

COHELAN KHOURY & SINGER

Isam C. Khoury (SBN 58759)
ikhoury@ckslaw.com
Michael D. Singer (SBN 115301)
msinger@ckslaw.com
Jeff Geraci (SBN 151519)
jgeraci@ckslaw.com
Rosemary C. Khoury (SBN 331307)
rkhoury@ckslaw.com
605 C Street, Suite 200
San Diego, CA 92101
Tel: (619) 595-3001/Fax: (619) 595-3000

LAW OFFICE OF SAHAG MAJARIAN II

Sahag Majarian (SBN 146621)
sahagii@aol.com
Garen Majarian (SBN 334104)
garen@majarianlawgroup.com
18250 Ventura Blvd.
Tarzana, CA 91356
Tel: (818) 609-0807/Fax: (818) 609-0892

Attorneys for Rebecca De Benning, on behalf of herself
and all others similarly situated

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SACRAMENTO

REBECCA DE BENNING, on behalf of
herself and all others similarly situated,

Plaintiff,

v.

COSTCO WHOLESALE CORPORATION,
a Washington Corporation; and Does 1
Through 10, Inclusive,

Defendants.

Case No. 34-2021-00309030
ASSIGNED FOR ALL PURPOSES TO:
The Honorable Jill H. Talley
Department 25

CLASS ACTION

**DECLARATION OF CHRIS LONGLEY ON
BEHALF OF ATTICUS ADMINISTRATION
LLC
(PROPOSED SETTLEMENT
ADMINISTRATOR)**

Date: October 28, 2022
Time: 9:00 a.m.
Dept: 25
Judge: Honorable Jill H. Talley
Reservation: # 2667995

Complaint filed: September 30, 2021
Trial date: Not set

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

3
4
5
6

7
8
9

- 0
- 1
- 2
- 3
- 4

5
6
7
8

9
20
21
22

23
24
25
26
27

1 7. In accordance with the terms of the Settlement Agreement in this case, Atticus
2 will mail the Notice of Settlement, upon preliminary approval, to respective Class Members to
3 their last known address via pre-paid postage first class mail through the United States Postal
4 Service. Prior to mailing the Notice of Settlement, Atticus will verify the last known address
5 using the National Change of Address (NCOA) database maintained by the United States Postal
6 Office, and if an updated address is found, that updated address shall be used in lieu of the last
7 known address and be treated as the new last known address for purposes of this mailing and
8 subsequent mailings. Any Notices of Settlement that are returned will be processed, skip-traced
9 and re-mailed as outlined in the Settlement Agreement, three business days (3) after the Notice
10 is returned for address correction.

11 8. Atticus uses a variety of tools for skip-tracing purposes in order to find addresses
12 that have no forwarding location. These tools include Experian, and other professional resources
13 like Experian to locate Class Members. In some instances, Atticus will also hire professional
14 skip-tracing firms to locate missing Class Members for noticing purposes and to subsequently
15 distribute funds to Class Members. Until Atticus reviews the data file in the above captioned
16 case, we do not yet know what the best course of action will be to contact those Class Members
17 who do not have forwarding address information on file.

19 9. Atticus has agreed to a fee to administer the above captioned case, for
20 approximately \$128,682. This fee includes all normal costs to administer a settlement, including
21 mailing, printing, skip-tracing and NCOA searches in preparation of mailing the notice packet.
22 All costs associated with communications, including live telephone support, and 800 toll-free
23 number, and a settlement informational only website. All costs associated with the distribution
24 of settlement awards, including payment calculations, qualified settlement account and account
25 management and QSF tax reporting. Costs also include employment and award tax reporting,
26 including the issuance of W-2's and 1099 tax forms to class members who do not opt out of the
27 settlement. Project management time is included in costs, in which we estimate a total of 98
28

1 hours of project time for this matter. The fee is fixed and capped at the quoted price, subject to
2 no additional scope changes.

3
4 **I declare under penalty of perjury under the laws of the United States and of the**
5 **State of Minnesota that the foregoing is true and correct to the best of my knowledge.**

6 **Executed on this 3rd day of August 2022 in Saint Paul, Minnesota.**
7
8

9 
10 Christopher Longley | CEO
11 Atticus Administration, LLC
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A



Founded in August 2016, Atticus has administered 701 settlements and has distributed more than \$916 million in award payments. Collectively, the Atticus team has over 125 years of industry experience, has managed over 3,000 settlements, and has distributed more than \$3 billion. Below is a partial listing of our cases, and the cases that our team has managed during their careers.

