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14 *Interim Settlement Class Counsel*

15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA**
17 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et al.*,

20 Plaintiffs,

21 v.

22 AMPLIFY ENERGY CORP., *et al.*,

23 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

DECLARATION OF LEXI J. HAZAM IN SUPPORT OF MOTIONS FOR FINAL SETTLEMENT APPROVAL, PLANS OF DISTRIBUTION, AND ATTORNEYS' FEES AND COSTS

Date: April 24, 2023
Time: 8:30 a.m.
Judge: David O. Carter
Courtroom: 10A

1 I, Lexi J. Hazam, declare:

2 1. I am a partner in the law firm of Lief, Cabraser, Heimann &
3 Bernstein, LLP (“LCHB” or “Lief Cabraser”), and serve as Court-appointed
4 Interim Settlement Class Counsel (“Class Counsel”) for the Plaintiffs in this action.
5 I have personal knowledge of the facts set forth in this Declaration based on my
6 day-to-day participation in the prosecution and settlement of this case, and, if called
7 as a witness, could and would testify competently to them.

8 2. I submit this declaration in support of Plaintiffs’ motions for final
9 approval of the proposed Settlement and for approval of the Plans of Distribution,
10 as well as Interim Settlement Class Counsel’s motion for an award of attorneys’
11 fees, expenses, and class representative service awards.

12 **A. Settlement Approval**

13 3. Since being appointed Interim Co-Lead Class Counsel (Dkt. 38), my
14 co-counsel and I have personally supervised and directed every aspect of the
15 prosecution and resolution of this litigation on behalf of the Plaintiffs and the
16 Settlement Classes.

17 4. The parties reached a settlement in principle in August 2022, and
18 finalized the Settlement Agreement in mid-October 2022. *See* Dkt. 476-4.

19 5. The parties and their counsel participated in a formal full-day
20 mediation with Judge Layn Phillips (Ret.) and Judge Sally Sushan (Ret.) on June 2,
21 2022, in addition to informal negotiations and telephone conferences over this same
22 time. The parties separately negotiated settlement amounts for the Property Class,
23 Fisher Class, and Waterfront Tourism Class. After reaching an agreement in
24 principle, the parties worked diligently to draft the Settlement Agreement, notices,
25 and other settlement exhibits, and to select the proposed Settlement Administrator.
26 Following preliminary approval, Plaintiffs worked with the Administrator to
27 execute the notice plan, and prepared the Plans of Distribution and associated
28 claims documents, including the claim form.

1 6. In my judgment, Class Counsel have the skill and experience to judge
2 the strengths and weaknesses of the case based on the significant discovery
3 conducted to date, and as a result of a complex mediation session that involved
4 detailed mediation statements and supporting exhibits addressing liability and
5 damages, including expert reports, rebuttal declarations, and rebuttal expert reports.
6 As the mediator reported, “[t]he work that went into the mediation statements and
7 competing presentations and arguments was substantial.” Dkt. 476-2 (Declaration
8 of Layn Phillips in Support of Plaintiffs’ Motion for Preliminary Approval) ¶ 5.

9 7. It is my judgment and the judgment of all Class Counsel that the
10 proposed Settlement is an excellent result, readily meets the Rule 23 “fair,
11 reasonable, and adequate” standard, and is in the best interests of the Classes.
12 Further, the Plans of Distribution represent a fair and equitable allocation of the
13 settlement proceeds grounded in the classwide damages models Plaintiffs’ experts
14 developed, and that Class Counsel were prepared to present at trial.

15 **B. Class Counsel’s Litigation Efforts**

16 8. Class Counsel have previously submitted materials and presentations
17 describing their qualifications and experience in complex class action litigation and
18 settlement. *See* Dkt. 38 (appointing Interim Co-Lead Counsel after considering their
19 presentations).

20 9. Class Counsel recognized this was a risky case to take on a
21 contingency basis. Class Counsel, along with attorneys working at their direction,
22 devoted thousands of hours and advanced hundreds of thousands of dollars in
23 litigation expenses, with no guarantee of reimbursement. Both class certification
24 and merits arguments would turn on highly technical and expert-driven factual
25 disputes and interpretations of class action and maritime law, federal law, and
26 California tort law.

