of, like, what RealPage was. 17 But nothing much. 18 BY MS. MALONEY: 19 Q Okay. And you've mentioned several times now 20 the pain you've experienced as a result of price 21 increases. 22 Has that all been at your current residence? 23 A Yes. 24 Q And do you know which company owns the 25 apartment complex you're at right now? Page 32
1 bit confusing, given the context. 2 Did you have any familiarity with tools used 3 to help determine pricing, other than ones alleged in 4 this lawsuit? 5 MR. HURT: Objection, form. 6 THE WITNESS: In quoting a roof, but that's a 7 material quote. So that's about it. 8 BY MS. MALONEY: 9 Q Okay. How did you ultimately retain Scott & 10 Scott? 11 A I responded. They called me and asked me, and 12 they sent me a DocuSign, as best as I recall. And I 13 agreed to it. 14 Q So you believe you signed an engagement 15 letter? 16 A Yes. 17 Q Did you research the firm before you signed 18 that letter? 19 A Just reading through their website. 20 Q And about -- kind of how long in between you 21 responding to that Facebook ad and you signing the 22 engagement letter was that? 23 A Honestly, I don't recall. We're talking 24 several years ago, so... 25 Q And did you have many discussions with your Page 31	1 A Currently, it's ConAm. 2 Q Has any other company owned it -- owned the 3 apartment complex while you've been living there? 4 A There was a prior company. I forget what 5 their name was. 6 Q Do you recall kind of when that transition 7 happened? 8 A I believe 2019 or 2020, which is also 9 coinciding with the most significant jumps. 10 Q Okay. And we'll talk more about the jumps in 11 just a moment. 12 So you understand that you are a proposed 13 classed representative in this case? 14 A I do. 15 Q I'm sorry? 16 A I do. 17 Q And what's your understanding of what that 18 means? 19 A That, basically, I am giving my testimony, my 20 experience, and the goal of the class action to help 21 represent everybody that's been wronged by RealPage and 22 the various management companies in their collusion. 23 Q Okay. And do you have any responsibility as a 24 proposed class representative of overseeing the work of 25 your attorneys? Page 33

1 A I must review the different documents that are
2 being submitted. I must approve the different
3 settlements. I must provide honest and accurate
4 testimony of my experience.
5 Q Okay. And so have you reviewed every document
6 that's been filed in this case?
7 A Every one that's been sent to me to review, I
8 have reviewed.
9 Q Do you have an estimate of how many documents
10 that is?
11 MR. HURT: Objection to form.
12 THE WITNESS: It's -- it's been a lot. I
13 couldn't give you an exact number. I'm not keeping
14 a tally.
15 BY MS. MALONEY:
16 Q Is it hundreds?
17 MR. HURT: Objection to form.
18 THE WITNESS: Again, it's been a lot. A lot
19 of documents.
20 BY MS. MALONEY:
21 Q Okay. And you mentioned that you've reviewed
22 settlements. Can you kind of explain more about what
23 you've done on that?
24 A I've reviewed and given my approvals on
25 different things.

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1 Q When you say "different things," what do you
2 mean?
3 A On the different settlement procedures for
4 what's gone on already. I've reviewed the documents
5 submitted to me and given my approval comments.
6 Q These are the -- the settlement procedures?
7 A Settlement documents. Excuse me. I misspoke.
8 Q Okay. Does that mean that you've kind of
9 reviewed the numbers that proposed settling defendants
10 have --
11 A I've reviewed the documents that have been
12 submitted to me.
13 Q Okay. So in all these documents that you've
14 reviewed as far as for filing, not necessarily as far as
15 settlements, have you provided any feedback or kind of
16 substantive edits to those filings to your attorneys?
17 A Minor edits when an address and a date was
18 off, going through, or where -- nothing substantial.
19 Q Okay. And as far as kind of the actual kind
20 of factual allegations of the alleged collusion in this
21 case, have those allegations been drafted by your
22 attorneys?
23 A Yes.
24 Q And have you had any substantive edits to
25 those allegations?

Page 35

1 A I have not.
2 Q Did you review the amount of time that your
3 attorneys are spending on this case?
4 A Not specifically, but I know it's a lot.
5 There's a lot of documents to go through.
6 Q Do you know approximately how much time
7 they've spent?
8 A I do not.
9 Q And has anyone told you that you could review
10 the amount of time they're spending?
11 A I could, but I trust in my lawyers that
12 they're doing the right thing.
13 Q Have you reviewed any budgets for your
14 attorneys' work in this case?
15 A No.
16 Q Have you reviewed any budgets for any vendors
17 retained by your attorneys in this case?
18 A I -- I have not.
19 Q And when I say "vendors," that also
20 includes -- I believe you mentioned experts earlier?
21 A Right.
22 Q Have you reviewed estimates or budgets for
23 them?
24 A No, I have not. That -- all the fees will be
25 determined by the judge, eventually. So...

Page 36

1 Q Okay. And has anyone told you that you could
2 be reviewing those budgets?
3 A Nobody specifically said, but it's not an
4 interest I have.
5 Q Since you signed that engagement letter, how
6 many times have you communicated with your lawyers in
7 this matter?
8 MR. HURT: Objection to form.
9 THE WITNESS: Dozens of times a year, at
10 least. I can't give you a specific number, but I
11 stay in contact with them, sometimes more than
12 others, when -- early on, it may have just been
13 once at least, you know, every few weeks.
14 BY MS. MALONEY:
15 Q And when you communicate with them, is it
16 usually by e-mail, over the phone?
17 A Combination of the two. At least one phone
18 call a month, bare minimum, but often much more.
19 Q Okay. And have you discussed this case with
20 anyone other than your attorneys?
21 A Not anything outside of public details.
22 Q Who have you discussed public details with?
23 A My ex-wife.
24 Q And what have you-all discussed?
25 A Nothing more than public details.

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10 (Pages 34 - 37)

1 Q As --
2 A Just that I'm involved in the case. That's
3 all.
4 Q Have you talked to your employer about it?
5 A No.
6 Q And so these calls and e-mails, these are
7 happening at -- outside of work hours?
8 MR. HURT: Objection, form.
9 THE WITNESS: Yeah. Well, in -- when I -- a
10 good majority of the time, I worked at home and I
11 didn't have, like -- now, is a -- different. But
12 if it is more time, I take a personal break.
13 BY MS. MALONEY:
14 Q That wasn't a trick question. I was just
15 curious.
16 Have you attended any hearings in this case?
17 A No.
18 Q Do you know what city this case is kind of
19 based out of right now?
20 A Nashville, Tennessee.
21 Q And do you know the name of the judge who's
22 overseeing this case?
23 A Judge Crenshaw.
24 Q Have you reviewed any actual settlement
25 agreements in this case?

Page 38

1 A The settlement agreements that have been
2 submitted to me to review.
3 Q And have you done anything to ensure that the
4 settlements are in your best interest?
5 MR. HURT: Objection to form.
6 THE WITNESS: I've read them and made sure I
7 agreed.
8 BY MS. MALONEY:
9 Q And when you say you agreed, what did you
10 agree with?
11 A The text of the settlement.
12 Q And the numbers?
13 A That's correct.
14 Q Who is paying Scott & Scott?
15 A From what I understand, the judge will approve
16 what if -- at the time, what type of fees they would
17 get. So it would come out of the settlement fund.
18 Q Are you personally paying anything?
19 A No.
20 Q Are you paying any expenses in connection with
21 this litigation?
22 A No.
23 Q Have you met the other names plaintiffs --
24 A No.
25 Q -- in this case?

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1 A No.
2 Q Do you know who they are?
3 A No. I've seen the names, but I don't know of
4 them.
5 Q You've never spoken with them on the phone?
6 A Huh-uh.
7 Q Okay. And what have you done to identify
8 potential members of the proposed class in this case?
9 A I'm not understanding the question. How I --
10 if I've seen the names in the documents?
11 Q So I guess my question was more generally.
12 You understand this case is brought on behalf
13 of you and kind of all others similarly situated to you?
14 A Right.
15 Q Have you done anything to identify other folks
16 who are similarly situated to you?
17 A I mean, I want -- not just myself, but
18 everybody in the country who has suffered the overly
19 inflated prices to have recourse for the illegal
20 actions. So, I mean, anyone that's lived in any of the
21 management -- or the properties managed by these
22 companies who have colluded, I mean, would be
23 ineligible. I mean, it's possibly millions of people.
24 Q So have you done anything to help identify
25 those people?

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1 MR. HURT: Objection to form.
2 THE WITNESS: That wouldn't be -- that's
3 something that would go through the law office
4 after the lawsuit that would be identified. That's
5 not what I would be doing.
6 BY MS. MALONEY:
7 Q Okay. Have you discussed a potential kind of
8 financial recovery with anyone in this case?
9 A Just -- it's not within the case. Just that
10 every class member who ends up with -- through the
11 millions of people affected should get a refund of their
12 overcharges.
13 Q Do you understand that you would perhaps get
14 more money than every other member of the class?
15 MR. HURT: Objection, form.
16 THE WITNESS: That might be a possibility.
17 But the biggest concern, right now, is doing what's
18 right.
19 BY MS. MALONEY:
20 Q Right. But I guess I -- my question was, do
21 you understand that you could be recovering more?
22 A It's a possibility, but definitely not a
23 guarantee.
24 Q And have you discussed that possibility with
25 anyone?

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11 (Pages 38 - 41)

EXHIBIT C-2

1 UNITED STATES DISTRICT COURT
2 MIDDLE DISTRICT OF TENNESSEE
3 NASHVILLE DIVISION

4 IN RE: REALPAGE, INC., RENTAL)
5 SOFTWARE ANTITRUST LITIGATION) NO: 3:223-cv-03071
(NO. II)) MDL No. 3072
6)

7 VIDEO-RECORDED DEPOSITION UPON ORAL EXAMINATION OF
8
9 MEGHAN CHERRY

10 9:35 A.M.
11 SEPTEMBER 9, 2025
12 999 THIRD AVENUE, SUITE 3900
13 SEATTLE, WASHINGTON
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23

24 REPORTED BY: CARLA R. WALLAT, CRR, RPR
25 WA CCR 2578, OR CSR 16-0443, CA CSR 14423

Page 1

1 of the allegations contained within the complaint? 11:18AM

2 MS. BRIZUELA: Objection to form. 11:18AM

3 A. I did not have, no. 11:18AM

4 Q. (BY MR. SVESLOSKY) Did you do anything to 11:18AM

5 verify the -- the accuracy of any of the allegations 11:18AM

6 contained within the complaint? 11:18AM

7 MS. BRIZUELA: Same objection. 11:18AM

8 A. I relied upon the expertise of my counsel. 11:18AM

9 Q. (BY MR. SVESLOSKY) Is it -- is it fair to say 11:18AM

10 that these were allegations that your -- your counsel 11:18AM

11 inserted into the complaint rather than you? 11:18AM

12 MS. BRIZUELA: Objection to form. 11:18AM

13 A. I would say that I followed the wisdom of my 11:18AM

14 counsel. 11:18AM

15 Q. (BY MR. SVESLOSKY) Which was to what? I 11:18AM

16 mean, I -- so my question was a little different. My 11:18AM

17 question -- and it's fine. 11:18AM

18 My question is whether you're responsible for 11:18AM

19 the allegations or your counsel was. And so that -- 11:18AM

20 again, I'll just ask it again. 11:19AM

21 The allegations contained in the second 11:19AM

22 amended complaint, are these allegations that were 11:19AM

23 prepared by your counsel or were they prepared by you? 11:19AM

24 MS. BRIZUELA: Objection to form. Calls 11:19AM

25 for legal conclusion. 11:19AM

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1 A. They were the conclusions drawn by the counsel 11:19AM
2 that I reviewed and agreed with. 11:19AM
3 Q. (BY MR. SVESLOSKY) Okay. And -- and did you 11:19AM
4 do anything independent of conversations with counsel 11:19AM
5 to come to, in your words, an agreement with the 11:19AM
6 allegations contained in the complaint? 11:19AM
7 MS. BRIZUELA: Objection to form. 11:19AM
8 A. I relied upon the expertise of my counsel. 11:19AM
9 Q. (BY MR. SVESLOSKY) So the answer to my 11:19AM
10 question is: Did you do anything independent of -- 11:19AM
11 A. I did not do anything independently. 11:19AM
12 MS. BRIZUELA: Same objection. 11:19AM
13 Q. (BY MR. SVESLOSKY) Of the -- the class 11:19AM
14 representatives that are -- are stated here, do you 11:19AM
15 know how many alleged to have rented an apartment in 11:19AM
16 Seattle from one of the defendants listed here? 11:19AM
17 A. I do not know. 11:19AM
18 Q. Do you know if you're the only one? 11:19AM
19 A. I do not know. 11:19AM
20 Q. You had just mentioned, as far as, you know, 11:19AM
21 one of your responsibilities as a class rep was to 11:20AM
22 review the complaint. 11:20AM
23 Can you tell me what else you believe your -- 11:20AM
24 your role and responsibilities are as the class 11:20AM
25 representative? 11:20AM

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1 A. The other duties are, obviously, participating 11:20AM
2 in deposition, like this, reviewing the case and 11:20AM
3 settlement as they come in, and staying engaged with my 11:20AM
4 counsel as -- as new developments in the case came 11:20AM
5 forward. 11:20AM

6 Q. Which defendants are you aware of that have -- 11:20AM
7 that have settled in the case? 11:20AM

8 MS. BRIZUELA: Objection to form. 11:20AM

9 A. I believe that is -- I don't know if that's 11:20AM
10 information that I'm allowed to -- 11:20AM

11 MS. BRIZUELA: You -- you can answer. 11:20AM
12 Which defendants? You can answer. 11:20AM

13 Q. (BY MR. SVESLOSKY) Yes. Just -- I'm asking 11:20AM
14 right now which -- which defendants it -- that -- named 11:20AM
15 in this -- in the complaint have settled. 11:20AM

16 A. I wouldn't be able to tell you specifically 11:20AM
17 which of all. I do know that some have, but I could 11:20AM
18 not give you the specific names. 11:20AM

19 Q. Is there a settlement with Greystar? 11:20AM

20 MS. BRIZUELA: Object to the form. 11:21AM

21 A. I don't recall immediately if there has been a 11:21AM
22 settlement with Greystar or not. 11:21AM

23 Q. (BY MR. SVESLOSKY) Have you seen a settlement 11:21AM
24 agreement with -- with Greystar? 11:21AM

25 MS. BRIZUELA: Same objection. 11:21AM

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1 I'm going to instruct the witness not to 11:21AM
2 answer to the extent you're asking for information that 11:21AM
3 was only learned through communications with counsel. 11:21AM
4 If you have independent knowledge of any settlement, 11:21AM
5 you can speak of that, of course. 11:21AM
6 A. I have no independent knowledge of a 11:21AM
7 settlement with Greystar. 11:21AM
8 Q. (BY MR. SVESLOSKY) Do you -- do you have any 11:21AM
9 independent knowledge of a settlement with any of the 11:21AM
10 property management companies that are listed in what 11:21AM
11 we've marked as Exhibit 4 independent of what you've 11:21AM
12 learned from counsel? 11:21AM
13 A. I have no independent information of a 11:21AM
14 settlement. 11:21AM
15 MS. BRIZUELA: I just want to be clear. 11:21AM
16 You -- you can answer the question with respect to 11:21AM
17 settlements. It's just -- I'm -- I'm objecting if 11:21AM
18 you're disclosing communications with counsel. And 11:21AM
19 so -- 11:21AM
20 THE WITNESS: Yeah, and that's -- 11:21AM
21 MS. BRIZUELA: -- if counsel has 11:21AM
22 questions regarding do you know of any settlements, 11:21AM
23 you -- you should answer those questions. 11:21AM
24 THE WITNESS: Yes. 11:21AM
25 A. I know that settlements have been made. I 11:21AM