Partial listing of Atticus' current cases and References

- Birbower v Quorn Foods Inc. -Consumer Food Labeling
- Guillen v AAA Limo-Consumer Finance
- Zamudio v Underground Rocket-CAFA
- Sears Trust-Data Breach
- Noll v Oxford-FLSA
- Kendall v Cubesmart-Data Breach/Consumer
- Moskowitz v Atlanta Hawks-FACTA
- Santos v River Credit Works
- Tirado v Deluxe Auto Sales-Consumer Finance
- Chung v Alliance One-FDCPA
- Raff v Safeviah-Consumer Finance
- Diaz v Azona-Wage & Hour
- Rosinbaum v Flowers Foods
- Marroquin v Premium Packaging-FLSA
- Hernandez v So Molo CO-FLSA
- The Bakery v Kenneth Pritt et al-Mass Tort
- Ramirez v Milton Roy-Wage & Hour
- Meyers v bebe Stores-TCPA
- Isabel Marquez v Tanimura & Antle-FLSA
- Camacho v Southwest Harvesting-FLSA
- Velasquez v SMD-Wage & Hour
- Right at Home Settlement-Consumer
- Park v United Collections-FDCPA
- McGlenn v Sprint-FLSA
- Redon v La Esperanza Farms-FLSA
- Home Advisor Settlement
- Morales v OPARC-Wage & Hour
- Loness v US Legal Services-Consumer Fraud
- In Re Managed Care Solutions-Healthcare Anti-Trust
- Kruzell v Suncoast Credit Union-FCRA
- Comofort v Fernandez Brothers-Wage & Hour
- Harris v General Motors-FCRA
- Jillal v Diesel Services-FLSA



- Padilla v Valadeo-Wage & Hour
- Coyle v Flowers-FLSA
- Espinoza v Alicia Accoyo-Wage & Hour
- Santiago v Northland Group-Insurance
- Viesse v Tacoma Screw-FACTA
- Matthews v Red Hill Country Club
- Tharpe v Sprint Corp
- USI Settlement
- Benefield v Springco Metal Coatings
- Watkins v Pressler Pressler
- Thomas v Goodman Manufacturing
- Bruce v Del Monte Foods
- Best v Twins Towing Inc
- Ahmed v Beverly Hills Rehabilitation Services
- Cook v Window Nation
- Costco-46 State FLSA
- Meyers v Mathis Brothers
- Vela-Cruz v AG Transport
- Ayala et al v Olsen Brothers Ranches
- Big Saver Foods-FACTA Settlement
- Huynh v Parker -Hannifin Corp
- Soto v Vander Tuig Dairy
- Vinnitsky v LA Overnight
- Molando v Dayton Superior
- Party City-FACTA Settlement
- Wesco Aircraft Hardware Corporation Settlement
- Russell v KeHE Distributors
- Exact Staffing Settlement
- Allard v MEd Impact
- Escalata v La Tapatia Mexican Market
- Massarani v Waterman
- Martinez v Providence Farms
- Milo's Chicken Jerky Settlement (Mawbry v Milo's Kitchen-Consumer Protection)
- Wall v Hewlett Packard Industries
- Daisy Castro v Caterpillar Logistics
- Schucker v Flowers Foods International
- Vega v BAR Dairy
- Xcel Health Settlement-Data Breach
- McCurley v Derst Bakery
- Rosenbloom v Jets Pizza
- Marquez v D 'Arrigo Brothers
- Johnson v Thomson Reuters
- Caudle v Sprint Cellular
- Ciaz v ND Travel Nurses
- Sparks v Service Finance Company
- Smentek v Sheriff of Cook County (Civil Rights)