27 10. At the outset, given the breadth of the oil spill and potential claims,
28 Class Counsel worked to prepare a detailed consolidated amended class action

1 complaint in early 2022 (Dkt. 102). The 82-page complaint contained detailed
2 factual allegations against Amplify and the Shipping Defendants, and was the result
3 of putative Class Representatives’ and Class Counsel’s highly intensive
4 investigation of the oil spill. Plaintiffs have twice-amended their Complaint to
5 expand and refine their allegations and claims in this fast-paced and highly complex
6 litigation. Plaintiffs’ operative pleading in this lead case is now the 110-page
7 Second Amended Consolidated Complaint (“SAC”), filed on October 4, 2022. Dkt.
8 454.

9 11. Plaintiffs brought claims against the Amplify Defendants for strict
10 liability under the Lempert-Keene-Seastrand Oil Spill Prevention and Response Act
11 (California Code Section 8670, *et seq.*) and the Oil Pollution Act of 1990 (33
12 U.S.C. Section 2701, *et seq.*), and under the common law for ultrahazardous
13 activities. Plaintiffs also brought common law claims against the Amplify
14 Defendants for negligence, public nuisance, negligent interference with prospective
15 economic advantage, trespass, and continuing private nuisance. Finally, Plaintiffs
16 brought a claim for violation of California’s Unfair Competition Law, Cal. Bus. &
17 Prof. Code § 17200, *et seq.* Dkt. 454, ¶¶ 236-347.

18 12. The volume and pace of the discovery conducted in this case to date
19 has been very substantial. Immediately following their appointment as Interim Co-
20 Lead Counsel, Class Counsel negotiated search protocols with Amplify to facilitate
21 discovery. This process involved lengthy negotiations on ESI parameters, including
22 custodians, search terms, and non-custodial data sources. After these months-long
23 negotiations, Plaintiffs and Amplify agreed to a 21-page Document and
24 Electronically Stored Information Production Protocol (Dkts. 96 (Stipulation) 99
25 (Order) and a protocol for removing and preserving of portions of the damaged
26 pipeline (Dkts. 119 (Amended Stipulation), 121 (Order).

27 13. These agreements set into motion rapid-fire, highly technical, and
28 voluminous discovery. In response to document requests served by Amplify on the

1 putative Settlement Class Representatives, Plaintiffs collected 8 GB of data for
2 search and review. Dkt. 476-3 (Hazam Decl. in support of Preliminary Approval
3 (“Hazam Prelim. Decl.”) ¶ 24. Plaintiffs also supplemented their Rule 26(a) initial
4 disclosures in January 2022, and subsequently amended these disclosures in
5 February 2022.

6 14. For their part, Plaintiffs served voluminous sets of document requests
7 on Amplify, in response to which it produced over 362,000 documents. *Id.* ¶ 25.
8 Interim Settlement Class Counsel was charged with comprehensively reviewing
9 and analyzing Amplify’s documents, which required substantial time by counsel
10 and consultation with experts and consultants. *Id.* ¶ 14. These documents included
11 highly technical topics such as Shoreline Cleanup Assessment Technique data
12 relating to oil fate and data sets related to pipeline integrity. *Id.* ¶ 25.

13 15. Finally, discovery efforts were highly contentious throughout, and
14 were successful only due to Class Counsel’s dogged meet and confer efforts,
15 closely negotiated stipulations and informal agreements, and litigation of multiple
16 discovery disputes.

17 16. The Parties brought many disputes before the Special Master Panel
18 (“SMP”) appointed by the Court to oversee discovery. Dkt. 38, § IV. Among these
19 disputes was a dispute regarding the release of California Department Fish and
20 Wildlife (“CDFW”) historical fishing data. The Parties briefed and argued the
21 scope of the data to be released before the SMP. The SMP issued an order, which
22 prompted the parties to stipulate to the release of certain CDFW data. Dkts. 301,
23 309.

24 17. The Parties also briefed and argued the scope of the releases Amplify
25 executed with claimants in its claim process pursuant to the Oil Pollution Act
26 before the SMP. As a result, Amplify’s modified the form and scope of its releases.