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1 just do not specifically -- I have not specifically 11:21AM
2 memorized which companies have settled. 11:21AM
3 Q. (BY MR. SVESLOSKY) Fair -- fair enough. 11:21AM
4 So -- so you know that there have been 11:22AM
5 settlements, right? 11:22AM
6 A. Uh-huh. 11:22AM
7 Q. Is that "yes"? 11:22AM
8 A. Yes. 11:22AM
9 Q. Okay. And that's because part of your -- your 11:22AM
10 obligation as a class representative is to be aware of 11:22AM
11 settlements, correct? 11:22AM
12 A. Yes. 11:22AM
13 Q. And do you have to approve those settlements? 11:22AM
14 A. Yes. 11:22AM
15 Q. Okay. At -- which settlements have you 11:22AM
16 approved? 11:22AM
17 MS. BRIZUELA: Objection to form. 11:22AM
18 A. I have approved a number of settlements that 11:22AM
19 have come through between when the case was filed and 11:22AM
20 now. 11:22AM
21 Q. (BY MR. SVESLOSKY) How many? 11:22AM
22 A. I would not be able to give you a specific 11:22AM
23 number. 11:22AM
24 Q. Can you give me a rough estimate? 11:22AM
25 A. I want to say -- well, as a rough estimate, I 11:22AM

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1 believe that about 30 have settled. That's -- that's 11:22AM
2 the number that comes to mind off the top of my head. 11:22AM
3 Q. And -- and as best as you can recall, which -- 11:22AM
4 which of the -- of the defendants listed do you recall 11:22AM
5 having settled? 11:22AM
6 MS. BRIZUELA: Objection to form. 11:22AM
7 A. I would not be able to give you their specific 11:22AM
8 names. 11:22AM
9 Q. (BY MR. SVESLOSKY) Can you give me one? 11:22AM
10 A. I do not -- I would not be able to give you a 11:23AM
11 specific name. 11:23AM
12 Q. Can you -- can you tell me how much the 11:23AM
13 settlements have ranged from in -- in amount? 11:23AM
14 MS. BRIZUELA: Objection to form. 11:23AM
15 I'm going to instruct the witness not to 11:23AM
16 answer on any settlement amounts. 11:23AM
17 Mediation privilege, attorney-client 11:23AM
18 privilege. 11:23AM
19 MR. SVESLOSKY: I think we're going to 11:23AM
20 find this all out in a couple weeks -- 11:23AM
21 MS. BRIZUELA: Yeah. 11:23AM
22 MR. SVESLOSKY: -- but sure. 11:23AM
23 MS. BRIZUELA: Stay tight. 11:23AM
24 MR. SVESLOSKY: Yeah, well, you know. 11:23AM
25 MS. BRIZUELA: By October 1st. 11:23AM

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1 were not aware of any settlement that was reached with 05:13PM
2 Greystar. 05:13PM
3 Does this document help refresh your 05:13PM
4 recollection as to whether a settlement has been 05:13PM
5 reached in connection with this case, with Greystar? 05:13PM
6 A. Yes. The document refreshed my memory 05:13PM
7 regarding a settlement with Greystar. 05:13PM
8 Q. And that you, in fact, approved this 05:13PM
9 settlement that was reached -- 05:13PM
10 A. Yes. 05:13PM
11 Q. -- that sometime near the time this press 05:13PM
12 release was issued on August 8, 2025. 05:13PM
13 Do you see that on top? 05:13PM
14 A. Yes, August 8, 2025. 05:13PM
15 Q. Does that refresh your recollection that near 05:14PM
16 in time to the publication of this public press release 05:14PM
17 that you have approved the settlement with Greystar? 05:14PM
18 A. Yes. I do recall there was a phone call in 05:14PM
19 early August where we talked about this settlement. 05:14PM
20 Q. And, Ms. Cherry, you understand your 05:14PM
21 obligation here is to pursue this case, not only as an 05:14PM
22 individual, but that you represent a class of similarly 05:14PM
23 situated individuals? 05:14PM
24 A. Yes. 05:14PM
25 Q. And in connection with you serving in this 05:14PM

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1 role, you've been in frequent communication with your 05:14PM
2 lawyers; have you not? 05:14PM
3 A. Yes, I have been in frequent communication. 05:14PM
4 Q. And your counsel also represents other 05:14PM
5 plaintiffs -- other named plaintiffs that are named in 05:14PM
6 the second amended consolidated complaint, which was 05:14PM
7 introduced earlier today as an exhibit, as well as the 05:14PM
8 proposed class members? 05:14PM
9 A. Yes. 05:14PM
10 Q. And you receive frequent updates on the case 05:14PM
11 status from your counsel? 05:14PM
12 A. Yes, I receive frequent updates as the case 05:14PM
13 has progressed. 05:14PM
14 Q. And you cooperated throughout the discovery 05:14PM
15 process? 05:14PM
16 A. Yes, I've fully cooperated with the discovery 05:14PM
17 process. 05:14PM
18 Q. And as recently as last Friday, didn't you 05:14PM
19 produce a responsive document in order to complete a 05:14PM
20 particular -- I believe it was a review that you had 05:14PM
21 done that was cut off? 05:15PM
22 A. Yes. It was a Google review that came up 05:15PM
23 earlier today. I produced the full text of the review 05:15PM
24 since the one that was on file was just the first 05:15PM
25 sentence and a half. 05:15PM

Page 257

1 Q. And outside of any monetary compensation that 05:15PM
2 may have been achieved through the, I believe you said 05:15PM
3 30 or so settlements that you recall that have been 05:15PM
4 reached in this case, what is the most significant 05:15PM
5 aspect in your words -- in your case? 05:15PM

6 A. For me, the most significant aspect has been 05:15PM
7 ensuring that this process can't continue. I've, you 05:15PM
8 know, seen this impact the Seattle market, and I feel 05:15PM
9 like it's a real relief to me knowing that they can no 05:15PM
10 longer engage in these practices. 05:15PM

11 Q. And does this -- the document that's right in 05:15PM
12 front of you where it says that "Scott + Scott, Robbins 05:15PM
13 Kaplan, Hausfeld Reach Agreement with Greystar for 05:15PM
14 Significant Monetary Relief and Important Business 05:15PM
15 Reforms." 05:15PM

16 The business reforms that are referenced here, 05:15PM
17 do you associate that to be stopping the conduct that 05:16PM
18 you referenced? 05:16PM

19 A. Yes. No longer using the nonpublic competitor 05:16PM
20 data in order to influence prices. 05:16PM

21 Q. I'm going to show you now what was introduced 05:16PM
22 earlier as Exhibit 1. And I think you should have a 05:16PM
23 copy here. 05:16PM

24 A. Yeah, it might be -- this one, yes. 05:16PM

25 Q. And if you turn to -- on the very bottom, you 05:16PM

Page 258

EXHIBIT C-3

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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

IN RE: REALPAGE, INC.,
RENTAL SOFTWARE ANTITRUST
LITIGATION (NO. II) Case No.: 3:23-MD-3071
-----X

CONFIDENTIAL

VIDEOTAPED DEPOSITION OF JASON GOLDMAN
DATE: November 13, 2025
TIME: 9:02 a.m. to 3:30 p.m.
VENUE: Renaissance Albany Hotel
144 State Street
Albany, New York 12207

Reported by
Danielle Christian
JOB No. 7659522

PAGES 1 - 245

1 know a formal, definit -- don't know a formal definition
2 of a complaint. But my understanding of it would be
3 that I feel as though my experience with Morgan
4 Properties injured me financially and that the complaint
5 is the legal process of trying to find some sort of
6 resolution to that.

7 Q. Okay. So I'm going to mark for
8 introduction as Exhibit One. Mr. Goldman, I'm handing
9 you what's been marked as Exhibit One. This is a copy
10 of the complaint that was filed in May of 2023. When I
11 hand you a document today, you should take as much time
12 as you need to become familiar with it.

13 Feel comfortable answering the questions
14 that I ask of you. If you need -- I don't expect you to
15 read all of this, and I'm not going to ask you specific
16 questions about every paragraph herein. I will direct
17 you to certain things. But take a look at it, review
18 it, and when you're ready, I'll. Just let me know.

19 A. Okay. I'm familiar with this.

20 Q. Okay.

21 A. Okay.

22 Q. You've see -- have you seen this
23 document before?

24 A. Yes, I have.

1 Q. Did you review this complaint before
2 it was filed?

3 A. Yes, I did.

4 Q. Okay. Did you write it?

5 A. I did not.

6 Q. Okay. Did you write any parts of
7 it?

8 A. No.

9 Q. All right. If you could turn to
10 pages seventy-eight to eighty-one. This is all the way
11 at the back.

12 A. Oh, wow.

13 Q. The last four pages, you'll see that
14 there's a list of various attorneys and various law
15 firms from page seventy-eight to eighty-one. You see
16 that?

17 A. I do.

18 Q. Okay. And you mentioned that you
19 knew a few attorneys from Scott & Scott. Is that
20 correct?

21 A. I've met numerous online and in
22 phone calls, yes.

23 Q. Okay. On here, I don't see
24 Isabella's name listed. Do you?

1 A. Please allow me to go through it for
2 a moment. I do not.

3 Q. Okay. Do you know why that's the
4 case?

5 A. I am unaware.

6 MR. LOUD: I'm going to -- I'm sorry.
7 Just give me a chance to make my objections. I was just
8 going to say if you have an understanding of that, based
9 on discussions with counsel, not to divulge that, but.

10 Q. Of the other lawyers who are listed
11 on this complaint, did you know any of them prior to
12 this lawsuit?

13 A. No.

14 Q. What -- strike that. Excuse me.

15 Prior to joining the lawsuit, did you ask
16 to see any information from plaintiff's attorneys?

17 MR. LOUD: Going to instruct you to
18 answer that yes or no.

19 A. No.

20 Q. Okay. Did you meet with any other
21 attorneys other than Isabella who might be willing to
22 represent you in this lawsuit?

23 MR. LOUD: You can answer that yes or no.

24 A. No.

1 Q. Okay. You can set that document
2 aside. Mr. Goldman, I'm handing you what's been marked
3 as Defendant's Exhibit Twelve for the Goldman deposition
4 -- I'm sorry, Seven for the Goldman Deposition. It's
5 entitled, Plaintiff's Amended and Supplemental
6 Objections and Responses to Defendant's Second Set of
7 Interrogatories to all named Plaintiffs, and it's dated
8 May 6th, 2025. Take a moment to familiarize yourself
9 with this document. I'm going to spend most of my time
10 focused on what is attachment One S, and that begins
11 essentially on what would be considered page fourteen,
12 although it's listed at the bottom as attachment One S,
13 page one. Do you see that?

14 A. Yes.

15 Q. So it will be pages -- attachment
16 One S one, One S two, One S three, One S four and One S
17 five, is what I'll be focusing on. You can take a
18 moment to review that and let me know when you're ready.

19 A. Okay. I'm ready.

20 MR. LOUD: Brian, just before you go into
21 it, we've been going for a little over an hour. Do you
22 want to take a break or?

23 MR. SMITH: Yeah, let's go off the record
24 for a second.

1 MR. FREEDMAN: The time now is eleven
2 forty-one, we're off the record.

3 (Off the record 11:41 a.m.)

4 (On the record 11:47 a.m.)

5 MR. FREEDMAN: The time on the monitor is
6 eleven forty-seven. This begins media three. We're on
7 the record.

8 BY MR. SMITH: (Cont'g.)

9 Q. We're back, Mr. Goldman. Before we
10 took a break, you were reviewing this document. Are you
11 ready to proceed?

12 A. Yes, I am.

13 Q. Okay. Do you recognize this
14 document?

15 A. I do.

16 Q. All right. And what is it?

17 A. This is a document that was a
18 response to some of your quest -- or some of the
19 questions from defense, with details as far as where I
20 lived, reasons for moving and general information about
21 the residences I had from 2018 on.

22 Q. Okay. Did you review this document
23 before it was submitted to defendants in this case?

24 A. I did.

1 Q. So as I mentioned before, we're
2 going to focus primarily on the first attachment, which
3 is attachment One S and it's titled, Attachment One S,
4 Plaintiff, Jason Goldman's, Supplemental Responses to
5 Defendant's Second Set of Interrogatories. Do you see
6 that?

7 A. I do.

8 Q. Okay. I'm going to walk through the
9 addresses, so let's turn to page four of the attachment
10 to One S, page five. I'm sorry, it starts on page four,
11 ends on page five.

12 A. Okay.

13 Q. It says, Goldman residence five and
14 if you look at subsection one A, it's 4278 Saint Antoine
15 Street, Unit C, Detroit, Michigan. Do you see that?

16 A. Correct.

17 Q. And according to One B, you lived
18 here in and around July 2014 to December of 2016. Is
19 that right?

20 A. Yes.

21 Q. So approximately two-and-a-half
22 years?

23 A. Yes.

24 Q. And you leased this property,

EXHIBIT C-4

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

IN RE: REALPAGE, INC., RENTAL NO. 3:23-cv-03071
SOFTWARE ANTITRUST MDL No. 3071
LITIGATION (NO. II)

HIGHLY CONFIDENTIAL

VIDEO DEPOSITION OF
MAYA HAYNES

September 16, 2025

9:02 a.m.