- Ibanez v OC Burger Boys
- De La Rosa v Coca Cola
- Porreca et al v Flowers Baking Company
- Event Merchandising Settlement
- Lopez c George Amaral Ranches
- JKM Trading Settlement
- Crema v New Jersey National Golf Club
- Diaz v Arcona Farms
- Flowers Texas Settlement
- Miller v Flowers Foods of North Dakota
- Flowers Global Settlement
- Ali v Sutter Valley Medical-HIPAA Breach
- Douillard v Sprint Cellular
- Patterson v Volkswagen
- Johnson v Oxnard Automotive Exchange
- Goh v NCR Corporation
- Blackburn v APTIM Services
- SIP ERISA Settlement
- Rench v HMI-Wage & Hour
- Matise v Dun & Bradstreet-Wage & Hour
- Lazy Boy Furniture Galleries Settlement-Wage & Hour
- Gruma Bakeries FLSA Settlement
- Flowers Global FLSA Settlement
- Bennett v Alorcia-PAGA
- Shachno v Pendry-PAGA/ Wage and Hour
- Gray v HCI-BIPA
- Jimenez v The Growers Company
- Supplemental Income Trust Settlement-ERISA
- Reyers v Unified Grocers
- Lyons v Green
- Manni v Lazy-Boy
- Carter v Bed Bath & Beyond-Data Breach
- Wall v Ashbritt
- Schulte-BIPA Settlement
- Carrillo v Mabry Management-PAGA/ Wage & Hour
- Fisher v Behavioral Health Services-PAGA/ Wage & Hour
- OFCCP v Sprint
- Boehm v BMW North America
- Carter v City of Ferguson-(Civil Rights)
- Gould v Farmers Insurance-TCPA
- Juarez v Laguna Farms-PAGA
- Power v Sandbox Logistics
- Andrews v Prestige Care-PAGA
- Foster v Advantage Sales
- Deak v In and Out Burger-PAGA
- EEOC v Hathaway



- Abdul-Ahad v Associated Courier
- Baudette v McDonough, Dept of Veterans (VA Settlement)
- Bethmann v County of St. Charles (Civil Rights)
- Parrish v Sheriff of Cook County (Civil Rights)
- Whitney v Sheriff of Cook County (Civil Rights)
- Kane v Sheriff of Cook County (Civil Rights)
- Carter v Michigan Department of State Police (Civil Rights)
- Clay v Sheriff of Cook County (Civil Rights)
- In Re Cottonwood Financial (DBA The Cash Store)-Consumer Financial Protection Bureau
- Isley v BMW
- In Re Galileo Learning-CFPB/Bankruptcy
- Bell v Michigan State Police (Civil Rights)
- Hernandez v City of Houston (Civil Rights)
- MacDonald v CashCall
- McNeil v Giles County (Civil Rights)
- Moore v Department of State Hospitals (Civil Rights)
- Noll v Flowers Foods
- Party City FACTA-2
- AMEX-Data Breach
- Piland v Gameface
- Spack v Transworld Entertainment
- The Body Shop FACTA
- Turner v Walmart
- Wallack v AT&T Mobility
- Williams v Equitable Acceptance Corp
- Ybarra v SIP 401k-ERISA Class Action
- Ylvisaker v Clarkson Eyewear-Complex Sales Tax
- Youmans v CPS
- Bootman Settlement
- Zamora v Walgreens-PAGA
- Wakefern Foods-NLRB Settlement
- TPH v BSFC-Medical Records HIPAA Data Breach Disclosure
- Mullins v Data Mgmt-Data Breach
- Caddick & Bertino v Tasty Foods
- USA v Omega Ent
- Williams v Equitable Acceptance Corp-Consumer Fraud, Data Breach
- Nunes v Home Depot
- Cantowine Settlement-Civil Rights
- The Cellular Connection
- Warsame v Michigan State Highway Patrol-Civil Rights
- Signature Consultants-FCRA
- Walgreens-PAGA
- Nucci v Rite Aid
- Hammond -Data Breach
- McShane HIPAA Medical Disclosure Breach
- Hudson v Valley High Hospital-Data Breach



- Rael v Intercontinental Hotel
- Shopko Settlement-Employee Data Breach
- Body Shop-FACTA
- Rough v Costco
- Baylog v Hashflare
- Medranno v Flowers Foods
- Wilk v Sketchers
- Rowe v Ulta Salon
- Guidry v Dow Chemical-Mass Tort
- Allianz Settlement-Data Breach
- Activision-PAGA
- Shami v Tubby Todd Bath Co-Data Breach