27 18. In response to Plaintiffs’ allegations in their First Amended
28 Consolidated Complaint, Amplify filed a comprehensive motion to dismiss, raising

1 numerous and complex issues, including, for example: the preemption of Plaintiffs'
2 state law claims; the applicability of maritime law to Plaintiffs' claims; the
3 applicability of, and compliance with, the Oil Pollution Act's presentment
4 requirements; the permissible categories of damages recoverable through the Oil
5 Pollution Act; and various doctrines of California law, including the economic loss
6 rule. Dkt. 151. Plaintiffs then researched, drafted, and filed an opposition brief
7 challenging each of these arguments, and Amplify lodged a reply in support. Dkts.
8 225, and 250. Those briefs reveal the strengths of Plaintiffs' claims, but also the
9 risks Plaintiffs faced in advancing them.

10 19. In this context, the parties agreed to commence settlement negotiations
11 in earnest.

12 20. In advance of the mediation, Plaintiffs and Amplify prioritized
13 discovery related to classwide damages. Plaintiffs engaged some of the same
14 experts who survived *Daubert* challenges in similar litigation, *Andrews v. Plains*
15 *All American Pipeline, L.P.*, No. 2:15-cv-04113-PSG (C.D. Cal.), a class action
16 lawsuit on behalf of businesses and property owners harmed by the Refugio oil
17 spill. These experts include a renowned oil fate and transport expert, an expert in
18 the field of real estate damages, an economist, and a marine scientist, who
19 submitted confidential preliminary reports for purposes of the mediation to support
20 Plaintiffs' claims and damages. *See* Hazam Prelim. Decl. ¶ 26. The Parties
21 exchanged and submitted detailed mediation statements addressing liability and
22 damages, including expert reports and rebuttal reports. *See* Dkt. 476-2 (Phillips
23 Decl.) ¶ 5. As the mediators recognized, substantial work went into mediation
24 preparation, and the mediation itself involved complex issues that required
25 significant analysis. *Id.* ¶¶ 5, 9.

26 21. The Class Counsel firms sought to coordinate their efforts to try to
27 ensure the case was prosecuted efficiently. The key lawyers at each firm
28 participated in regular calls to ensure all tasks were assigned and executed. Each of

1 the Plaintiffs' experts was also assigned to particular attorneys, who then took
2 primary responsibility for overseeing that expert's work product.

3 **C. Lodestar and Expenses**

4 22. My firm and our fellow Class Counsel litigated this case on a purely
5 contingent basis, foregoing other work in order to handle this complex matter with
6 no guarantee of recovery. While Class Counsel request attorneys' fees as a
7 percentage of each common fund, for the Court's reference, I report LCHB's and
8 Class Counsel's summary time, lodestar, and costs incurred in this litigation and for
9 the benefit of the settling Classes.

10 23. Plaintiffs seek fees and expenses at this time only for work that was
11 performed in furtherance of litigation against Amplify and settlement thereof. Class
12 Counsel seek fees and expenses for work that they performed or authorized to be
13 performed that pre-dates the Settlement with Amplify, in addition to work after that
14 date that specifically relates to the Amplify settlement, such as briefing regarding
15 the settlement. Accordingly, the lion's share of Plaintiffs' time and expenses date
16 from December 20, 2021 (the date the Court appointed Interim Co-Lead Counsel,
17 see Dkt. 38) through October 17, 2022, the date the Parties settled. See Dkt. 476.

18 24. All LCHB time-keepers are required to contemporaneously record
19 their time in 6-minute increments. Attorneys working under my supervision audited
20 my firm's time records to confirm their accuracy. This included removing any time
21 post-dating and not relating the settlement with Amplify; hours from timekeepers
22 with fewer than 10 hours in the case, unless they performed work at my express
23 direction; and certain hours as a matter of billing judgment. LCHB also created
24 separate matter numbers for the cases against Amplify and against the Vessels,
25 enabling LCHB to isolate hours that went toward the settlement with Amplify.

26 25. LCHB allocated work to maximize efficiency. To the extent
27 practicable, senior attorneys did not perform work that could be accomplished by
28

1 more junior attorneys, and attorneys did not perform work that could be completed
2 by paralegals.

