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 COATINGS, INC.

STATE OF CALIFORNIA
SUPERIOR COURT FOR THE COUNTY OF MADERA
(UNLIMITED DIVISION)

KENNETH MILLER, on behalf of himself
 and all others similarly situated, and the
 general public,

Plaintiff,

v.

BARRIER SPECIALTY ROOFING &
 COATINGS, INC., a California Corporation;
 and DOES 1 through 50, inclusive,

Defendants.

Case No.: MCV089466

**DECLARATION OF BLAIR CUNNINGS
 RE CY PRES AND PRELIMINARILY
 APPROVAL MOTION**

Complaint Filed: May 15, 2023
 Trial Date: None Set

I, Blair Cummings, declare:

1. I am the owner and president of Defendant Barrier Specialty Roofing & Coatings, Inc. I have personal knowledge of the facts set forth below and if called upon as a witness could and would testify competently to said facts.

3. There exists no relationship between Marjoree Mason Center and any owner, officer, director or manager of my company. Further, I am informed and believe that my attorneys have no relationship with Marjoree Mason Center.

Blair Cunnings (Jun 11, 2025 09:44 PDT)

Blair Cunnings

PROOF OF SERVICE
(CODE CIV. PROC. § 1013A(3))

STATE OF CALIFORNIA, COUNTY OF FRESNO

I am employed in the County of Fresno, State of California. I am over the age of 18 years and am not a party to the within action; my business address is 5260 North Palm Avenue, Suite 400, Fresno, California 93704.

On June ____, 2025, I served the following document(s) described as **DECLARATION OF BLAIR CUNNINGS RE CY PRES AND PRELIMINARILY APPROVAL MOTION** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

SEE ATTACHED SERVICE LIST

- ☐ **BY MAIL:** I deposited such envelope in the mail at Fresno, California. The envelope(s) was mailed with postage thereon fully prepaid. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing an affidavit.
- ☐ **BY OVERNIGHT COURIER:** I sent such document(s) on June 10, 2025, by with postage thereon fully prepaid at Fresno, California.
- ☐ **BY FAX:** I sent such document by use of facsimile machine telephone number (559) 473-1483. Facsimile cover sheet and confirmation is attached hereto indicating the recipients' facsimile number and time of transmission pursuant to California Rules of Court Rule 2.306. The facsimile machine I used complied with California Rules of Court Rule 2.301(3) and no error was reported by the machine.
- ☐ **BY PERSONAL SERVICE:** I placed the above document in a sealed envelope. I caused said envelope to be handed to our messenger service to be delivered by hand to the above address(es).
- ☒ **BY EMAIL:** I sent such document by use of email to the email address(es) above. (CCP § 1013(a)) Such document was scanned and emailed to such recipient and email confirmation is attached hereto indicating the recipients' email address and time of receipt pursuant to CCP § 1013(a).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on June ____, 2025, at Fresno, California.

Faye M. Petrie

SERVICE LIST

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2025.6.10 - Declaration of Blair Cunnings re Cy Pres and Preliminarily

Final Audit Report

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 Signer blairc@barrierroofing.com entered name at signing as Blair Cunnings
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