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11 individually, and on behalf of  
12 all others similarly situated

13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

15 GARY DAVIS, an individual; on  
16 behalf of himself, and as PRIVATE  
17 ATTORNEY GENERAL, and on  
18 behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 CHASE BANK U.S.A., N.A., a  
22 Delaware corporation; and DOES 1  
23 through 50, inclusive,

24 Defendants.

Case No. CV 06 4804 DDP (PJWx)

Honorable Dean D. Pregerson

**DECLARATION OF  
WYATT LIM-TEPPER RE:  
PLAINTIFF'S SUPPLEMENTAL  
REPORT REGARDING OPT-OUTS  
AND OBJECTIONS IN SUPPORT  
OF MOTIONS FOR (1) FINAL  
APPROVAL OF SETTLEMENT  
AND (2) ATTORNEYS' FEES AND  
EXPENSES AND SERVICE  
AWARDS**

**[Plaintiff's Supplemental Report Filed  
Concurrently]**

**Date: October 27, 2014**  
**Time: 11:00 a.m.**  
**Courtroom: 3**

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Attorneys for Plaintiff  
GENE CASTILLO, individually,  
and on behalf of all others similarly situated

**DECLARATION OF WYATT LIM-TEPPER**

I, Wyatt Lim-Tepper, do hereby state and declare as follows:

1. I submit this declaration in order to provide the Court and the parties to the above-captioned litigation with supplemental information regarding the provision of notice to the Settlement Class and requests for exclusion and objections. I am over 21 years of age and am not a party to this action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

2. This declaration is submitted as a supplement to my earlier declaration submitted with the Motion for Final Approval of Settlement and Motion for Attorneys' Fees and Expenses and Service Awards. (Docket No. 344.)

3. I am employed as a case manager by Gilardi & Co. LLC ("Gilardi"). Gilardi was retained to, among other tasks, prepare and execute the approved Notice plan in this matter, which includes: (i) establishing the Settlement Website, and (ii) delivering the Notice to Settlement Class Members via U.S. mail. I oversaw the settlement administration services Gilardi provided in this matter.

4. On August 4, 2014, Gilardi mailed 438,969 Postcard Notices to all Settlement Class Members on the master mailing list. Since mailing the Postcard Notice to the Settlement Class Members, Gilardi has received Postcard Notices returned by the United States Postal Service with undeliverable addresses for 37,695 Class Members. Gilardi performed a "skip trace" search for these Class Members and found 32,024 new addresses. Gilardi then re-mailed Postcard Notices to the updated addresses. As of September 23, 2014, the total number of Postcard Notices Gilardi re-mailed is 32,024.

5. Gilardi has received no objections as of September 23, 2014. As of that date, Gilardi has received 22 timely opt-outs (Requests for Exclusions), and 1 untimely opt-out. A list of Class Members that timely requested exclusion is attached hereto as Exhibit A.

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I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct and that this declaration is executed this 24th day of September, 2014, at San Rafael, California.



WYATT LIM-TEPPER

# **EXHIBIT A**

Davis v. Chase Bank  
Timely Requests for Exclusion as of September 23, 2014

	<u>First Name</u>	<u>Last Name</u>
1	VICKY	WILLIAMS
2	JUANITO D	DOCE
3	RICHARD T	RODARTE
4	CLARICE	MIRZAKHANIAN
5	GENEE B	ALEKSANDROVI
6	AMY L	NORRIS
7	PEDRO	GOMEZ
8	VERONICA E	SIY
9	GORDON	TAM
10	THOMAS	CONDOS JR
11	ROBIN B	HANSEN
12	SANDRA	PIMENTEL
13	THIRIN	HAS
14	LIDA	SALAS
15	EDWARD	SANCHES
16	SCOTT A	BIDNICK
17	CHARLA	PINNEY
18	CHARLES J	YI
19	WAYNE E	WHITE
20	GERALDIN D	DENSER
21	ELAINE	HANLEY
22	JOSEPH	MEZA

**CERTIFICATE OF SERVICE**

I hereby certify that, on September 24, 2014, a true and correct copy of the foregoing DECLARATION OF WYATT LIM-TEPPER RE: PLAINTIFF'S SUPPLEMENTAL REPORT REGARDING OPT-OUTS AND OBJECTIONS IN SUPPORT OF MOTIONS FOR (1) FINAL APPROVAL OF SETTLEMENT AND (2) ATTORNEYS' FEES AND EXPENSES AND SERVICE AWARDS was filed electronically and served by U.S. Mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by facsimile to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

s/ Elia Ramirez  
Elia Ramirez