3 26. The hourly rates charged by LCHB fall within the range of market
4 rates charged by attorneys of equivalent experience, skill, and expertise. LCHB's
5 rates reflect the market rates in the markets within which LCHB's primary offices
6 are located and from which this matter has been handled—namely, San Francisco
7 and New York City. *See, e.g., Hefler v. Wells Fargo & Co.*, No. 16-CV-05479-JST,
8 2018 WL 6619983, at *14 (N.D. Cal. Dec. 18, 2018) (rates from \$650 to \$1,250 for
9 partners or senior counsel, \$400 to \$650 for associates); *In re Volkswagen "Clean*
10 *Diesel" Mktg., Sales Practices, & Prod. Liab. Litig.*, No. 2672 CRB (JSC), 2017
11 WL 1047834, at *5 (N.D. Cal. Mar. 17, 2017) (billing rates ranging from \$275 to
12 \$1600 for partners, \$150 to \$790 for associates, and \$80 to \$490 for paralegals
13 found to be reasonable). Except in rare circumstances, LCHB does not bill at
14 different rates for different clients or different types of cases.

15 27. Federal and state courts have approved our rates on numerous
16 occasions. *See, e.g., Cottle, et al. v. Plaid Inc.*, No. 4:20-cv-03056-DMR, Dkt. 184
17 at *18-19 (N.D. Cal., July 20, 2022); *In re The Boeing Company Derivative*
18 *Litigation*, No. Consol. C.A. No. 2019-0907-MTZ, at *10 (Del. Ch. Mar. 22, 2022);
19 *Stewart v. Kaiser Foundation Health Plan, Inc. et al.*, CGC-21-590966 (CA Sup. Ct
20 Mar. 10, 2022); *Jenkins, et al. v. National Grid USA Service Company, Inc., et al.*,
21 No. 2:15-cv-01219-JS-ARL, Dkt. 760 at *9-10 (E.D.N.Y. June 24, 2022);
22 *Pulmonary Assocs. of Charleston PLLC, et al. v. Greenway Health, LLC, et al.*, No.
23 3:19-cv-00167-TCB, at *5-8 (N.D. Ga., Dec. 2, 2021); *In re Intuit Data Litig.*, No.
24 15-CV-1778-EJD-SVK, 2019 WL 2166236, at *1 (N.D. Cal. May 15, 2019); *In re*
25 *Anthem, Inc. Data Breach Litig.*, No.15-MD-02617-LHK, 2018 WL 3960068, at
26 *17 (N.D. Cal. Aug. 17, 2018).

27 28. Attached as Exhibit 1 is a true and correct summary lodestar chart
28 which lists: (1) the name of each LCHB timekeeper who recorded time in this case;

1 (2) their title or position; (3) the total number of hours they worked on the case; (4)
2 their current hourly rate; and (5) their lodestar.

3 29. Attorneys with Cappello & Noël LLP (“Cappello”); Milberg Coleman
4 Bryson Phillips Grossman, PLLC (“Milberg”); and Robertson & Associates, LLP
5 (“Robertson”) also performed work at my direction on behalf of the Classes.

6 Attached as Exhibits 2-4 are, for Cappello, Milberg, and Robertson, respectively,
7 (1) the name of each timekeeper who recorded time in this case; (2) their title or
8 position; (3) the total number of hours they worked on the case; (4) their current
9 hourly rate; and (5) their lodestar.

10 30. As reflected in Exhibit 1, the total number of hours expended on this
11 matter by Lief Cabraser on behalf of the Classes through the date of settlement is
12 8,337.70. The total lodestar for my firm for that period is \$5,259,987.50.

13 31. As reflected in Exhibits 2-4, the total number of hours expended on
14 this matter by firms performing work at the direction of Lief Cabraser (Cappello,
15 Milberg, and Robertson) is 358.6. The total lodestar for these firms for that period
16 is \$271,788.40. Altogether, Lief Cabraser and the firms working at its direction
17 expended 8,696.30 hours for \$5,531,775.90 in total lodestar on behalf of the
18 Classes during that period.

19 32. Class Counsel maintained a Common Fund for expenses incurred
20 during the course of this litigation, which was managed by Lief Cabraser at my
21 direction. The three Interim Co-Lead Counsel firms all made contributions to the
22 Common Fund at periodic intervals as costs were incurred. Lief Cabraser
23 maintained the books and records for the Common Fund and disbursed monies to
24 cover case expenses as needed.

