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12 Attorneys for Plaintiffs RALPH GRAY, JR.; DAVID JARRELL;
13 ROBERT MILLEMAN; ORVILLE OSBORNE; JEFFREY
14 SNYDER; and DENNIS SPOHR and certified classes

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

11 **IN AND FOR THE COUNTY OF SONOMA**

12 RALPH GRAY, JR.; DAVID JARRELL;
13 ROBERT MILLEMAN; ORVILLE
14 OSBORNE; JEFFREY SNYDER; and
15 DENNIS SPOHR on behalf of themselves
16 and other similarly situated,

15 Plaintiffs,

16 v.

17 HANSEL FORD, INC.,

18 Defendant.

CASE NO.: SCV258850

*Assigned for all purposes to the
Honorable Patrick Broderick, Dept. 16*

**DECLARATION OF TIM CUNNINGHAM
(ON BEHALF OF CPT GROUP, INC.)
WITH RESPECT TO NOTIFICATION AND
SETTLEMENT ADMINISTRATION**

*[Memorandum of Points of Authorities; Notice
of Motion; and Proposed Order filed
concurrently herewith]*

Date: December 15, 2021
Time: 3:00 pm
Dept: 16

TAC Filed: October 14, 2021
SAC Filed: September 21, 2016
FAC Filed: June 7, 2016
Complaint Filed: May 24, 2016
Trial Date: None

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1 5. On September 1, 2021, CPT caused a National Change of Address (NCOA)
2 database search to be performed in attempt to update the mailing list of addresses as accurately as
3 possible. A search of this database provides updated addresses for any individual who has moved
4 in the previous four years and has notified the U.S. Postal Service of his or her change of address.

5 6. The Notice was enclosed in an envelope with the individual Class Member's name
6 and known address printed on the envelope. On September 10, 2021, the Notice was mailed via
7 U.S. First-Class Mail to all one hundred nine (109) Class Members. The Notice indicated a
8 deadline date of October 25, 2021, to dispute the total number of work weeks, to object or request
9 exclusion from the settlement.

10 7. As of the date of this declaration, six (6) Notices were returned to our office by the
11 U.S. Post Office, zero (0) of which were provided a new address by the Post Office. For the
12 remaining six (6) Notices, CPT performed a Skip Trace on all returned mail without a forwarding
13 address using Accurant, one of the most comprehensive address databases available. It utilizes
14 hundreds of different databases supplied by credit reporting agencies, public records and a variety
15 of other national databases.

16 8. As a result of skip trace effort or re-mail requests from Counsel or the Class
17 Members themselves, a total of ten (10) Notices have been re-mailed to date. As of the date of
18 this declaration, CPT reports a total of two (2) undeliverable Notices, as no better address was
19 provided from the Post Office or obtained through Skip Trace.

20 9. As of the date of this declaration, CPT has received zero (0) requests for exclusion,
21 zero (0) objections, and zero (0) disputes regarding workweeks.

22 10. As of the date of this declaration, CPT reports a total of one hundred nine (109)
23 Settlement Class Members remain in the Class, representing 100.00% of the Class.

24 11. The Total Settlement Amount is \$1,350,000.00 and will have the following
25 anticipated deductions: attorneys' fees of \$388,253.00, litigation costs of \$55,823.43,
26 enhancement awards to the Class Representatives totalling \$18,000.00, and CPT's settlement
27 administration expenses of \$7,500.00.

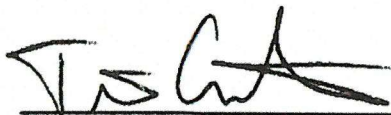
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1 12. Based on estimated settlement calculations at this time, the highest settlement
2 amount is estimated to be \$27,566.98 and the average settlement amount is estimated to be
3 \$8,077.28.

4 13. CPT will charge a total of \$7,500.00 in costs associated with the administration of
5 the settlement. This includes all costs incurred to date, as well as estimated costs involved in
6 completing the settlement.

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8 I declare under penalty of perjury under the laws of the State of California that the
9 foregoing is true and correct and that this declaration is executed on this 16th day of November,
10 2021, at Irvine, California.

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TIM CUNNINGHAM

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ATTORNEYS FOR DEFENDANT

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