DLA Piper US, LLP

One Atlantic Center

1201 West Peachtree Street

Suite 2900

Atlanta, Georgia

Reported by:

Robyn Bosworth, RPR, CRR, CRC, CCR-B-2138

JOB No. 7455217

PAGES 1 - 167

Page 1

1 the lawsuit? 2 A I believe they were, yes. 3 Q Who is currently the manager or the 4 management company for your residence? 5 A I believe it's Weinstein Properties. 6 Q Did you know about any other defendants 7 besides Lincoln or Bozzuto? 8 A Not that I can recall. 9 Q And did you Google those companies or do 10 anything to get some independent research about 11 those companies? 12 A Regarding Bozzuto and Lincoln? 13 Q Yes. 14 A No. 15 Q You mentioned that you saw an ad on 16 Instagram. 17 Do you currently have an Instagram 18 account? 19 A I do. 20 Q What is your Instagram name? 21 A My Instagram name is MD3. 22 Q MD3? 23 A Uh-huh. 24 Q And was that your Instagram account when 25 you first saw that ad? Page 34	1 matter related to this lawsuit? 2 A No. 3 Q You mentioned earlier -- well, are you a 4 class representative in this lawsuit? 5 A Yes. 6 Q Do you understand what role you play in 7 this litigation? 8 A Yes. 9 Q Okay. What is -- what is that role? 10 A To generally understand the case, to 11 provide documentation when requested, and to review 12 documentation when requested about the case. 13 Q Do you have any responsibility for 14 overseeing the work that your attorneys perform in 15 this litigation? 16 A Yes. 17 Q What have you -- have you done any of that 18 work since you've been a class representative? 19 A Yes. 20 Q What sort of things have you done? 21 Without telling me anything -- any conversations 22 with your attorney or telling me the contents of 23 legal work you may have reviewed that may be 24 privileged, what -- what have you done to oversee? 25 Like, have they asked you to review Page 36
1 A I believe so. 2 Q Do you have a Facebook account? 3 A No. 4 Q Do you have any other social media besides 5 an Instagram? 6 A Yes. 7 Q What else do you have? 8 A I have TikTok. 9 Q What's your TikTok name? 10 A What is my TikTok name. 11 Q I don't know mine either. I only do it to 12 stalk my daughter, but I don't know my name. 13 A I don't recall my name. I don't use that 14 account for posting. 15 Q Okay. Since you joined the lawsuit, have 16 you deleted any social media accounts? 17 A No. 18 Q Have you ever posted on social media or 19 anywhere publicly about this lawsuit? 20 A No. 21 Q Have you ever posted anywhere publicly or 22 on social media about rental prices? 23 A Not that I can recall. 24 Q Have you -- since you joined this lawsuit, 25 have you deleted any posts related to any subject Page 35	1 discovery responses, have they asked you to review 2 complaints or anything like that? 3 A Yes, I've reviewed complaints, discovery 4 responses, interrogatories, and provided 5 documentation as requested. 6 Q Have you reviewed settlement -- let me 7 start over. 8 Have there been any settlements in this 9 case since you've been a class representative? 10 A I believe so. 11 Q Did you review any settlement documents 12 related to this case? 13 A Yes. 14 Q Do you know how many settlements there 15 have been since you've been a class representative? 16 A I don't know the exact number. 17 Q Do you know who the settlements have been 18 with? 19 A I know a few. 20 Q And who? 21 A I know that Greystar is one of them. I 22 know that Dayrise is one of them. I don't know -- I 23 don't recall others. 24 Q Do you know whether there's been a 25 settlement with Bozzuto in this case? Page 37

1 A I'm not sure. 2 Q Do you know the amounts of the 3 settlements? 4 MR. HURT: Objection, privileged. 5 MS. CARUSO: I'm not asking her the 6 amounts. I'm just wanting to know if she knows the 7 amounts. Is that okay? 8 MR. HURT: I'm going to instruct you not 9 to answer that question. 10 MS. CARUSO: So you're objecting on 11 privilege whether or not she knows the amounts of 12 the settlements? 13 MR. HURT: Correct. 14 BY MS. CARUSO: 15 Q Do you have any role in any experts that 16 your attorneys may select in this lawsuit? 17 A Could you repeat the question? 18 Q Right. 19 So if your attorneys -- are you aware of 20 whether your attorneys have selected any experts in 21 this lawsuit? 22 A Oh, yes. 23 Q Okay. And do you have any role in 24 relation to the selection of those experts? 25 A No. Page 38	1 Q Have you met any of those plaintiffs? 2 A Never met them. 3 Q Do you know their names? 4 A Yes. 5 Q I'm not -- it's not a quiz. I'm not 6 asking you their names. Yes, you do. Okay. 7 But you've never spoken with them? 8 A No. 9 Q Do you know what the allegations in this 10 complaint are -- in this lawsuit are? 11 A The -- from what I understand, the 12 allegations are that these real estate companies and 13 owners use RealPage softwares to artificially set 14 prices for their multi-family units. 15 Q Do you know who the defendants are in this 16 case? 17 A Some of them. 18 Q Who -- what defendants do you know? 19 A I know Greystar, Lincoln, Bozzuto, 20 Dayrise. I can't recall the rest. 21 Q Is RealPage a defendant in this case? 22 A Yes. 23 Q And what did the defendants in this case 24 do that you contend was -- well, let me start over. 25 Did the companies that you -- and owners, Page 40
1 Q Since you retained your lawyers in this 2 litigation, how often do you speak with them about 3 this -- how often do you communicate with them about 4 this litigation? 5 A Several times a month. 6 Q And is that how -- how do you communicate; 7 e-mail, phone, both, something else? 8 A E-mail, phone, Zoom -- or video call, 9 rather. 10 Q And have you discussed this case with 11 anyone other than your attorneys? 12 A No. 13 Q Have you attended any hearings in this 14 case? 15 A No. 16 Q Do you know the name of the judge who's 17 overseeing the case? 18 A Waverly Crenshaw. 19 Q Are you paying your lawyers to represent 20 you? 21 A No. 22 Q Are there other plaintiffs in this case? 23 A Yes. 24 Q Do you know any of those plaintiffs? 25 A Personally? Page 39	1 management companies that you spoke about, did they 2 do anything illegal -- is your contention that they 3 did something illegal? 4 MR. HURT: Objection to form. 5 A My understanding is that they did not use 6 fair market practices to set their prices. 7 BY MS. CARUSO: 8 Q Were you personally harmed by the conduct 9 that these defendants -- the alleged conduct that -- 10 of these defendants? 11 A I believe so. 12 Q And how so? 13 A I had to overpay for rental units. 14 Q And if I ask you the same question about 15 other people in this class that you're representing, 16 would you say the same thing, that they were also 17 harmed by overpaying for their rental units? 18 A Yes. 19 Q Any other contentions? 20 A No, not that I can think of. 21 Q And which defendants in this litigation do 22 you believe harmed you specifically? 23 A The defendants who owned or managed the 24 properties that I lived in. 25 Q And other than Lincoln and Bozzuto, who we Page 41

EXHIBIT C-5

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UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION
CASE NO. 3-23-MD-3071
MDL NO. 3071
CHIEF JUDGE WAVERLY CRENSHAW, JR.

IN RE:
REALPAGE, INC.,
RENTAL SOFTWARE ANTITRUST
LITIGATION, NO. II

VIDEOTAPED DEPOSITION OF:
JOSHUA KABISCH
ROBINS KAPLAN, LLP
800 Boylston Street
Boston, Massachusetts
October 30, 2025 9:01 a.m.

Reported by;
Darlene M. Coppola
Registered Merit Reporter
Certified Realtime Reporter

1 Q. What's the basis for that belief?

2 A. I -- I could be mistaken, but I
3 believe that I saw it in some paperwork.

4 Q. Before joining this lawsuit, did you
5 ask what legal theories your lawyers were
6 seeking to pursue?

7 MR. HURT: Objection.
8 Privileged.

9 I'm going to instruct you not to
10 answer that question.

11 BY MS. RUSSELL:

12 Q. Prior to engaging counsel to represent
13 you in this lawsuit, did you ask what legal
14 theories your lawyers were planning to pursue
15 or the lawyers were planning to pursue?

16 A. No.

17 Q. Sir, you understand that you've been
18 named in this lawsuit as a proposed class
19 representative?

20 A. Yes.

21 Q. In your own words, what does it mean
22 to serve as a class representative?

23 A. To provide my experience and, you
24 know, documentation and then explain how I've

1 been impacted.

2 Q. What's your understanding of the
3 responsibilities of a class representative?

4 A. Should be made -- like, I should make
5 myself available to attorneys and, you know,
6 the same, them for me, to answer any
7 questions, go over documentation, agree to
8 settlements, and understand exactly what it is
9 that's going on with the case.

10 Q. Do you have responsibility for
11 reviewing the work that your attorneys perform
12 in this case?

13 A. I wouldn't say "the work," but any
14 type of settlement, yes, I've always been
15 consulted about, but the day-to-day work, no.

16 Q. What have you done, if anything, to
17 supervise your attorneys's settlements in this
18 case?

19 And I'm not asking for your
20 communications with counsel, just what you've
21 done.

22 A. I don't believe that I've supervised
23 anything, but I went over with the attorneys.
24 They've explained everything to me about

1 potential settlements, if I agree -- you know,
2 if I agree with them, and I've supplied any
3 documentation that they've asked.

4 Q. Do you know which defendants have
5 settled in this litigation?

6 A. Not name for name, but I know 26 of
7 them have settled, and there's an ongoing DOJ
8 investigation.

9 Q. Do you know if any of the defendants
10 that you rented from have settled?

11 A. Yes.

12 Q. Which ones?

13 A. I believe Bozzuto and Greystar.

14 Q. Since you retained your lawyers in
15 this case, how many times approximately have
16 you communicated about this litigation with
17 them?

18 A. I'm going to say -- I don't know the
19 exact number. Dozens.

20 Q. Have you talked about this case with
21 anyone other than your lawyers?

22 A. I think somebody had asked me about
23 it, and apparently people like to Google
24 search people, and it's been brought up. And

1 they're, like, Is this you? you know, so I'm
2 just, like, you know, the information that you
3 have is what you have -- or is what I have.

4 Sorry.

5 Q. And who asked you about your
6 involvement in this case?

7 A. Like, random friends that are nosy.

8 Q. And what did you tell them when they
9 asked you if you were involved in this case?

10 A. I believe I was, like, if they had an
11 interest that they could contact a law firm.

12 Q. Did you tell them anything else about
13 this case?

14 A. Probably -- I can't think of anything
15 other than, like, oh, what's public
16 information of, like, this is settled or, you
17 know, the -- I think they've asked me is,
18 like, What are you going to get out of it?
19 And I was, like, maybe in a joking way said
20 something, like, Oh, I get something out of
21 it, like reimbursed for it, but I wouldn't
22 talk about the details.

23 I think in almost every single email
24 that I've received from attorneys, it says do

1 of a gas station and one that's really nice,
2 and it's, like, maybe they make their money
3 from selling food and drinks. I don't know.

4 So they make up for it. I have no
5 clue. I don't know -- I have very limited
6 knowledge on a lot of revenue streams.

7 Q. So two identical gas stations, both
8 very nice, charging similar prices for gas
9 across the street from one another, you think
10 that the price that they're offering, that
11 that's based on collusion?

12 A. It could be. I have no -- I have no
13 idea. I'm completely uneducated in that area.

14 Q. Do you have any reason to rule out
15 that it's simply just what the market is
16 demanding?

17 A. No. I think I stated that that could
18 be an option. The market's demanding that --
19 I'm unaware of them using any type of -- I
20 don't know what revenue systems that they use
21 or if they use any at all. I don't know.

22 MS. RUSSELL: Let's mark as
23 Exhibit 4 the complaint in this case.
24

1 (Exhibit No. 4 marked for
2 identification.)
3

4 BY MS. RUSSELL:

5 Q. Okay. Exhibit 4 is the second amended
6 class action complaint in this lawsuit.

7 Sir, are you familiar with this
8 document?

9 A. I am.

10 Q. And did you review this document
11 before it was filed?

12 A. I believe so, probably with the
13 assistance of an attorney.

14 Q. And did you have an opportunity to
15 make any edits before this document was filed
16 with the court?

17 A. I would say yes. I'm sure during a
18 review anything that was discussed and, like,
19 I heard that was not correct, then I updated,
20 such as, like, an address or something of that
21 nature, yeah.

22 Q. Did you do anything to verify that the
23 facts alleged in this complaint were accurate
24 at the time it was filed?

Page 67

1 A. I'd rely on my attorneys for that.

2 Q. Could you turn to page 11 of this
3 complaint, please.

4 A. Sure.

5 Uh-huh, I'm there.

6 Q. And I'm going to direct your attention
7 to Paragraph 15.

8 A. Okay.

9 Q. Are you there?

10 A. I am there.

11 Q. And the first sentence of Paragraph 15
12 states, "Unsurprisingly, given the cost of use
13 and promise of enormous financial gain, RMS
14 users, including the owner-operators" --
15 sorry. Strike that -- "owners" --
16 "owner-operators and managing defendants agree
17 to adopt RealPage RMS pricing up to 80 percent
18 to 90 percent of the time."

19 A. Uh-huh.

20 Q. Do you see that?

21 A. I do. It's the first sentence, yeah.

22 Q. And did you do anything to verify on
23 your own whether this allegation had any basis
24 in fact when this complaint was filed?

EXHIBIT C-6

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STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION NORTH CAROLINA
File NO: 3:223-CV-03071
MDL No. 3072

IN RE: REALPAGE, INC.,)
RENTAL 4 SOFTWARE)
ANTITRUST LITIGATION)
(NO. II))
_____)

VIDEOTAPED HYBRID DEPOSITION OF PATRICK PARKER
(Taken by Defendants)
Raleigh, North Carolina
October 6, 2025
9:15 a.m. - 12:41 p.m.

---Reporter: Tina Sarcia-Maxwell, RPR, CRR

1 Q. Do you have access to any social media
2 accounts of your wife?

3 A. I haven't felt the need to access her
4 account. I know sometimes for a while she hasn't
5 had one, but I think she just opened one recently,
6 but before we just kind of shared one.

7 Q. For approximately how long did you share
8 the one Facebook account?

9 A. Oh, for as long as I can remember. I
10 mean, I'm not sure.

11 Q. Is there anything that denotes to the
12 outside -- others on Facebook that it is a shared
13 account?

14 A. No, not really, no.

15 Q. It doesn't say Patrick and Priscilla
16 Parker?

17 A. No.

18 Q. The account just has your name on it?

19 A. Yes.

20 Q. Have you posted anything on Facebook
21 about the lawsuit generally?

22 A. Not that I can recall.

23 Q. Do you have an understanding of what it
24 is to be a named plaintiff in a lawsuit?

25 A. Yes.

1 Q. What does it mean?

2 A. I mean, as far as I understand, like I
3 represent a class of individuals who are seeking
4 damages. So I think me specifically like I
5 represent a class of individuals for family
6 multiunit rental housing units.

7 Q. Do you as a named plaintiff have any
8 responsibilities?

9 A. Yes, I do.

10 Q. What are those responsibilities?

11 A. I'm supposed to stay updated with sort of
12 the progress of the lawsuit, approve settlement
13 agreements, answer questions from the defendants.

14 Q. Do you know any of the other named
15 plaintiffs in this case?

16 A. Not personally, no.

17 Q. Is your wife a named plaintiff in this
18 case?

19 A. Yes, she is.

20 Q. Do you know your wife?

21 A. Yes, I do.

22 Q. Do you know any of the other named
23 plaintiffs other than your wife in this case?

24 A. No.

25 Q. You referenced a class in your answer

1 just before. What is a class?

2 A. So it is like a group of individuals that
3 have some kind of characteristic in common.

4 Q. Do you know what a multidistrict
5 litigation is?

6 A. Not specifically, no.

7 Q. Did you review the initial complaint that
8 you brought before it was filed?

9 A. Yes, I did.

10 Q. Have you reviewed subsequent reiterations
11 of the complaint before they were filed?

12 A. Yes, I have.

13 Q. Have you contributed to those complaints
14 in any way?

15 A. Yes.

16 Q. What was your contribution?

17 A. So I provided documents, lease
18 agreements, just like my computer hard drive, like
19 my whole email, and my wife's emails.