25 33. In sum, Class Counsel incurred \$1,140,720.99 in costs, expenses, and
26 charges paid from the Common Fund in connection with the prosecution and
27 settlement of this case under the parameters described above. The expenses that
28 were paid out of the Common Fund included special master panel invoices, court

1 reporter expenses (including charges for deposition transcripts and videographers),
2 expert consultant fees, a document discovery platform, and mediators' charges.
3 These are the type of expenses typically billed by attorneys to paying clients and
4 reflect the actual costs of these services. The case expenses for the Common Fund
5 are presented in summary form in Exhibit 5, attached to this declaration.

6 34. All of these Common Fund expenses were reasonably and necessarily
7 incurred in Class Counsel's efforts to prosecute claims on behalf of the Classes.
8 The expenses incurred are commercially reasonable and are reflected on the books
9 and records of Lieff Cabraser. These books and records are prepared from expense
10 vouchers, check records, and other source materials and represent an accurate
11 recordation of the expenses incurred. The Common Fund expenses here are in line
12 with expenses Class Counsel has incurred in the countless other complex class
13 action lawsuits they have successfully prosecuted, including in this District.

14 35. These Common Fund expenses were advanced by Class Counsel with
15 no guarantee of recovery. As a result, Class Counsel had a strong incentive to keep
16 costs to a reasonable level and did so.

17 36. LCHB separately spent \$52,124.72 in connection with the prosecution
18 and settlement of this case. The expenses are presented in summary form in Exhibit
19 6, which was generated from my firm's books and records. Major cost categories
20 include electronic legal research platforms, printing, phones, and mail. These
21 expenses were reasonably and necessarily incurred in Class Counsel's efforts to
22 prosecute this case. The expenses here are similarly in line with expenses LCHB
23 has incurred in the countless other very large, complex class action lawsuits it has
24 successfully prosecuted over the years, including in this District, and are the type
25 typically billed by attorneys to clients.

26 37. The firms working at my direction spent \$5,444.73 in connection with
27 the prosecution and settlement of this case. Those expenses are presented in
28 summary form in Exhibits 7-9.

38. Based on this information and the information submitted in my Co-Counsel’s declarations, Class Counsel have together invested in this litigation as follows: 13,780.95 hours, \$9,554,751.73 in lodestar, and \$1,291,067.91 in costs. I expect each of these numbers will increase through final settlement approval and settlement administration, meaning that any multiplier that Class Counsel receive on their lodestar will continue to decrease over time.

D. Class Representative Stipends

39. Plaintiffs seek \$10,000 service awards to each Class Representatives in recognition of their service and efforts in prosecuting the case on behalf of the Class, subject to approval by the Court.

40. The Class Representatives assisted Class Counsel with this litigation from the initial case investigation all the way through Settlement, which they each reviewed and approved. Their service and efforts in prosecuting the case on behalf of the respective Classes are further described in their declarations, true and correct copies of which are attached to this Declaration as follows:

Exhibit	Class Representative	Class
10	Heidi M. Jacques	Fisher and Waterfront Tourism
11	John Crow	Fisher
12	Josh Hernandez	Fisher
13	LBC Seafood, Inc. (owner Jennifer Anderson)	Fisher
14	Quality Sea Food Inc. (CEO Jeffrey Jones)	Fisher
15	John Pedicini	Property Owner
16	Mary Pedicini	Property Owner
17	Rajasekaran Wickramasekaran	Property Owner
18	Chandralekha Wickramasekaran	Property Owner
19	Banzai Surf Company, LLC (owner Jaz Kaner)	Waterfront

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		Tourism
20	Beyond Business Incorporated (owner Vannrada Lai)	Waterfront Tourism
21	Bongos Sportfishing LLC (owner Benjamin Knight)	Waterfront Tourism
22	Bongos III Sportfishing LLC (owner Michael Mongold)	Waterfront Tourism
23	Davey’s Locker Sportfishing, Inc. (President Thor Brisbin)	Waterfront Tourism
24	East Meets West Excursions (owner Nicholas Nagel)	Waterfront Tourism
25	Tyler Wayman	Waterfront Tourism
26	Donald C. Brockman	Fisher and Waterfront Tourism

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

Executed on January 25, 2023, in San Francisco, California.