Partial listing of cases the Atticus Team has managed

- Tardiff v. Knox Count
- Nilsen v. York Count
- Tyler v. Suffolk Count
- Braun v. Walmart
- Lundeen v Canadian Pacific Railroad
- Frank v. Gold'n Plump Poultry
- Mass tort Guidant defibrillator
- Cazenave v. Sheriff Charles C. Foti
- Brecher v. St. Croix County
- McCain v. Bloomberg-Data Breach
- Carnegie v Household
- High Sulfur Gasoline Product Liability Shell Oil
- Merrill Lynch Securities Litigation
- Merrill Lynch Data Breach
- Target Data Breach-Financial Institutions
- McKesson HBOC Securities Litigation
- Raytheon Co. Securities Litigation
- Bokusky v. Edina Realty
- Applied Card Bank Credit Card Litigation-Data Breach
- Sun Country Employee Litigation
- Dupont Chemical Pollution Litigation
- Haight v Bluestem Brands, Inc. -TCPA
- Dugan v TGIF-Wage and Hour/FLSA
- Dunkel v Warrior Energy-Energy-Wage & Hour
- Shelby v Miller Investment Group-Consumer Finance
- Salas v Watkins Manufacturing-FLSA
- Dull v IPS-Energy Sector Wage & Hour
- Wallach v FFG-TCPA
- Bourgeoisie v City of Baltimore-Consumer Fees
- Brown v Alley-FLSA
- Turner v ACD-Wage & Hour
- Villa v San Francisco 49'ers-Consumer Fees
- Thomas v Solvay
- Reid v Unilever-Mass Tort
- Zeller v PDC Corporation-FLSA
- Murr v Capital One-Consumer Fraud
- Redman v City of Chicago- FACTA
- Ernst v Sterling-Dish Case-Consumer Fraud
- Ott-Publix-FLSA
- Ellsworth v US Bank-Consumer Finance
- Vidra v Midland Financial-Consumer Finance
- Vu v Performance Recovery
- Freeman v Berkeley Packaging-FLSA



- Martin v JTH-TCPA
- Walker v Core Power Yoga-Wage & Hour
- Froberg v Cumberland Packaging-Stevia in the Raw Settlement-False Labeling
- Debarsekin v L2T-FLSA & Wage and Hour
- Gay v Tom's of Maine-False Labeling
- Templeton Rye -False Labeling
- Belardes v Farm Fresh to You-FLSA
- Tin Cup Settlement-False Labeling
- Johnson v ScanSAT-Medical Billing Data Breach
- Garcia v EJ Amusement-FLSA and Wage & Hour
- Doran v Forever Grand Vacations-Consumer Fraud- Time Share
- Velasco v Chrysler Corp-Recall
- Covell v Sleep Train-Wage & Hour
- Torres v Kwon Yet Lung-FACTA
- Redman v IMAX-FACTA
- Target Data Breach-Financial Institutions
- In Re Motor Fuel- Hot Fuel Case- Consumer Fraud
- Haight v Bluestem-TCPA
- Martin v JTH-TCPA
- In Re Target Data Breach-Financial Institutions

Management Team

Chris Longley, JD – CEO and Co-Founder – Former President of Dahl Administration, a nationally recognized Claims Administration Company. Licensed Attorney (Retired Status), admitted to practice Minnesota, 8th Circuit and United States Supreme Court. During Longley's Tenure at Dahl, he successfully managed some of the highest profile cases in the last few years, including *In Re Motor Fuel* (Hot Fuel), an all- digital notice campaign with over 160 mm class members in 36 states and US Territories, and the Target Data Breach- Financial Institutions Settlement.

Bryn Bridley – Director of Project Management – Bryn has over 19 years of Project Management experience within the industry, having worked with two large Settlement Administrators, Rust Consulting and Dahl Administration. Bryn's past claims administration work included the day-to-day activities of several high- profile consumer, employment and other types of cases. Bryn has extensive experience with CAFA Notices and Class Certification campaigns. Bryn is an honor's graduate of the University of Minnesota-Duluth and enjoys running and camping in her free time.

Joel Prest – Director of Technology – Joel has 15 years of experience with software development and project management. Joel has expertise in designing scalable solutions to allow end users to work more efficiently with easy-to-use applications. Joel's prior work history includes



Human Resource Management, which allows him to understand system payroll needs, HIPPA, and tax requirements necessary for employment related cases.

Jim Hardy, CPA (Inactive) – Co-Founder and CFO – Prior to co-founding Atticus, Jim held finance leadership positions over a twenty-year period in a variety of industries (contract manufacturing - implantable medical devices, sheet-fed printing, and commodity trading) where the wide-range of responsibilities and challenges from these experiences has enabled him to develop a versatile set of finance, administrative and operations skills.

Mike Gelhar – Practice Director, Employment & Treasury – Mike brings over 20 years of payroll experience in the employment law practice area. Along with his payroll knowledge, Mike is also bringing his work experience as he managed the processing and distribution of one of the nation's largest Labor and Employment administrators. These cases ranged from a few hundred claimants to over 700,000 claimants in all 50 states, including Puerto Rico.