20 Q. Did you provide those documents before
21 the complaints were filed?

22 A. I don't remember exactly. Like, I don't
23 think so. I think it was just part of the
24 evidence collection that came after the initial
25 filing.

1 Q. So for the complaints themselves, did you
2 contribute to them in any fashion?

3 A. Just beyond providing documents and
4 agreeing to sort of assenting to the complaints.

5 Q. And by assenting to the complaints, do
6 you mean approving of them to be filed?

7 A. Yes.

8 Q. Okay. Thank you.

9 I would like to introduce as Patrick
10 Parker 1, the second amended complaint.

11 (Exhibit No. 1, Second Amended Complaint, so
12 marked)

13 BY MS. LAMORTE:

14 Q. Do you recognize this document?

15 A. Yes, I do.

16 Q. What is it?

17 A. This is the Second Amended Consolidated
18 Class Action Complaint.

19 Q. In this action?

20 A. Yes.

21 Q. Thank you. Do you know what revenue
22 management software is?

23 A. I have like a basic idea.

24 Q. What is your basic idea?

25 A. So it sort of does the pricing for

EXHIBIT C-7

1 UNITED STATES DISTRICT COURT
2 MIDDLE DISTRICT OF TENNESSEE
3 NASHVILLE DIVISION NORTH CAROLINA

4 File NO: 3:223-CV-03071

5 MDL No. 3072

6
7 IN RE: REALPAGE, INC.,)
8 RENTAL 4 SOFTWARE)
9 ANTITRUST LITIGATION)
10 (NO. II))
11 _____)

12
13
14 VIDEOTAPED HYBRID DEPOSITION OF PRISCILLA PARKER
15 (Taken by Defendants)

16 Raleigh, North Carolina

17 October 2, 2025

18 9:05 a.m. - 1:42 p.m.

19
20
21
22
23 Reported by:

24 Tina Sarcia-Maxwell, RPR, CRR

25 JOB No. 7534588

Page 1

1 BY MS. LAMORTE:

2 Q. Have you spoken to anybody other than
3 your lawyers about this case?

4 A. No.

5 Q. Do you have any social media?

6 A. I do.

7 Q. What accounts?

8 A. I think it is just Facebook and
9 Instagram.

10 Q. Are they your own accounts?

11 A. Yes.

12 Q. Have you posted anything on Facebook or
13 Instagram about this lawsuit?

14 A. No.

15 Q. Have you spoken to the government about
16 this lawsuit?

17 A. No.

18 Q. What do you hope to achieve if you win
19 the lawsuit?

20 A. I think the ultimate goal for me is that
21 prices are fair and reasonable and affordable.

22 Q. Prices for renting?

23 A. Renting out units. Sorry. I'm sorry.

24 Q. It is okay. We'll do better.

25 MS. BOJEDLA: It is hard to remember.

1 BY MS. LAMORTE:

2 Q. Have you spoken with any expert for this
3 case?

4 A. No.

5 Q. Do you understand what it means to be a
6 named plaintiff in a lawsuit?

7 A. I do.

8 Q. What does it mean?

9 A. It means you are named as a plaintiff in
10 the lawsuit.

11 Q. Does the named plaintiff have any
12 responsibilities?

13 MS. BOJEDLA: Sorry. We're going to
14 object to form. "Named plaintiff" is a little
15 vague.

16 BY MS. LAMORTE:

17 Q. As a plaintiff, does a plaintiff have any
18 responsibilities in a lawsuit?

19 MS. BOJEDLA: Object to form. Go ahead.

20 THE WITNESS: Being honest, communicating
21 with your lawyers, responsibility.

22 BY MS. LAMORTE:

23 Q. Do you understand that this lawsuit has
24 been brought as a proposed class action?

25 A. Can you say that one more time?

1 Q. Do you understand that this lawsuit has
2 been brought as a proposed class action?

3 A. Yes.

4 Q. Do you know what that means?

5 A. A class action is like -- a class is a
6 group that has something in common.

7 Q. And are you a representative of that
8 class?

9 A. A representative, yes.

10 Q. And do you have any responsibilities as a
11 representative of that class?

12 A. I'll just -- again, just being honest in
13 communicating.

14 Q. Do you know what a multidistrict
15 litigation is?

16 A. Multidistrict would be multiple districts
17 or many districts.

18 Q. Okay. Do you recall when you first heard
19 about the opportunity to be a plaintiff in this
20 lawsuit?

21 A. My husband informed me of it in August,
22 August or September of 2022.

23 Q. And do you know where he heard about the
24 lawsuit?

25 A. I don't, no.

1 Q. How long did you spend speaking to your
2 attorneys about them?

3 A. I don't remember.

4 Q. Did you review a copy of these responses
5 before they were finalized?

6 A. I don't remember.

7 Q. Could you turn to the last page, please?
8 Is this a verification page for the responses we
9 just looked at together?

10 A. Yes.

11 Q. Did Patrick sign this verification page
12 on your behalf?

13 A. Yes.

14 Q. Thank you. You can set that to the side.

15 I'm going to introduce as Priscilla
16 Parker Exhibit 5 Plaintiffs' Objections and
17 Responses to Defendants' Second Set of
18 Interrogatories to All Named Plaintiffs.

19 (Exhibit No. 5, Plaintiffs' Objections and
20 Responses to Defendants' Second Set of
21 Interrogatories to All Named Plaintiffs, so
22 marked)

23 BY MS. LAMORTE:

24 Q. Do you recognize this document?

25 A. Yes.

1 Q. What is this document?

2 A. This was my response to the
3 defendants' -- the second time they -- what is the
4 word? The second time they responded.

5 Q. Were you aware that these responses were
6 submitted to defendants in this litigation?

7 A. Yes.

8 Q. Did you speak to your attorneys about
9 these responses before they were submitted?

10 A. Yes.

11 Q. For how long did you speak to your
12 attorneys?

13 A. I don't remember.

14 Q. I'd like you to turn to page 22, please
15 and could you briefly look at pages 22 and 23.
16 Does this attachment reflect information about a
17 place you lived between 2019 and 2023?

18 A. Yes.

19 Q. And is this your response to the
20 interrogatories in addition to your husband
21 Patrick's?

22 A. Yes.

23 Q. Did you review a copy of these pages
24 before they were submitted?

25 A. Yes.

1 Q. Do you see anything on here that's
2 inaccurate?

3 MS. BOJEDLA: You can take your time to
4 read.

5 BY MS. LAMORTE:

6 Q. Is anything inaccurate on there?

7 A. No.

8 Q. I'm going to ask you to set that just to
9 the side. You may want keep it handy. It may be
10 helpful. I'm going to mark as Exhibit Priscilla
11 Parker 6 a verification for the --

12 (Exhibit No. 6, Verification, so marked)

13 BY MS. LAMORTE:

14 Q. Do you recognize this page?

15 A. Yes.

16 Q. What is this document?

17 A. It's an authorization for my husband
18 Patrick to verify. He's signing on behalf of
19 himself and myself.

20 Q. And is that to verify the responses and
21 objections we just looked at together?

22 A. Yes.

23 Q. And the date listed is April 25, 2024?

24 A. Yes.

25 Q. Is that the same date as the responses

EXHIBIT C-8

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

IN RE: REALPAGE, INC.,) CASE NO.
RENTAL SOFTWARE ANTITRUST) 3:23-MD-3071
LITIGATION (NO. II)) MDL No. 3071
-----)

VIDEOTAPE DEPOSITION OF:

BRANDON WATTERS

Taken on behalf of the Defendants

August 21, 2025

1 Like, hey. Hi. I -- it's --

2 MR. CROSS: Nope, nope, I was
3 very clear. My question is --

4 MS. BRIZUELA: Be specific.

5 BY MR. CROSS:

6 Q. My question is: You said you had
7 a conversation with your counsel about the
8 deposition today. You've declined to tell me
9 anything about that. I'm simply asking you who
10 began that conversation? Who started it, you or
11 your lawyer?

12 MS. BRIZUELA: You -- you can
13 respond to it, to the extent you know.

14 MR. CROSS: He obviously knows
15 who started the conversation.

16 THE WITNESS: I don't recall.

17 BY MR. CROSS:

18 Q. You don't recall? Okay. All
19 right.

20 (Exhibit 1 was marked.)

21 BY MR. CROSS:

22 Q. All right. Okay.

23 MR. CROSS: Thanks.

24 BY MR. CROSS:

25 Q. All right. Let me hand you

1 what's been marked as Exhibit 1.

2 MS. BRIZUELA: Thank you.

3 BY MR. CROSS:

4 Q. And tell me if you recognize the
5 Exhibit 1.

6 A. (Witness reviews document.)
7 Yeah. This looks like a pretty recent updated
8 filing of the Complaint.

9 Q. What Complaint?

10 A. Of the actual lawsuit.

11 Q. In -- in which you're a
12 Plaintiff?

13 A. Yes, correct.

14 Q. In fact, your name is on the
15 third line on the caption on the first page,
16 right?

17 A. Yes.

18 Q. What involvement, if any, did you
19 have in preparing this Complaint?

20 MS. BRIZUELA: Objection to form.

21 THE WITNESS: I've reviewed it
22 upon completion.

23 BY MR. CROSS:

24 Q. Upon completion meaning after it
25 was filed?

1 MS. BRIZUELA: Objection to form.

2 THE WITNESS: Before it was

3 filed.

4 BY MR. CROSS:

5 Q. Oh, sorry. Okay. You reviewed
6 it once it was written and done and then it was
7 filed?

8 A. Yes.

9 MS. BRIZUELA: Objection to form.

10 BY MR. CROSS:

11 Q. Just yes or no: Did you make any
12 edits or changes or suggest any revisions?

13 MS. BRIZUELA: Same objection.

14 THE WITNESS: No.

15 BY MR. CROSS:

16 Q. Do you know if any changes were
17 made after you reviewed it before it was filed?

18 MS. BRIZUELA: Objection to form.

19 THE WITNESS: I'm not aware of
20 any.

21 BY MR. CROSS:

22 Q. Do you know whether all the
23 allegations in this Complaint are accurate?

24 MS. BRIZUELA: Form; calls for a
25 legal conclusion.

1 THE WITNESS: I'm not a lawyer.

2 BY MR. CROSS:

3 Q. Well, there are a lot of factual
4 allegations in this complaint, right?

5 MS. BRIZUELA: Objection to form.

6 THE WITNESS: Yes.

7 BY MR. CROSS:

8 Q. Do you know whether all the
9 factual allegations in the Complaint are accurate?

10 A. Yes.

11 Q. How do you know that?

12 MS. BRIZUELA: Same objection.

13 THE WITNESS: Are you pointing to
14 a particular allegation?

15 BY MR. CROSS:

16 Q. No.

17 A. Unless you're pointing to a
18 particular allegation.

19 I -- I'm -- you know, we've got
20 302 pages here. I can't really -- I'm not going
21 to talk about a -- a particular one without
22 knowing which one you are talking about.

23 Q. Well, you reviewed it before it
24 was filed.

25 A. Yes.

1 software, right?

2 A. Yes.

3 Q. And so in your experience as an
4 IT professional including having your own
5 business, you appreciate that it's important for
6 technology providers to understand what the needs
7 of their users are; is that fair?

8 A. Yes.

9 Q. And we've talked, one way to do
10 that is through user groups, right?

11 A. Yes.

12 MS. BRIZUELA: Object to the
13 form.

14 BY MR. CROSS:

15 Q. All right.

16 MR. CROSS: Can we go off the
17 record for a minute?

18 THE VIDEOGRAPHER: Okay. We're
19 going off the record at 2:43 p.m.

20 (Brief recess observed.)

21 THE VIDEOGRAPHER: We are
22 returning to the record at 2:55 p.m.

23 BY MR. CROSS:

24 Q. All right. Almost finished, Mr.
25 Watters. I appreciate your patience.

1 A. Thank you.

2 Q. We talked about how you reviewed
3 the Complaint in this case before it was filed.
4 Are there any other pleadings or filings in this
5 case you've reviewed before it went in, that you
6 can recall? Just yes or no.

7 A. Yes.

8 Q. And do you recall what those
9 were?

10 A. Not off the top of my head.

11 Q. Do you recall how recently it was
12 that you reviewed something before it was filed by
13 your lawyers in this case?

14 A. Not exactly. Not -- I don't
15 recall.

16 Q. Do you know anything about
17 whether your lawyers are seeking an extension of
18 the schedule in this case?

19 A. I do know that.

20 Q. And do you have an understanding
21 of why that is?

22 MS. BRIZUELA: Objection to the
23 form of the question.

24 To the extent this calls for
25 communications we've had, I instruct you

1 not to answer. But if you know on your
2 independent basis, go ahead and answer.

3 THE WITNESS: That's
4 attorney-client privilege at this point.

5 BY MR. CROSS:

6 Q. Do you have any -- putting aside
7 whatever the lawyers have told you, do you have
8 any personal view on whether the Court should
9 extend the schedule?

10 A. I don't.

11 Q. All right. Have you discussed
12 this case or the issues in this case with anyone
13 other than your counsel?

14 A. Have not.

15 Q. Have you discussed your
16 deposition with anyone other than your counsel?

17 A. I have not.

18 Q. Have you attended any of the
19 hearings in the case?

20 A. Yes.

21 Q. Which ones have you attended?

22 A. One of the big one -- the first
23 one that they announced here in Nashville about,
24 like, August of last year. Like, when they just
25 announced it and they combined it here in

1 Nashville.

2 Q. So shortly after all the cases
3 were consolidated, you went to a hearing?

4 A. Yes.

5 Q. Was that in person?

6 A. In person.

7 Q. Have there been any other
8 hearings that you've attended?

9 A. I've asked for them. They have
10 all been telephonic, but I would love to attend.

11 Q. Are you paying for your counsel
12 in the case?

13 A. No.

14 Q. Do you know, is anyone paying for
15 your counsel?

16 A. No.

17 MS. BRIZUELA: Objection to the
18 form.

19 BY MR. CROSS:

20 Q. No one is, or you don't know?

21 A. No one is. It's based upon if we
22 -- how we come out on it.

23 Q. It's a contingency?

24 A. Yeah, contingency.

25 Q. Do you know what their contingent

1 interest is?

2 MS. BRIZUELA: Objection to the
3 form of the question.

4 THE WITNESS: Just so -- that's
5 two things. We're looking for the
6 injunction and the relief.

7 BY MR. CROSS:

8 Q. Sorry. Let me ask a better
9 question. The contingency is that the class
10 counsel get a percentage of the total amount
11 recovered?

12 A. Exactly. Correct.

13 Q. Do you know what that percentage
14 is?

15 MS. BRIZUELA: Objection to the
16 form of the question.

17 THE WITNESS: It depends upon
18 what Court approves it, but typically no
19 more than 40 percent.

20 BY MR. CROSS:

21 Q. Have you met the other Named
22 Plaintiffs in litigation?

23 A. Have not. Had -- I would like
24 to, but I don't know who they are.

25 Q. Do you know whether your lawyers

1 have settled with any of the Defendants in this
2 case?