/s/ Lexi J. Hazam

EXHIBIT 1

LIEFF CABRASER HEIMANN & BERNSTEIN, LLP

Report created on

01/24/2023 04:46:23 PM

Matter Number: 4181-0001

PARTNER

NAME	HOURS	RATE	TOTAL
WILSON DUNLAVEY	785.40	650.00	510,510.00
LEXI HAZAM	1,050.70	1,010.00	1,061,207.00
KELLY MCNABB	945.50	745.00	704,397.50
	<u>2,781.60</u>		<u>2,276,114.50</u>

ASSOCIATE

NAME	HOURS	RATE	TOTAL
PATRICK ANDREWS	405.00	640.00	259,200.00
AVERY HALFON	166.30	675.00	112,252.50
FRANK WHITE	213.00	640.00	136,320.00
	<u>784.30</u>		<u>507,772.50</u>

STAFF ATTORNEY

NAME	HOURS	RATE	TOTAL
MICHELLE BAKER	897.50	525.00	471,187.50
LINDSAY CARR	591.50	525.00	310,537.50
JOSE GARCIA	637.80	525.00	334,845.00
KELLY GRALEWSKI	898.30	525.00	471,607.50
JASON KIM	566.40	525.00	297,360.00
JONATHAN ZAUL	428.80	525.00	225,120.00
	<u>4,020.30</u>		<u>2,110,657.50</u>

PARALEGAL/CLERK

NAME	HOURS	RATE	TOTAL
TODD CARNAM	8.20	535.00	4,387.00
AMANDA JANKS	43.00	455.00	19,565.00
MAXWELL LUCAS	554.30	490.00	271,607.00
RYAN MCCULLOUGH	40.40	455.00	18,382.00
SAMANTHA MUDD	42.80	455.00	19,474.00
KRISTIN ORSLAND	62.80	510.00	32,028.00
	<u>751.50</u>		<u>365,443.00</u>

MATTER TOTALS	8,337.70		5,259,987.50
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EXHIBIT 2

Gutierrez v. Amplify Energy Corp., No. 8:21-CV-01628-DOC(JDEx)
Cappello & Noël LLP Time and Lodestar Summary

Timekeeper	Title	Hours Worked	Hourly Rate	Lodestar
Leila Noel	Partner	99.20	\$1150.00	\$114,080.00
Total		99.20		

EXHIBIT 3

Gutierrez v. Amplify Energy Corp., No. 8:21-CV-01628-DOC(JDEx)
Milberg Coleman Bryson Phillips Grossman, PLLC Time and Lodestar Summary

Timekeeper	Title	Hours Worked	Hourly Rate	Lodestar
Alex R. Straus	Partner	149.10	\$800.00- \$829.00	\$119,459.80
Cathy Bryant	Paralegal	30.90	\$208.00	\$2,246.40
Amber Brashear	Partner	10.80	\$925.00	\$6,427.20
Totals		190.8		\$128,133.40

EXHIBIT 4

Gutierrez v. Amplify Energy Corp., No. 8:21-CV-01628-DOC(JDEx)
Robertson & Associates, LLP Time and Lodestar Summary

Timekeeper	Title	Hours Worked	Hourly Rate	Lodestar
Alex Robertson	Partner	7.1	\$750.00	\$5,325.00
Patrick Schafer	Paralegal	26	\$250.00	\$6,500.00
Mark Uyeno	Associate	35.50	\$500.00	\$17,750.00
Totals		68.6		\$29,575.00

EXHIBIT 5

Gutierrez v. Amplify Energy Corp., No. 8:21-CV-01628-DOC(JDEx)
Cost Fund Expenses Summary

Category	Amount
Court Reporters	\$12,736.92
Expert Witness Fees	\$441,037
Mediator Charges	\$76,713
Document Discovery Platform	\$378,832.10
Special Masters Panel Fees	\$231,402.27
Total Common Fund Costs:	\$1,140,720.99

EXHIBIT 6

Gutierrez v. Amplify Energy Corp. , No. 8:21-CV-01628-DOC(JDEx)

LCHB Expense Summaries by Category Code

Total Expenses by Category Code		
Category Code	Description	Amount
2	Federal Express / Local Courier, etc.	\$1,638.79
3	Postage Charges	\$57.01
4	Facsimile Charges	\$62.00
5	Long Distance	\$585.46
6	In-House Photocopying	\$4,154.00
7	Outside Photocopying	\$777.37
8	Hotels	\$10,785.27
9	Meals	\$2,415.46
11	Air Travel	\$12,458.75
13	Lexis/Westlaw	\$11,271.18
17	Transcripts	\$2,192.25
18	Ground Transportation (i.e. Rental, Taxis, etc.)	\$4,762.34
19	Miscellaneous (primarily PHV fees and in-flight WiFi)	\$964.84
	Total:	\$52,124.72

