

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

TEAM SCHIERL COMPANIES and
HEARTLAND FARMS, INC., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

ASPIRUS, INC. and ASPIRUS NETWORK,
INC.,

Defendants

No. 3:22-cv-00580-jdp

Hon. James D. Peterson, U.S.D.J.

Hon. Anita M. Boor, U.S.M.J.

**DECLARATION OF DANIEL J. WALKER
IN SUPPORT OF PLAINTIFFS' REPLY IN SUPPORT OF THEIR
MOTION FOR CLASS CERTIFICATION**

I, Daniel J. Walker, hereby declare as follows:

1. I am a Shareholder of the law firm Berger Montague PC, one of the firms representing Plaintiffs Team Schierl Companies and Heartland Farms, Inc. ("Plaintiffs") and the proposed Class. I am a member in good standing of the bars of the District of Columbia and the State of New York. I have personal knowledge of the information set forth in this declaration, and if called as a witness to testify could and would testify competently to the following facts. I make this declaration in support of Plaintiffs' Reply in Support of their Motion for Class Certification.

2. The following documents are cited by Plaintiffs and are attached hereto. Plaintiffs are filing some of these documents under seal because they contain information designated as confidential under the protective order in this case, ECF 60 & 61.

3. Exhibit 1 is a true and correct copy of an unpublished order filed in *In re NorthShore University Healthsystem Antitrust Litigation*, No. 7-C-4446 (N.D. Ill. Apr. 9, 2019), ECF No. 1072.

4. Exhibit 2 is a true and correct copy of Plaintiff Team Schierl Companies' First Amended Responses and Objections to Interrogatory No. 22 of ANI's First Set of Interrogatories, dated May 15, 2025. This exhibit is filed under seal.

5. Exhibit 3 is a true and correct copy of Plaintiff Heartland Farms' First Amended Responses and Objections to Interrogatory No. 22 of ANI's First Set of Interrogatories, dated May 15, 2022. This exhibit is filed under seal.

6. Exhibit 4 is a true and correct copy of a Run Out Services Agreement between Aither Health LLC and Heartland Farms, Inc. with an effective period of January 1, 2022 through June 30, 2022, bearing Bates numbers AITHER00035 through AITHER0038. This exhibit is filed under seal.

7. Exhibit 5 is a true and correct copy of an Administrative Services Agreement between Team Schierl Companies and Aither Health LLC, effective January 1, 2021, bearing Bates numbers AVERGENT000027 through AVERGENT000060. This exhibit is filed under seal.

8. Exhibit 6 is a true and correct copy of Phillip E. Areeda & Herbert Hovenkamp, *Antitrust Law: An Analysis of Antitrust Principles and Their Application* ¶ 391 (4th & 5th ed. 2025).

9. Exhibit 7 is a true and correct copy of an excerpt from ABA Section of Antitrust Law, *Proving Antitrust Damages: Legal and Economic Issues* (2d ed. 2010).

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed on August 13, 2025, in Washington, D.C.

/s/ Daniel J. Walker
Daniel J. Walker

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on August 13, 2025, a true and correct copy of the foregoing was filed with the Court via the CM/ECF system, which will send a Notice of Electronic Filing to all counsel of record. In addition, a true and correct copy of the sealed version was served upon counsel of record for Defendants via email.

Dated: August 13, 2025

/s/ Timothy W. Burns
Timothy W. Burns