3 A. Yes.

4 Q. And just yes or no: Have you
5 personally participated in any settlement talks?

6 A. Have not. I've approved -- I --
7 before they -- I approved the -- the settlement
8 before it was agreed to, but not, like, okay, how
9 much are you going to give me for dropping out.

10 No, I haven't gotten that far
11 yet. I have not done any of that, you know,
12 nitty-gritty.

13 Q. So you personally have reviewed
14 and approved whatever terms have been reached
15 between the Plaintiffs in this case and any
16 settlement Defendant; is that fair?

17 MS. BRIZUELA: Objection to the
18 form of the question.

19 THE WITNESS: Yes.

20 BY MR. CROSS:

21 Q. Okay. And do you know whether
22 any of the settlements that have been reached
23 include those Defendants paying money?

24 A. Yes.

25 Q. Meaning they do?

1 A. Yes.

2 Q. What is the largest amount?

3 MS. BRIZUELA: Objection to the
4 form of the question.

5 THE WITNESS: Approximately 5
6 million.

7 BY MR. CROSS:

8 Q. Your understanding is the largest
9 amount of -- any settling Defendant has agreed to
10 pay 5 million?

11 A. Yes.

12 Q. And which agreement is that?

13 MS. BRIZUELA: And to the extent
14 that you're disclosing information that
15 you learned from us in communications
16 with us on the monetary figure for any
17 particular Defendant, I'm going to
18 instruct you not to answer because that
19 -- that information is not yet public.

20 THE WITNESS: Okay.

21 That's going to be
22 attorney-client privilege.

23 MR. CROSS: Well, I mean, you can
24 designate it under the Protective Order,
25 but the fact that something's not public

1 MS. BRIZUELA: Objection to the
2 form of the question.

3 BY MR. CROSS:

4 Q. Do you know the amount that
5 Graystar settled for?

6 A. I do not.

7 Q. So that's one you have not
8 approved?

9 A. I have approved it. I don't
10 recall the exact number.

11 Q. And do you -- so you don't know
12 whether it's more than 5 million?

13 A. I -- like I said, I -- that --
14 that number's been given, but that's
15 attorney-client privilege.

16 MS. BRIZUELA: Well, do -- do you
17 know? If you know, you can answer the
18 question. If you know.

19 THE WITNESS: I think that
20 Isabella said that I think gray water --
21 Graystar was, like, right at 5.

22 BY MR. CROSS:

23 Q. Okay. What's the smallest amount
24 you've approved for a settlement?

25 A. I do not recall.

1 Q. Do you recall approving any
2 settlements for less than a million dollars?

3 A. I do not recall.

4 Q. Do you recall approving any
5 settlements between 1 and \$5 million?

6 A. I do not recall.

7 Q. What did you do prepare for
8 today's deposition?

9 A. Met with my attorneys three times
10 for multiple time -- hours.

11 Q. Did you -- just yes or no: Did
12 you look at any documents?

13 A. Yes.

14 Q. Who selected those documents?

15 A. My attorneys.

16 Q. Did you look at any documents in
17 preparation for today that you selected?

18 A. Yes.

19 Q. And what were those?

20 A. I do not have them in front of
21 me, but, yes, I did.

22 Q. Can you describe them for me?

23 A. I -- I can't recall off the top
24 of my head.

25 Q. Do you remember generally, were

1 they things filed in the case? Were they
2 something else?

3 A. I can't recall.

4 Q. Have you ever been a party to
5 other litigation?

6 A. Yes.

7 Q. And what was that?

8 A. I did some debt collection
9 lawsuits with my dad, but that's about it. But
10 it's -- are you saying what type of litigation?

11 Q. Well, have you been a party to
12 any litigation other than this lawsuit, and I
13 think you said debt collection lawsuits?

14 A. I get included in --

15 MS. BRIZUELA: Objection to the
16 form.

17 THE WITNESS: -- I get included
18 in multiple class lawsuits quite
19 frequently.

20 BY MR. CROSS:

21 Q. Oh, you -- you mean as a class
22 member but not a class representative?

23 A. Right.

24 Q. Okay.

25 A. Right.

EXHIBIT C-9

1 UNITED STATES DISTRICT COURT
2 MIDDLE DISTRICT OF TENNESSEE
3 NASHVILLE DIVISION

Case No. 3:23-md-3071 MDL No. 3071

4 VIDEOTAPE DEPOSITION OF: JEFFREY ROBERT WEAVER -
5 OCTOBER 7, 2025

6 IN RE: REALPAGE, INC., RENTAL SOFTWARE ANTITRUST
7 LITIGATION (NO. II)

8
9 PURSUANT TO NOTICE AND AGREEMENT, the
10 videotape deposition of JEFFREY ROBERT WEAVER was taken
11 on behalf of the Defendant at the offices of Shook,
12 Hardy & Bacon, LLP, 1660 17th St., Suite 450, Denver,
13 Colorado 80202, on October 7, 2025 at 9:30 a.m., before
14 Kimberly A. Ritter, Registered Professional Reporter.
15
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25

Page 1

Veritext Legal Solutions

Calendar-CA@veritext.com 866-299-5127

1 A. It means that I'm required to tell the truth
08:34:32AM
2 under a risk of pen -- a risk of perjury.
08:34:37AM
3 Q. And is there any reason you would not be able
08:34:41AM
4 to testify completely and accurately today?
08:34:45AM
5 A. No.
08:34:47AM
6 Q. Are you represented by counsel today?
08:34:48AM
7 A. Yes.
08:34:53AM
8 Q. And is this your counsel sitting here next to
08:34:54AM
9 you?
08:34:56AM
10 A. Yes.
08:34:56AM
11 Q. And what's your counsel's name?
08:34:57AM
12 A. Mindee Ruben.
08:35:00AM
13 Q. Do you have any other lawyers or law firms
08:35:01AM
14 that represent you?
08:35:07AM
15 A. Yes.
08:35:07AM
16 Q. Do you know their names?
08:35:08AM
17 A. I know Scott & Scott. I don't know the rest
08:35:10AM
18 of their names.
08:35:14AM
19 Q. Did you do anything to prepare for this
08:35:15AM
20 deposition?
08:35:20AM
21 A. I did meet with Mindee a few times.
08:35:20AM
22 Q. And I'm going to ask you a couple questions
08:35:24AM
23 about that. I don't want to know anything about, like,
08:35:26AM
24 the substance of what you spoke to Mindee about.
08:35:29AM
25 But were there any other people besides 08:35:34AM

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Veritext Legal Solutions

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1 Mindee that were at those meetings?
08:35:36AM
2 A. No.
08:35:38AM
3 Q. And how many times did you meet before this
08:35:39AM
4 deposition?
08:35:42AM
5 A. Four.
08:35:42AM
6 Q. And for about how long do you think each of
08:35:46AM
7 those meetings lasted?
08:35:50AM
8 A. The first two were about a half hour,
08:35:51AM
9 45 minutes. The third was two hours. And then the
08:35:56AM
10 last one was about a half hour.
08:36:00AM
11 Q. And -- and it was just you and your counsel
08:36:02AM
12 present?
08:36:06AM
13 A. Yes.
08:36:06AM
14 Q. Were -- did you review any documents as part
08:36:07AM
15 of your preparation?
08:36:12AM
16 MS. REUBEN: I'm just going to instruct you,
08:36:13AM
17 you can answer that question, but not about the
08:36:15AM
18 contents of any documents you may have seen.
08:36:18AM
19 A. Yes, we did.
08:36:20AM
20 Q. (By Mr. Searle) Do -- sorry. Do you recall
08:36:21AM
21 about how many documents you reviewed?
08:36:27AM
22 A. I don't know the exact number. A handful.
08:36:29AM
23 Q. Do you recall if any of those documents were
08:36:36AM
24 e-mails?
08:36:41AM
25 A. No, they weren't. 08:36:42AM

1 Q. Do you recall if any of those documents that
08:36:46AM
2 you reviewed was the Complaint that was filed in this
08:36:52AM
3 case?
08:36:55AM
4 A. Yes, it was.
08:36:55AM
5 MR. SEARLE: I'm going to have the --
6 THE COURT REPORTER: Do you want to put the
7 numbers on? I can just hand them to you.
8 MR. SEARLE: Yeah, that would probably be
9 easier, thank you.
10 (Weaver Deposition Exhibit 1 was marked for
11 identification.)
08:37:11AM
12 Q. (By Mr. Searle) So I'm going to mark
08:37:11AM
13 Exhibit 1 and hand it to you.
08:37:13AM
14 MR. SEARLE: And for the record, Exhibit 1 is
08:37:21AM
15 the Second Amended Consolidated Class Action Complaint.
08:37:25AM
16 Q. (By Mr. Searle) I know this is a lot of
08:37:33AM
17 papers. Don't worry, we're not going to go through all
08:37:34AM
18 of this. But -- but I will ask you a few questions
08:37:37AM
19 about this throughout the day. And when I do, I'll
08:37:42AM
20 direct you to the pages and paragraphs --
08:37:45AM
21 MS. REUBEN: Thank you.
08:37:48AM
22 Q. (By Mr. Searle) -- that we're going to talk
08:37:49AM
23 about.
08:37:50AM
24 A. Okay.
08:37:50AM
25 Q. Do you recognize this document?

08:37:50AM

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Veritext Legal Solutions

Calendar-CA@veritext.com 866-299-5127

1 ads related to this case aside from that first one
09:02:49AM
2 we've been talking about?
09:02:52AM
3 A. No.
09:02:53AM
4 Q. Before joining this lawsuit, did you discuss
09:03:03AM
5 that possibility with anybody other than your lawyers?
09:03:07AM
6 MS. REUBEN: Objection to form.
09:03:11AM
7 You can answer, I'm sorry. You can always
09:03:17AM
8 answer unless I tell you otherwise.
09:03:20AM
9 A. Okay. Can you repeat the question, please?
09:03:22AM
10 Q. (By Mr. Searle) Yeah, sure. And I'll try
09:03:25AM
11 and say it better this time.
09:03:27AM
12 Before deciding to become a Plaintiff in this
09:03:28AM
13 lawsuit, did you discuss your intention to become a
09:03:33AM
14 Plaintiff with anybody other than your attorneys?
09:03:36AM
15 A. No.
09:03:38AM
16 Q. Since you became a Plaintiff in this lawsuit,
09:03:45AM
17 have you talked about the lawsuit with anybody other
09:03:48AM
18 than your attorneys?
09:03:49AM
19 A. I've been -- or I -- I've told my mom. And
09:03:50AM
20 I -- and then a close friend of mine, Tiffany -- that
09:03:58AM
21 I'm doing this. But I haven't gone into great detail,
09:04:01AM
22 just that this is why I'm doing this, this is what it's
09:04:05AM
23 about. And that's about it.
09:04:10AM
24 Q. And aside from telling your mom and your
09:04:11AM
25 friend, Tiffany, that you're in this case and generally 09:04:14AM

1 what it's about, have you had any other conversations
09:04:18AM
2 with people other than your attorneys about this
09:04:20AM
3 lawsuit?
09:04:22AM
4 A. No.
09:04:23AM
5 Q. So just in your own words, what is your
09:04:41AM
6 understanding of the -- the claims that you're bringing
09:04:45AM
7 in the lawsuit?
09:04:51AM
8 A. Yeah. So RealPage is a software company that
09:04:51AM
9 developed a -- an algorithm and works with -- and they
09:04:56AM
10 work with multiple property owners in a way that fixes
09:05:01AM
11 prices so that they can raise them.
09:05:07AM
12 Q. And when did you first hear of RealPage?
09:05:09AM
13 MS. REUBEN: I'm just going to caution you to
09:05:18AM
14 the extent you've only heard about them from your
09:05:21AM
15 attorneys, you can -- you can mention that you first
09:05:22AM
16 heard about them from whom, but not the con -- not the
09:05:28AM
17 content of the conversation.
09:05:31AM
18 A. Okay. I had heard the name, but I didn't
09:05:33AM
19 know what they did until this lawsuit.
09:05:35AM
20 Q. (By Mr. Searle) So is it fair to say that
09:05:38AM
21 outside of an information exchange with your attorneys,
09:05:40AM
22 you did not have an understanding of what RealPage did
09:05:44AM
23 prior to this lawsuit?
09:05:48AM
24 A. Correct.
09:05:49AM
25 Q. Whose idea was it to -- to file the lawsuit? 09:05:49AM

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1 MS. REUBEN: Objection to form.
09:06:03AM
2 You can answer.
09:06:04AM
3 A. I don't understand what you mean. They -- it
09:06:04AM
4 was mine because they presented me the option and I
09:06:10AM
5 decided to go forward with it.
09:06:13AM
6 Q. (By Mr. Searle) Do you know any of the other
09:06:15AM
7 individuals who are named Plaintiffs in this case?
09:06:20AM
8 A. I do not.
09:06:22AM
9 Q. All right. Let's go ahead and look at
09:06:23AM
10 Exhibit 1, which is the big one. And feel free to --
09:06:38AM
11 to look at as much of it as you want. But the first
09:06:45AM
12 thing I want to ask you about is on page 32.
09:06:48AM
13 And before I direct you to that, let me first
09:07:03AM
14 ask, did you have any involvement in putting together
09:07:10AM
15 this Complaint?
09:07:14AM
16 MS. REUBEN: Objection to form.
09:07:16AM
17 You can answer.
09:07:17AM
18 A. I answered some questions. That's the extent
09:07:17AM
19 of it.
09:07:21AM
20 Q. (By Mr. Searle) Did you ever review the
09:07:22AM
21 Complaint before it was filed?
09:07:25AM
22 A. Yes.
09:07:26AM
23 Q. Do you recall -- I'm going to -- sorry,
09:07:27AM
24 strike that.
09:07:35AM
25 Can I ask you to look at paragraph 51 on 09:07:35AM

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1 page 32.
09:07:38AM
2 A. Yes.
09:07:41AM
3 Q. Is -- is this a paragraph of the Complaint
09:07:42AM
4 that you remember reviewing before it was filed?
09:07:47AM
5 A. Yes.
09:07:51AM
6 Q. And if you look at -- feel free, obviously,
09:07:51AM
7 to look at the entire paragraph. But I want to focus
09:08:01AM
8 on the last sentence which says, Consequently,
09:08:04AM
9 beginning in 2017 through the date of this filing
09:08:09AM
10 Mr. Weaver has paid higher rental prices by reason of
09:08:13AM
11 the violations alleged herein.
09:08:16AM
12 A. Yes.
09:08:18AM
13 Q. What is -- what -- independent of anything
09:08:19AM
14 that you've talked to your counsel about or information
09:08:25AM
15 gained from your counsel, do you have a basis for
09:08:30AM
16 believing that you paid higher rental prices between
09:08:34AM
17 2017 and the date of the filing of this Complaint?
09:08:37AM
18 A. Yes, I do.
09:08:39AM
19 Q. And what are those?
09:08:40AM
20 A. I lived here before, and it wasn't that long
09:08:41AM
21 ago and it was half as much money. It had, yeah,
09:08:48AM
22 doubled in price in just -- in less than ten years.
09:08:54AM
23 And I feel that was way higher than necessary.
09:08:57AM
24 Q. And do you believe that -- that increase in
09:09:00AM
25 the rent from the first time you lived in Denver to 09:09:08AM