EXHIBIT 7

Gutierrez v. Amplify Energy Corp. , No. 8:21-CV-01628-DOC(JDEx)

Cappello & Noël LLP Expense Summaries by Category

Total Expenses by Category		
	Description	Amount
	Postage Charges	\$44.91
	Travel	\$628.36
	Electronic Search	\$43.70
	Filing and Service Fees	\$827.70
	Total:	\$1,544.67

EXHIBIT 8

Gutierrez v. Amplify Energy Corp. , No. 8:21-CV-01628-DOC(JDEx)

Milberg Coleman Bryson Phillips Grossman, PLLC Expense Summaries

Total Expenses by Category		
	Description	Amount
	Postage Charges	\$45.50
	Travel	\$367.20
	Research	\$27.23
	Copying & Printing	\$22.65
	Total:	\$462.58

EXHIBIT 9

Gutierrez v. Amplify Energy Corp. , No. 8:21-CV-01628-DOC(JDEx)

Robertson & Associates, LLP Expense Summaries

Total Expenses by Category		
	Description	Amount
	Research	\$3,393.63
	Telephone	\$43.85
	Total:	\$3,437.48

EXHIBIT 10

1 Wylie A. Aitken, State Bar No. 37770
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Facsimile: (949) 516-7251

13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF HEIDI M.
JACQUES IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Heidi M. Jacques declare as follows:

2 1. I am a named Plaintiff in this action representing the Fisher Class and
3 the Waterfront Tourism Class.

4 2. I submit this Declaration in support of Plaintiffs' motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. I am the trustee of the Heidi M. Jacques Trust, which is the co-owner
10 of two fishing vessels and one sportfishing vessel based at Newport Beach Harbor.
11 I am also the co-owner of Freelance Sportfishing, Inc., which leases those vessels
12 and operates the fishing vessels. The oil spill resulted in significant lost income for
13 my vessels and business, including due to the closure of fisheries, diminished fish
14 population, and diminished demand for consumption of local fish, as well as the
15 closure of the harbor and fishing blocks, sullyng of the views and marine life, and
16 decreased tourism demand.

17 4. I voluntarily undertook the burdens and risks associated with this
18 lawsuit to seek compensation—for myself and others like me—for injuries
19 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
20 plaintiff in this case entailed, among other things: having my name in a publicly-
21 filed complaint; ongoing engagement with my legal team; participating in
22 discovery, including collecting and producing documents, responding to
23 interrogatories, and a possible deposition; participating in a potential trial; and
24 acting at all times in the best interest of the class, including in any mediation or
25 settlement. I believed that without plaintiffs such as myself stepping forward to
26 serve as class representatives, Defendants would not compensate the people and
27 businesses they harmed.

28

1 5. I have participated actively in this lawsuit since it was filed in 2021,
2 shortly after the oil spill. In my role as a class representative, I have followed the
3 status and progress of the case and met with counsel in person or communicated
4 with them by phone and e-mail to stay informed, to discuss motion practice,
5 amendments to the complaint, discovery requests and responses, the district court's
6 rulings, and litigation strategy, including during the mediation and settlement
7 negotiations. I will continue to do so during this settlement approval process, as
8 needed.

9 6. Among other tasks, I helped counsel draft the complaint by describing
10 to them my story and relevant facts and events. I searched for, preserved, and
11 provided to counsel any documents that were pertinent to the case multiple times,
12 understanding that Defendant would receive copies of documents to which they
13 were entitled, including private and financially sensitive documents. I worked with
14 counsel to respond to written discovery requests as well.

15 7. I estimate that I devoted approximately 50 hours to this case, including
16 by working on the tasks described above.

17 8. I have reviewed the Settlements and the [Proposed] Plans of
18 Distribution for the Fisher Class and the Waterfront Tourism Class. I support them,
19 as I believe they represent a fair resolution of this case, while also avoiding the
20 delays and risks of additional litigation, trial, and appeals.