Page 32

1 A. I represent the Plaintiffs, the renters.
12:54:35PM
2 Q. Is that all renters?
12:54:40PM
3 A. The renters who have responded to the
12:54:45PM
4 lawsuit. I guess I don't know how -- I don't know how
12:54:54PM
5 they get in there. But, yeah, the renters in the
12:54:58PM
6 lawsuit.
12:55:01PM
7 Q. And did you have any input into the class
12:55:01PM
8 definition?
12:55:05PM
9 A. No.
12:55:06PM
10 Q. Do you have any understanding of what would
12:55:15PM
11 happen to the claims of class members if a class
12:55:17PM
12 certification is denied beyond anything that your
12:55:22PM
13 counsel's told you?
12:55:24PM
14 MS. REUBEN: Objection to form.
12:55:25PM
15 A. What do you mean, "class certification"?
12:55:26PM
16 Q. (By Mr. Searle) Do you know what "class
12:55:29PM
17 certification" means?
12:55:32PM
18 A. I don't.
12:55:33PM
19 Q. Have you ever been a -- a class
12:55:34PM
20 representative in any other class action?
12:55:38PM
21 A. No.
12:55:41PM
22 Q. What -- what -- sorry, let me start over.
12:55:49PM
23 How have you participated in this lawsuit as
12:55:54PM
24 a class representative?
12:55:59PM
25 MS. REUBEN: Without disclosing any 12:56:02PM

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1 information that you might have shared, things that
12:56:04PM
2 you've done.
12:56:06PM
3 MR. SEARLE: Yeah.
12:56:06PM
4 A. I have had phone calls with the attorneys.
12:56:07PM
5 I've received updates via phone, e-mail from the
12:56:13PM
6 attorneys. I've responded with answers to questions
12:56:17PM
7 via e-mail that -- yeah, e-mail and phone updates
12:56:25PM
8 basically.
12:56:31PM
9 Q. (By Mr. Searle) About how frequently do you
12:56:31PM
10 talk to your attorneys about this case, without telling
12:56:39PM
11 me anything that you talk about?
12:56:42PM
12 A. Oh, I probably hear something once every one
12:56:43PM
13 or two weeks.
12:56:50PM
14 Q. Do you know if your attorneys have hired any
12:56:51PM
15 expert witnesses to participate in this case?
12:57:02PM
16 A. I don't know that.
12:57:06PM
17 Q. Why did you choose to join this case as a
12:57:07PM
18 class action instead of filing an individual lawsuit,
12:57:17PM
19 without disclosing anything that your counsel told you?
12:57:20PM
20 MS. REUBEN: Objection to form.
12:57:22PM
21 A. It hadn't crossed my mind to do it by myself.
12:57:23PM
22 And then I saw the class action thing on Facebook and
12:57:29PM
23 reached out that way.
12:57:34PM
24 Q. (By Mr. Searle) If the Court decides that
12:57:36PM
25 this case cannot proceed as a class action, would you 12:57:39PM

1 file an individual lawsuit against any of the
12:57:43PM
2 Defendants?
12:57:46PM
3 MS. REUBEN: Objection to form.
12:57:47PM
4 A. I -- I don't know. It would depend on the
12:57:48PM
5 circumstances of when that happened or if or when that
12:57:52PM
6 happens.
12:57:54PM
7 Q. (By Mr. Searle) What -- what do you mean by
12:57:55PM
8 that, that it would depend on the circumstances?
12:57:59PM
9 A. Why -- it's a hard one to answer. Why it was
12:58:04PM
10 decided it couldn't be a class action, what -- what the
12:58:09PM
11 class representatives could do legally. I -- it would
12:58:13PM
12 just have -- I don't know enough about it. I would
12:58:18PM
13 have to see what the situation was at that time.
12:58:23PM
14 I don't know much about how -- I don't know
12:58:29PM
15 enough about the legality part, the legal part of it,
12:58:31PM
16 the lawyer part of it, for lack of a better word.
12:58:35PM
17 Q. It's all right. That's not your job.
12:58:38PM
18 And, again, without disclosing anything that
12:58:42PM
19 you've been told by your counsel, what do you contend
12:58:52PM
20 that the Defendants did wrong in this case?
12:58:56PM
21 A. They conspired together to affix pricing on
12:58:58PM
22 rentals to where they could raise the rents in a
12:59:05PM
23 non-competitive way.
12:59:12PM
24 Q. And what do you believe that the injury
12:59:13PM
25 associated with that conduct is? 12:59:17PM

EXHIBIT C-10

VOLUME: I
PAGES: 1-128
EXHIBITS: 1-5

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

JASON GOLDMAN, et al,)
Plaintiffs,)
vs.)NO.
IN RE REALPAGE, INC., et al,)3:23-MD-3071
Defendants.)
_____)

IN THE SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA,)
Plaintiff,)
vs.)NO.
REALPAGE, INC., et al.,)2023-CAB-
Defendants.)006761
_____)

VIDEOTAPED DEPOSITION OF BILLIE JO A. WHITE
WEDNESDAY, 3 SEPTEMBER 2025
9:01 AM

1	amended complaint?	06:20:43
2	A. No.	06:20:45
3	Q. How long did you spend looking at	06:20:49
4	documents in preparation for your deposition?	06:20:52
5	MR. LOUD: You can answer that.	06:20:53
6	A. Maybe an hour. I mean, between the	06:20:54
7	conversation and...	06:20:57
8	Q. And the documents that you looked at, were	06:21:02
9	they hard copy documents in front of you or were	06:21:04
10	they on a screen?	06:21:07
11	A. On a screen.	06:21:08
12	Q. Okay. Do you remember how many you looked	06:21:10
13	at?	06:21:10
14	MR. LOUD: You can answer that.	06:21:11
15	A. Two.	06:21:13
16	Q. Okay. Two in addition to the second	06:21:14
17	amended complaint?	06:21:15
18	A. Yes.	06:21:16
19	Q. Okay. Were they emails?	06:21:18
20	A. Yes.	06:21:19
21	Q. Okay. Emails between you and whom?	06:21:21
22	A. And my counsel.	06:21:23
23	Q. Okay. And those emails, when were those	06:21:25
24	written?	06:21:28
25	MR. LOUD: You can answer that.	06:21:29

1	THE WITNESS: I'm sorry?	06:21:32
2	MR. LOUD: You can answer that.	06:21:33
3	A. I want to say earlier twice this year.	06:21:35
4	Q. Okay. Did you review the second amended	06:21:44
5	complaint before it got filed?	06:21:46
6	A. Yes.	06:21:49
7	Q. And what did you look at when you	06:21:50
8	looked -- reviewed it back before it got filed?	06:21:53
9	A. I, like I said, kind of went through any	06:21:55
10	place that had -- had my name on it. I mean, I	06:21:59
11	started to read through the first couple of pages;	06:22:02
12	but, again, it's a lot of information. So...	06:22:04
13	I tried to only concern myself with --	06:22:06
14	with my parts of it.	06:22:09
15	Q. Okay. And we'll go through some more	06:22:12
16	specific portions here in a little bit in the	06:22:14
17	deposition, but for now I would like you to turn	06:22:17
18	to -- I'll tell you here -- it is -- it's page 193.	06:22:19
19	It's paragraph 435.	06:22:30
20	Oh, before we do that, was yesterday the	06:22:42
21	only time you met with counsel to prepare for your	06:22:44
22	deposition?	06:22:47
23	MR. LOUD: You can answer that.	06:22:48
24	A. Yes.	06:22:50
25	Q. Have you discussed --	06:22:51

1	A.	Well --	06:22:52
2	Q.	I'm sorry?	06:22:52
3	A.	I'm sorry.	06:22:52
4		One other time before that I met with	06:22:54
5		them.	06:22:56
6	Q.	When?	06:22:56
7	A.	It was via Zoom.	06:22:57
8	Q.	When was that?	06:22:58
9	A.	August 28th or 29th, and then yesterday,	06:23:01
10		the 2nd.	06:23:05
11	Q.	And how long was the meeting you had back	06:23:06
12		on August 28th or 29th?	06:23:08
13	A.	Probably 30 minutes. 40 minutes.	06:23:10
14	Q.	Did you -- did you look at any documents	06:23:14
15		during that meeting?	06:23:16
16	A.	I don't recall. It was mostly, like, me	06:23:16
17		just jotting little notes down and just, you know,	06:23:22
18		best practices in a deposition and -- and things	06:23:25
19		like that.	06:23:29
20	MR. LOUD:	Just to remind you not to	06:23:30
21		discuss the contents of the --	06:23:32
22	THE WITNESS:	Sorry.	06:23:34
23	MR. CASAS:	Oh, let her talk. It's fine.	06:23:35
24	MR. LOUD:	Just have to remind her. It's	06:23:37
25		my job.	06:23:39

1	THE WITNESS: I'm honest to a fault.	06:23:40
2	Sorry.	06:23:42
3	Q. Have you talked about this deposition with	06:23:42
4	anybody else other than your counsel?	06:23:44
5	A. No.	06:23:46
6	Q. So paragraph 435 talks about the -- it	06:23:53
7	says Boston, Massachusetts, and it defines "The	06:23:58
8	Boston submarket corresponds to the census bureau's	06:24:00
9	Boston-Cambridge-Newton MSA. It includes Suffolk,	06:24:04
10	Essex, Middlesex, Norfolk, and Plymouth county in	06:24:09
11	Massachusetts"?	06:24:12
12	Do you see that?	06:24:12
13	A. Uh-huh.	06:24:13
14	Q. Okay.	06:24:14
15	COURT REPORTER: Can you say "yes."	06:24:17
16	A. Yes. I'm sorry.	06:24:17
17	Q. Currently you live in Peabody, which is in	06:24:18
18	Essex County?	06:24:22
19	A. Yes.	06:24:23
20	Q. Okay. And so Suffolk County is where	06:24:24
21	Boston is; is that right?	06:24:26
22	A. Correct.	06:24:28
23	Q. Okay. Have you ever considered living in	06:24:29
24	a residence in Suffolk County?	06:24:31
25	A. I've looked; but, again, it's a little bit	06:24:33

1	Q. So you are a named plaintiff in the	07:41:01
2	lawsuit. Do you have any understanding as to your	07:41:03
3	role as a named plaintiff in this putative class	07:41:09
4	action?	07:41:12
5	MR. LOUD: Objection to form.	07:41:13
6	But you can answer.	07:41:16
7	A. I believe just giving, like, my testimony	07:41:17
8	of, you know, how it's affected me personally.	07:41:19
9	Q. Do you review any pleadings before they	07:41:34
10	are filed by your attorneys?	07:41:38
11	MR. LOUD: You can answer --	07:41:41
12	THE WITNESS: I'm sorry?	07:41:43
13	MR. LOUD: I was just saying you can	07:41:44
14	answer that.	07:41:46
15	A. Anything they send me to sign of course	07:41:46
16	I'm going to read through it.	07:41:49
17	Q. Sure. To sign.	07:41:51
18	A. It's --	07:41:53
19	Q. So, for example, did you review the -- I	07:41:54
20	think --	07:41:56
21	A. Oh.	07:41:56
22	Q. -- we talked about this.	07:41:56
23	You reviewed the second amended complaint	07:41:57
24	before it was filed?	07:41:59
25	A. Yes, I --	07:42:00

1	Q. Did you provide any comments to it?	07:42:01
2	MR. LOUD: You can answer that yes, no, or	07:42:02
3	I don't recall.	07:42:04
4	A. I don't believe so.	07:42:04
5	MR. LOUD: That was not yes, no, or I	07:42:10
6	don't recall.	07:42:13
7	THE WITNESS: I'm sorry.	07:42:14
8	Q. And so I'm assuming -- tell me if I'm	07:42:19
9	wrong -- but you -- you reviewed the interrogatory	07:42:22
10	responses related to your own personal information	07:42:25
11	before they were -- before they were served?	07:42:27
12	A. Yes.	07:42:29
13	Q. Okay. Did you review the interrogatory	07:42:32
14	answers of any of the other plaintiffs before they	07:42:34
15	were served?	07:42:37
16	A. No.	07:42:37
17	Q. Okay. Do you receive regular status	07:42:38
18	updates from your counsel regarding the lawsuit?	07:42:52
19	MR. LOUD: You can answer that yes or no.	07:42:56
20	A. Yes.	07:42:57
21	Q. How often do you get those reports?	07:42:58
22	MR. LOUD: You can answer that.	07:43:01
23	THE WITNESS: I'm sorry?	07:43:03
24	MR. LOUD: Oh, you can answer that.	07:43:03
25	A. I think Bella and I talk every couple of	07:43:05

1 months. I mean, there is times where I didn't hear 07:43:09
2 from her for more than four months, but it's -- 07:43:11
3 it's not like I, you know, am asking for an update. 07:43:15
4 You know, she'll reach out to me or, you know, I 07:43:20
5 may have a quick question, but it's not something 07:43:22
6 I'm, like, actively, like, eager to, you know, 07:43:25
7 figure out what's going on. 07:43:29

8 It's just something that I'm willing to 07:43:31
9 participate in and hopefully it, you know, brings 07:43:33
10 some positive results and, you know, help some 07:43:37
11 folks. 07:43:40

12 Q. Do you have an understanding as to how 07:43:41
13 your lawyers will be compensated for bringing this 07:43:46
14 lawsuit on your behalf? 07:43:50

15 MR. LOUD: You can answer that. 07:43:51

16 A. Yes. 07:43:53

17 Q. How will they be compensated? 07:43:54

18 MR. LOUD: If -- just want to remind you 07:43:56
19 not to discuss what you have discussed with 07:43:58
20 counsel, but you can answer that if you have an 07:44:02
21 understanding. 07:44:03

22 A. I believe it's a percentage of the 07:44:07
23 lawsuit, just like with any case. 07:44:11

24 Q. Are you paying anything out of pocket to 07:44:15
25 your counsel? 07:44:17

1	MR. LOUD: You can answer that.	07:44:18
2	A. No.	07:44:20
3	Q. Do you -- did you provide any input	07:44:23
4	into -- well, let me ask you this way:	07:44:35
5	Are you aware of whether counsel has	07:44:37
6	retained any experts in this case?	07:44:38
7	MR. LOUD: You can answer that yes or no.	07:44:41
8	A. Yes.	07:44:47
9	Q. Did you provide any input into which	07:44:47
10	experts should be retained by counsel?	07:44:52
11	MR. LOUD: You can answer that yes or no.	07:44:55
12	A. No.	07:44:56
13	Q. Have you ever had any conversations with	07:44:59
14	those experts?	07:45:01
15	A. No.	07:45:03
16	Q. Have you provided any documents to those	07:45:04
17	experts?	07:45:09
18	MR. LOUD: You can answer that yes or no.	07:45:10
19	A. No.	07:45:12
20	Q. Have you ever met the experts?	07:45:19
21	A. No.	07:45:20
22	Q. Do you have any understanding as to the	07:45:27
23	compensation the experts will receive for	07:45:30
24	participating in this case?	07:45:33
25	MR. LOUD: Just a reminder: If it's based	07:45:34

1 on your communications with counsel, not to subject 07:45:37
 2 that, but you can answer if you have an 07:45:40
 3 understanding. 07:45:41
 4 A. I'm sorry. What was the question again? 07:45:43
 5 Can you repeat the question? 07:45:47
 6 Q. I know. He threw me off as well. 07:45:48
 7 THE WITNESS: Sorry. I'm sorry. 07:45:50
 8 MR. LOUD: Sorry. 07:45:52
 9 Q. Have you -- any understanding as to how 07:45:53
 10 the experts retained on your behalf in this matter 07:45:56
 11 will be compensated? 07:45:58
 12 MR. LOUD: Same instruction. 07:46:00
 13 A. No. 07:46:02
 14 Q. Do you even know whether -- I'm sorry. 07:46:03
 15 Do you have any understanding as to 07:46:15
 16 whether or not those experts have sent any invoices 07:46:16
 17 for their services in this lawsuit? 07:46:19
 18 MR. LOUD: You can answer that yes or no. 07:46:23
 19 A. No. 07:46:24
 20 Q. You mentioned you get reports from Bella. 07:46:30
 21 Do you -- is that the only way you get 07:46:33
 22 reports, or do you also get text messages, emails, 07:46:36
 23 etcetera? 07:46:40
 24 MR. LOUD: You can answer that. 07:46:41
 25 A. No, it's usually a quick phone call. 07:46:42

1	Q. Have you talked to anybody other than	07:46:54
2	counsel about your role in this case?	07:46:55
3	MR. LOUD: You can answer that.	07:46:57
4	A. No.	07:46:58
5	Q. Do you talk to your husband about the	07:47:02
6	case?	07:47:04
7	A. Very rarely. It's one of those things	07:47:04
8	that he's just kind of letting me handle.	07:47:08
9	Q. Are you aware of any settlements that have	07:47:10
10	occurred with defendants in this case?	07:47:22
11	MR. LOUD: You can answer that.	07:47:24
12	A. Yes.	07:47:27
13	Q. Do you have any role in deciding whether	07:47:29
14	or not to accept those settlements?	07:47:33
15	MR. LOUD: You can answer that yes or no.	07:47:35
16	A. I believe that's the purpose of the phone	07:47:38
17	calls that -- you know, I guess for the plaintiffs,	07:47:41
18	do we -- do we agree, yes. But it's not like I'm	07:47:45
19	writing down -- I don't -- like, if you gave -- if	07:47:49
20	you asked me to give you a figure, I really can't.	07:47:51
21	Q. Well, I was going to ask: So do you	07:47:54
22	have -- do you recall the dollar amounts of any	07:47:56
23	settlement with any of the defendants?	07:47:59
24	A. I don't --	07:48:00
25	MR. LOUD: No, that's okay.	07:48:01

1	(Court Reporter comment.)	07:48:09
2	A. No.	07:48:09
3	Q. Do you review any of the documents	07:48:23
4	evidencing the settlements before they're agreed	07:48:25
5	to?	07:48:28
6	MR. LOUD: Hold on for a second.	07:48:29
7	You can answer that yes or no.	07:48:32
8	A. No.	07:48:33
9	Q. Do you have any role in determining which	07:49:12
10	defendants should be talked to about settlements?	07:49:16
11	A. No.	07:49:29
12	MR. LOUD: I'm going to instruct you to	07:49:30
13	answer yes or no to that.	07:49:32
14	A. No.	07:49:33
15	Q. Do you have any awareness as to who your	07:49:42
16	counsel is having discussions with about	07:49:45
17	settlements?	07:49:50
18	MR. LOUD: You can answer yes or no.	07:49:51
19	A. No.	07:49:52
20	Q. And, as you sit here today, do you have	07:49:58
21	any recollection of any dollar value for any of the	07:49:59
22	settling defendants?	07:50:02
23	MR. LOUD: You can answer yes or no.	07:50:03
24	A. No.	07:50:04
25	Q. Do you have any understanding as to	07:50:40

EXHIBIT D-1

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

Hon. Waverly D. Crenshaw, Jr.

This Document Relates to:
ALL CASES

I, Brendan P. Glackin declare as follows:

3. During the period between November 1, 2022 through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) assisting with the drafting of pleadings; (ii) assisting with opposing to the motions

to dismiss; (iii) conducting factual and legal research; (iv) conducting document review; and (v) preparing for and deposing percipient witnesses.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the partners at Lieff Cabraser Heimann & Bernstein, LLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$95,350.45 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) When available, routine domestic airfare is at coach rates; provided that Co-Lead Counsel, at their discretion, may authorize other fares for flights over four hours in duration, and/or depending on availability at the time of booking.
- (b) Hotel charges per night are capped at \$450.

- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying charges are capped at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.



Brendan P. Glackin

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**LIEFF CABRASER HEIMANN & BERNSTEIN, LLP
EXPENSE REPORT**

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$75,000.00
Filing, Witness, and Other Fees	\$249.00
Online Legal and Factual Research	\$2,987.60
Service of Process	\$0.00
Telephones/Faxes	\$1.19
Postage & Express Mail	\$1,026.65
Transportation, Hotels, and Meals	\$15,040.11
TOTAL EXPENSES:	\$95,350.45

EXHIBIT D-2

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

MDL No. 3071

This Document Relates to:
ALL CASES

Case 3:23-md-03071 Document 1477-4 Filed 07/28/26 Page 7 of 40 PageID #: 24231

following: (i) investigating the case and working with experts to uncover facts underpinning the allegations; (ii) assisting with the drafting of the initial and amended pleadings; (iii) assisting with oppositions to the motions to dismiss; (iv) conducting factual and legal research; (v) conducting document review; and (vi) preparing for and deposing percipient and corporate witnesses.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the shareholders at Berger Montague PC who oversaw the litigation on behalf of my Firm, and I and my team reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$130,914.45 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2021 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) When available, routine domestic airfare is at coach rates; provided that Co-Lead Counsel, at their discretion, may authorize other fares for flights over four hours in duration, and/or depending on availability at the time of booking.

- (b) Hotel charges per night are capped at \$450 per night.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying charges are capped at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.

/s/ Eric Cramer
Eric L. Cramer
BERGER MONTAGUE
1818 Market Street, Suite 3600
Philadelphia, PA 19103
Tel. (215) 875-3009
Facsimile: (215) 327-9583
ecramer@bergermontague.com

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

This Document Relates to:
ALL CASES

November 1, 2021 through June 30, 2026

CATEGORY	AMOUNT
Assessment Fees	\$75,000.00
Filing, Witness, and Other Fees	\$34,479.49
Online Legal and Factual Research	\$4,230.88
Service of Process	\$0
Telephones/Faxes	\$0
Postage & Express Mail	\$223.07
Transportation, Hotels, and Meals	\$16,981.01
TOTAL EXPENSES	\$130,914.45

EXHIBIT D-3

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

MDL No. 3071

This Document Relates to:
ALL CASES

I, Daniel O. Herrera, declare as follows:

1. I am a partner at the law firm of Cafferty Clobes Meriwether & Sprengel LLP (the “Firm”), a member of the Plaintiffs’ Steering Committee for Plaintiffs in the above-captioned action (the “Action”). I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. This Firm was appointed by this Court as a member of the Plaintiffs' Steering Committee for Plaintiffs. *See* Dkts. 278, 703.

3. During the period November 1, 2022 through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following:

(i) assisting with the drafting of pleadings; (ii) assisting with opposing to the motions to dismiss;

(iii) conducting factual and legal research; (iv) conducting document review; (v) meeting and conferring on discovery with defense counsel for several defendants; and (vi) preparing for and deposing percipient witnesses.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the partners at Cafferty Clobes Meriwether & Sprengel LLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$99,943.91 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) When available, routine domestic airfare is at coach rates; provided that Co-Lead Counsel, at their discretion, may authorize other fares for flights over four hours in duration, and/or depending on availability at the time of booking.

- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying charges are capped at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.

/s/ Daniel O. Herrera
Daniel O. Herrera
**CAFFERTY CLOBES MERIWETHER & SPRENGEL
LLP**
135 S. LaSalle, Suite 3210
Chicago, IL 60603
Tel.: (312) 782-4880
dherrera@caffertyclobes.com

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

This Document Relates to:
ALL CASES

EXHIBIT D-4

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

Hon. Waverly D. Crenshaw, Jr.

This Document Relates to:
ALL CASES

I, Christian P. Levis, declare as follows:

3. During the period between November 1, 2022 through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) assisting with the drafting of pleadings; (ii) assisting with opposing to the motions to dismiss; (iii) conducting factual and legal research; (iv) conducting document review; and (v) preparing for and deposing percipient witnesses.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the partners at Lowey Dannenberg, P.C. who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$104,516.39 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) When available, routine domestic airfare is at coach rates; provided that Co-Lead Counsel, at their discretion, may authorize other fares for flights over four hours in duration, and/or depending on availability at the time of booking.
- (b) Hotel charges are capped at \$450 per night.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying charges are capped at \$0.15 per page.

- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 27, 2026.

/s/ Christian P. Levis

Christian P. Levis

LOWEY DANNENBERG, P.C.

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**LOWEY DANNENBERG, P.C.
EXPENSE REPORT**

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$75,000.00
Filing, Witness, and Other Fees	\$2,344.00
Online Legal and Factual Research	\$1,425.43
Service of Process	\$0.00
Telephones/Faxes	\$2,677.23
Postage & Express Mail	\$238.68
Transportation, Hotels, and Meals	\$22,831.05
TOTAL EXPENSES	\$104,516.39

EXHIBIT D-5

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF JOSEPH R. SAVERI
IN SUPPORT OF CO-LEAD COUNSEL’S MOTION
FOR AN AWARD OF ATTORNEYS’ FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES
FILED ON BEHALF OF SAVERI LAW FIRM, LLP**

I, Joseph R. Saveri declare as follows:

1. I am a partner and founder of the Saveri Law Firm, LLP (“SLF”), a member of the Plaintiffs’ Steering Committee in the above-captioned action (the “Action”). I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. SLF was appointed by this Court as a member of the Plaintiffs’ Steering Committee for Plaintiffs. *See* Dkt. 278.

3. During the period between November 1, 2022 and June 30, 2026, the work performed by SLF, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) assisting with the drafting of pleadings; (ii) assisting with opposing the motions to dismiss; (iii) conducting factual and legal research; (iv) conducting document review; and (v) preparing for and deposing percipient witnesses.

4. The information in this declaration regarding SLF's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by SLF in the ordinary course of business. I am a partner at the Saveri Law Firm, LLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of SLF, and I reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, SLF is seeking reimbursement for a total of \$139,819.67 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022 through and including June 30, 2026. These charges are not duplicated in SLF's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses, reviewed and approved by SLF and submitted on a monthly basis to Lead Counsel for their review and approval, or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is capped at fares in accordance with lead counsel's review and protocol.
- (b) Hotel charges per night are capped at \$450 for all cities.
- (c) Meals are capped in accordance with lead counsel's review and protocol.
- (d) Internal copying is charged at \$0.15 per page.

- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The litigation expenses also include two payments totaling \$75,000 from SLF to the Litigation Fund managed by Lead Counsel. The first payment of \$50,000 was made on July 3, 2023. The second payment of \$25,000 was made on August 8, 2025.

8. The expenses incurred in this Action are reflected on the books and records of SLF. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

9. SLF has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 23, 2026.



Joseph R. Saveri

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**SAVERI LAW FIRM, LLP
EXPENSE REPORT**

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Filing, Witness, and Other Fees	\$33,865.58
Online Legal and Factual Research	\$3,788.86
Service of Process	-
Telephones/Faxes	-
Postage & Express Mail	\$6,749.32
Transportation, Hotels, and Meals	\$20,415.91
Contributions to Litigation Fund	\$75,000.00
TOTAL EXPENSES:	\$139,819.67

EXHIBIT D-6

IN RE: REALPAGE, INC., RENTAL	)	Case No. 3:23-md-3071
SOFTWARE ANTITRUST LITIGATION	)	MDL No. 3071
(NO. II)	)	
	)	
	)	Hon. Waverly D. Crenshaw, Jr.
	)	
	)	This Document Relates to:
	)	ALL CASES
	)	

I, Benjamin J. Widlanski declare as follows:

2. This Firm was appointed by this Court as a member of the Plaintiffs' Steering Committee for Plaintiffs. *See* Dkt. Nos. 278, 703.

Case 3:23-md-03071 Document 1477-4 Filed 07/28/26 Page 27 of 40 PageID #: 24251

to dismiss; (iii) conducting factual and legal research; (iv) conducting document review; and (v) preparing for and deposing percipient witnesses.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the partners at Kozyak Tropin & Throckmorton LLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$118,572.39 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.

- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 24, 2026.



Benjamin J. Widlanski

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

Kozyak Tropin & Throckmorton LLP
EXPENSE REPORT

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$75,000
Filing, Witness, and Other Fees	\$6,530.45
Online Legal and Factual Research	\$1,743.05
Service of Process	N/A
Telephones/Faxes	N/A
Postage & Express Mail	\$.84
Transportation, Hotels, and Meals	\$35,298.05
TOTAL EXPENSES:	\$118,572.39

EXHIBIT D-7

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF KATE LV
IN SUPPORT OF PLAINTIFFS' MOTION FOR ATTORNEYS' FEES,
REIMBURSEMENT OF LITIGATION EXPENSES, FUTURE LITIGATION FUND,
AND SERVICE AWARDS FOR NAMED PLAINTIFFS
FILED ON BEHALF OF BURKE LLP**

I, Kate Lv, declare as follows:

1. I am a Partner at the law firm of Burke LLP (the "Firm"), a member of the Plaintiffs' Steering Committee for Plaintiffs in the above-captioned action (the "Action"). I submit this declaration in support of Co-Lead Counsel's application for an award of attorneys' fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. This Firm was appointed by this Court as a member of the Plaintiffs' Steering Committee for Plaintiffs. *See* Dkt. 1067.¹

¹ Korein Tillery P.C., through attorney Walter Noss, was initially appointed to the Plaintiffs' Steering Committee. *See* Dkt. No. 703. At the end of 2024, Mr. Noss left Korein Tillery. Around the same time, I, who had also practiced at Korein Tillery, joined Burke LLP, a firm founded by Christopher Burke, another former Korein Tillery attorney. Beginning January 1, 2025, Mr. Burke, other Burke LLP attorneys, and I assumed and continued the common benefit work previously performed by Korein Tillery in this litigation. Upon Plaintiffs' unopposed motion, the Court substituted me for Mr. Noss as a member of the Plaintiffs' Steering Committee. *See* Dkt. No. 1067.

3. During the period between January 1, 2025 and June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) conducting factual and legal research; (ii) conducting document review; and (iii) preparing for and deposing percipient witnesses.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the Partners at Burke LLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$39,329.85 in litigation expenses incurred in connection with the prosecution of this Action from January 1, 2025 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

This declaration and accompanying Exhibit 1 reflect only the litigation expenses incurred by Burke LLP in connection with this Action from January 1, 2025 through June 30, 2026. Korein Tillery's litigation expenses will be submitted separately.

- (a) When available, routine domestic airfare is at coach rates; provided that Co-Lead Counsel, at their discretion, may authorize other fares for flights over four hours in duration, and/or depending on availability at the time of booking.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying charges are capped at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 27, 2026, at San Diego, California.

/s/ Kate Lv

Kate Lv

BURKE LLP

402 West Broadway, Suite 1890

San Diego, CA 92101

Tel.: (619) 369-8244

klv@burke.law

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**BURKE LLP
EXPENSE REPORT**

January 1, 2025 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$25,000.00
Filing, Witness, and Other Fees	\$112.69
Copies and Reproductions	\$1,185.81
Transportation, Hotels, and Meals	\$13,031.35
TOTAL EXPENSES	\$39,329.85

EXHIBIT D-8

	)	
IN RE: REALPAGE, INC., RENTAL	)	Case No. 3:23-md-3071
SOFTWARE ANTITRUST LITIGATION	)	MDL No. 3071
(NO. II)	)	
	)	
	)	Hon. Waverly D. Crenshaw, Jr.
	)	
	)	This Document Relates to:
	)	ALL CASES
	)	

I, Labeat Rrahmani, declare as follows:

1. I am an attorney at the law firm of Korein Tillery LLC¹ (the “Firm”), which was previously a member of the Plaintiffs’ Steering Committee for Plaintiffs in the above-captioned action (the “Action”). I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. This Firm was appointed by this Court and served as a member of the Plaintiffs' Steering Committee for Plaintiffs, *see* Dkts. 278, 703, until it was substituted by another member of the Plaintiffs' Steering Committee for Plaintiffs. *See* Dkt. 1067.

¹ Korein Tillery P.C. operates in California and practices law as one law firm in affiliation with Korein Tillery LLC, a law firm headquartered in St. Louis, MO, with an office in Chicago, IL.

3. During the period between November 1, 2022 through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) assisting with the drafting of pleadings; (ii) assisting with opposing to the motions to dismiss; (iii) conducting factual and legal research; (iv) conducting document review; and (v) negotiating structured data and document discovery.

4. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the attorneys at Korein Tillery who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

5. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$54,934.56 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022 through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

6. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) When available, routine domestic airfare is at coach rates; provided that Co-Lead Counsel, at their discretion, may authorize other fares for flights over

four hours in duration, and/or depending on availability at the time of booking.

- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying charges are capped at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

7. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

8. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026 at Chicago, Illinois.

/s/ Labeat Rrahmani
Labeat Rrahmani

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

This Document Relates to:
ALL CASES

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$50,000.00
Filing, Witness, and Other Fees	\$601.00
Online Legal and Factual Research	\$2,288.89
Copies and Reproductions	\$349.80
Transportation, Hotels, and Meals	\$1,694.87
TOTAL EXPENSES	\$54,934.56

EXHIBIT E-1

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

MDL No. 3071

This Document Relates to:
ALL CASES

Case 3:23-md-03071 Document 1477-5 Filed 07/28/26 Page 2 of 40 PageID #: 24266

the Firm in the ordinary course of business. I am one of the Associates at BoiesBattin LLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$1,644.51 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.

/s/ Joshua Callister
[Joshua Callister]

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

This Document Relates to:
ALL CASES

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$0.00
Filing, Witness, and Other Fees	\$150.00
Online Legal and Factual Research	\$0.00
Service of Process	\$0.00
Telephones/Faxes	\$0.00
Postage & Express Mail	\$0.00
Transportation, Hotels, and Meals	\$1,494.51
TOTAL EXPENSES:	\$1,644.51

EXHIBIT E-2

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF SAMUEL J. STRAUSS
IN SUPPORT OF CO-LEAD COUNSEL’S MOTION
FOR AN AWARD OF ATTORNEYS’ FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES
FILED ON BEHALF OF STRAUSS BORRELLI PLLC**

I, Samuel J. Strauss declare as follows:

1. I am a Partner at the law firm of Strauss Borrelli PLLC (the “Firm”), which has performed work on behalf of the Plaintiffs in the above-captioned action (the “Action”) under the supervision and authorization of Co-Lead Counsel. I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. During the period between November 1, 2022, through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: conducting document review.

3. The information in this declaration regarding my Firm’s expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the partners at Strauss Borrelli who

oversaw the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$3,408.00 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.

/s/ Samuel J. Strauss

Samuel J. Strauss

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

This Document Relates to:
ALL CASES

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Filing, Witness, and Other Fees	\$3,408.00
TOTAL EXPENSES:	\$3,408.00

EXHIBIT E-3

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF STEPHEN R. BASSER
IN SUPPORT OF CO-LEAD COUNSEL’S MOTION
FOR AN AWARD OF ATTORNEYS’ FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES
FILED ON BEHALF OF BARRACK , RODOS BACINE**

I, Stephen R. Basser, declare as follows:

1. I am a Partner at the law firm of Barrack, Rodos Bacine (the “Firm”), which has performed work on behalf of the Plaintiffs in the above-captioned action (the “Action”), I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. During the period between November 1, 2022, through June 30, 2026, the work performed by my Firm, included, but was not limited to, the following: the Barrack firm expended funds toward the investigation and research of the claims asserted in this action and attendance at a critical hearing for the benefit of all class members.

3. The information in this declaration regarding my Firm’s expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the Partners at Barrack, Rodos Bacine

who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$3,571.82 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 24th, 2026.

Stephen R. Bassier
STEPHEN R. BASSER

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**BARRAC , RODOS BACINE
EXPENSE REPORT**

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	
Filing, Witness, and Other Fees	\$340.00
Online Legal and Factual Research	\$640.51
Service of Process	\$1,217.72
Telephones/Faxes	\$147.74
Postage Express Mail	
Transportation, Hotels, and Meals	\$1225,85
TOTAL EXPENSES:	\$3, 71.82

EXHIBIT E-4

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF GARRETT BLANCHFIELD, JR. IN SUPPORT OF
CO-LEAD COUNSEL’S MOTION FOR AN AWARD OF ATTORNEYS’ FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES FILED ON BEHALF OF
REINHARDT WENDORF BLANCHFIELD**

I, Garrett Blanchfield, Jr., declare as follows:

1. I am a Partner at the law firm of Reinhardt Wendorf Blanchfield (the “Firm”), which has performed work on behalf of the Plaintiffs in the above-captioned action (the “Action”) under the supervision and authorization of Co-Lead Counsel. I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. During the period between November 1, 2022, through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) conducting factual and legal research (ii) conducting document review and (iii) assisting Co-Lead Counsel in preparing for and deposing percipient witnesses.

3. The information in this declaration regarding my Firm’s expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by

the Firm in the ordinary course of business. I am one of the Partners at Reinhardt Wendorf Blanchfield who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$2,603.48. in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.

/s/ Jarrett Blanchfield Jr.
Jarrett Blanchfield, Jr

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**REINHARDT WENDORF BLANCHFIELD
EXPENSE REPORT**

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Filing, Witness, and Other Fees	\$1,1 2.00
Online Legal and Factual Research	\$1,411.48
TOTAL EXPENSES:	\$2, 03.48

EXHIBIT E-5

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

This Document Relates to:
ALL CASES

Case 3:23-md-03071 Document 1477-5 Filed 07/28/26 Page 22 of 40 PageID #: 24286

the Firm in the ordinary course of business. I am one of the Partners at Spector Caldes & Corrigan, P. C. who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$ 5,631.90 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 27, 2026.

A handwritten signature in blue ink, appearing to read "William G. Caldes", written over a horizontal line.

William G. Caldes

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

Spector Caldes & Corrigan, P. C.
EXPENSE REPORT

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	0
Filing, Witness, and Other Fees	\$402.00
Online Legal and Factual Research	\$5,067.90
Service of Process	0
Internal copy @.15	\$162.00
Postage & Express Mail	0
Transportation, Hotels, and Meals	0
TOTAL EXPENSES:	\$5,631.90

EXHIBIT E-6

	)	
IN RE: REALPAGE, INC., RENTAL	)	Case No. 3:23-md-3071
SOFTWARE ANTITRUST LITIGATION	)	MDL No. 3071
(NO. II)	)	
	)	
	)	Hon. Waverly D. Crenshaw, Jr.
	)	
	)	This Document Relates to:
	)	ALL CASES
	)	

I, Daniel C. Hedlund, declare as follows:

1. I am a Partner at the law firm of Gustafson Luek PLLC (the “Firm”), which has performed work on behalf of the Plaintiffs in the above-captioned action (the “Action”) under the supervision and authorization of Co-Lead Counsel. I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. During the period between November 1, 2022, through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) conducting factual and legal research (ii) drafting a complaint (iii) conducting document review (iv) updating clients/class representatives on the case and helping them prepare for depositions (v) analyzing and commenting on draft settlement agreements and (vi) preparing for and taking depositions of defendants' witnesses.

3. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the Partners at Gustafson Luek PLLC who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$6,016.32 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026.

/s/ a el . edlu d
Daniel C. Hedlund

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

USTAFSON LUE PLLC
EXPENSE REPORT

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$0.00
Filing, Witness, and Other Fees	\$170.00
Online Legal and Factual Research	\$4,827. 4
Service of Process	\$0.00
Telephones/Faxes	\$0.00
Postage Express Mail	\$0.00
Transportation, Hotels, and Meals	\$ 5 .38
Internal Copy Charges	\$5 .00
TOTAL EXPENSES:	\$,01 .32

EXHIBIT E-7

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF ATE BAXTER- AUF
IN SUPPORT OF CO-LEAD COUNSEL’S MOTION
FOR AN AWARD OF ATTORNEYS’ FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES
FILED ON BEHALF OF LOC RIDGE GRINDAL NAUEN PLLP**

I, Ate Baxter- auf declare as follows:

1. I am a Partner at the law firm of Lockridge rindal Nauen PLLP (the “Firm”), which has performed work on behalf of the Plaintiffs in the above-captioned action (the “Action”) under the supervision and authorization of Co-Lead Counsel. I submit this declaration in support of Co-Lead Counsel’s application for an award of attorneys’ fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. During the period between November 1, 2022, through June 30, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) drafting, analyzing, finalizing, and filing the initial complaint, (ii) service of process of initial complaint, (iii) conducting factual and legal research into industry (ii) conducting document review and (iii) research memoranda in connection with MDL.

3. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I am one of the Partners at Lockridge Kindinger Nauen PLLP who oversaw and/or conducted the day-to-day activities in the litigation on behalf of my Firm, and we reviewed these expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation. As a result of this review, reductions were made to expenses in the exercise of billing judgment and in accordance with the directions of Co-Lead Counsel.

4. As detailed in Exhibit 1, my firm is seeking reimbursement for a total of \$5,472.15 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including June 30, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 27, 2026.

/s/ ate a ter au
ate Baxter- auf

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

LOC RID E RINDAL NAUEN PLLP
EXPENSE REPORT

November 1, 2022 through June 30, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	\$0.00
Filing, Witness, and Other Fees	\$1,407.15
Online Legal and Factual Research	\$ 23.30
Service of Process	\$1,655.00
Telephones/Faxes	\$0.00
Postage Express Mail	\$1.14
Transportation, Hotels, and Meals	\$1,485.56
TOTAL EXPENSES:	\$5,472.15

EXHIBIT E-8

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**DECLARATION OF MICHAEL J. BONI
IN SUPPORT OF CO-LEAD COUNSEL'S MOTION
FOR AN AWARD OF ATTORNEYS' FEES AND
REIMBURSEMENT OF LITIGATION EXPENSES
FILED ON BEHALF OF BONI, ZACK & SNYDER LLC**

I, Michael J. Boni, declare as follows:

1. I was a partner at the law firm of Boni, Zack & Snyder LLC (the "Firm"), which changed its name effective March 5, 2026 to Boni Law Firm LLC. The Firm has performed work on behalf of the Plaintiffs in the above-captioned action (the "Action") under the supervision and authorization of Co-Lead Counsel. I submit this declaration in support of Co-Lead Counsel's application for an award of attorneys' fees and reimbursement of expenses in connection with services rendered in the Action. I have personal knowledge of the facts set forth herein and, if called upon, could and would testify thereto.

2. During the period between November 1, 2022, through March 4, 2026, the work performed by my Firm, at the direction of Co-Lead Counsel, included, but was not limited to, the following: (i) conducting factual and legal research; (ii) conducting document review; and (iii) assisting Co-Lead Counsel in preparing for percipient witnesses.

3. The information in this declaration regarding my Firm's expenses is taken from contemporaneous expense records and supporting documentation prepared and/or maintained by the Firm in the ordinary course of business. I was the owner and managing partner at Boni, Zack & Snyder LLC, and, together with my then-partner Ben Eichel, oversaw and/or conducted the Firm's day-to-day activities in the litigation. I reviewed the Firm's expense records (and backup documentation where necessary or appropriate) in connection with the preparation of this declaration. The purpose of this review was to confirm both the accuracy of the entries as well as the necessity for, and reasonableness of, the expenses committed to the litigation.

4. As detailed in Exhibit 1, my Firm is seeking reimbursement for a total of \$452.20 in litigation expenses incurred in connection with the prosecution of this Action from November 1, 2022, through and including March 4, 2026. These charges are not duplicated in my Firm's billing rates.

5. The litigation expenses reflected in Exhibit 1 are the actual incurred expenses or reflect "caps" based on application of the following criteria:

- (a) For out-of-town travel, airfare is at coach rates.
- (b) Hotel charges per night are capped at \$450.
- (c) Individual meals are capped at \$100 per day for common benefit work.
- (d) Internal copying is charged at \$0.15 per page.
- (e) Online research charges reflect only out-of-pocket payments to the vendors for research done in connection with this litigation. Online research is billed based on actual time usage at a set charge by the vendor.

There are no administrative charges included in any of these figures.

6. The expenses incurred in this Action are reflected on the books and records of my Firm. These books and records are prepared from actual receipts, expense vouchers, credit card statements, and other source materials and are an accurate record of the expenses incurred.

7. My Firm has reviewed the expense records that form the basis of this declaration to correct any billing errors.

I declare, under penalty of perjury, that the foregoing facts are true and correct. Executed on July 28, 2026 in Philadelphia, PA.

/s/ Michael J. Boni

Michael J. Boni

EXHIBIT 1

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**IN RE: REALPAGE, INC., RENTAL
SOFTWARE ANTITRUST LITIGATION
(NO. II)**

**Case No. 3:23-md-3071
MDL No. 3071**

Hon. Waverly D. Crenshaw, Jr.

**This Document Relates to:
ALL CASES**

**BONI, ZACK & SNYDER LLC
EXPENSE REPORT**

November 1, 2022 through March 4, 2026

CATEGORY	AMOUNT
Litigation Fund Contributions	
Filing, Witness, and Other Fees	\$446.00
Online Legal and Factual Research	\$5.60
Service of Process	
Telephones/Faxes	
Postage & Express Mail	
Photocopying	\$0.60
Transportation, Hotels, and Meals	
TOTAL EXPENSES:	\$452.20