21 9. I have not been promised any compensation for performing my duties
22 as a plaintiff and class representative, and I am aware of no interest of mine in this
23 litigation that conflicts with the interests of other class members. I understand,
24 however, that Class Counsel also believe that the contributions I have made to this
25 litigation justify a service award and intend to request that the Court award me
26 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
27 may not approve at its discretion. I support my lawyers' request that I receive a
28 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

Executed on January 24, 2023, in San Diego, California.

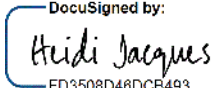
By:  _____
Heidi M. Jacques

EXHIBIT 11

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF JOHN CROWE
IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, John Crowe, declare as follows:

2 1. I am a named Plaintiff in this action representing the Fisher Class.

3 2. I submit this Declaration in support of Plaintiffs' motions for final
4 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
5 and class representative service awards. I have personal knowledge of the facts
6 stated herein. If called to testify to the contents of this declaration, I could and
7 would competently do so.

8 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
9 Redondo Beach, California, and owner one fishing vessels based at Redondo Beach
10 Harbor. The oil spill resulted in significant lost income for my business, including
11 due to the closure of fisheries, diminished fish population, and diminished demand
12 for consumption of local fish, as well as the closure of the harbor and fishing
13 blocks. The spill impaired my use and access to fishing blocks subject to California
14 Department of Fish and Wildlife closures, resulting in lost profit. The fishing block
15 and harbor closures precluded me from baiting, setting, and retrieving lobster traps
16 during the closure period. Clean up efforts in response to the Huntington Beach Oil
17 Spill also destroyed my property, including fishing gear and lobster traps.

18 4. I voluntarily undertook the burdens and risks associated with this
19 lawsuit to seek compensation—for myself and others like me—for injuries
20 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
21 plaintiff in this case entailed, among other things: having my name in a publicly-
22 filed complaint; ongoing engagement with my legal team; participating in
23 discovery, including collecting and producing documents, responding to
24 interrogatories, and a possible deposition; participating in a potential trial; and
25 acting at all times in the best interest of the class, including in any mediation or
26 settlement. I believed that without plaintiffs such as myself stepping forward to
27 serve as class representatives, Defendants would not compensate the people and
28 businesses they harmed.

1 5. I have participated actively in this lawsuit since it was filed in 2021,
2 shortly after the oil spill. In my role as a class representative, I have followed the
3 status and progress of the case and met with counsel in person or communicated
4 with them by phone and e-mail to stay informed, to discuss motion practice,
5 amendments to the complaint, discovery requests and responses, the district court's
6 rulings, and litigation strategy, including during the mediation and settlement
7 negotiations. I will continue to do so during this settlement approval process, as
8 needed.

9 6. Among other tasks, I helped counsel draft the complaint by describing
10 to them my story and relevant facts and events. I searched for, preserved, and
11 provided to counsel any documents that were pertinent to the case multiple times,
12 understanding that Defendant would receive copies of documents to which they
13 were entitled, including private and financially sensitive documents. I worked with
14 counsel to respond to written discovery requests as well.

15 7. I estimate that I devoted approximately 50 hours to this case since
16 2021, including by working on the tasks described above.

17 8. I have reviewed the Settlements and the [Proposed] Plans of
18 Distribution for the Fisher Class. I support them, as I believe they represent a fair
19 resolution of this case, while also avoiding the delays and risks of additional
20 litigation, trial, and appeals.

21 9. I have not been promised any compensation for performing my duties
22 as a plaintiff and class representative, and I am aware of no interest of mine in this
23 litigation that conflicts with the interests of other class members. I understand,
24 however, that Class Counsel also believe that the contributions I have made to this
25 litigation justify a service award and intend to request that the Court award me
26 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
27 may not approve at its discretion. I support my lawyers' request that I receive a
28 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

Executed on January 24, 2023, in Redondo Beach, California.

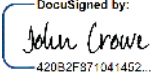
By:  _____
John Crowe

EXHIBIT 12

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*
14 *[Additional Counsel Appear on Signature Page]*

16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF JOSH
HERNANDEZ IN SUPPORT OF
FINAL SETTLEMENT APPROVAL;
PLANS OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Josh Hernandez, declare as follows:

2 1. I am a named Plaintiff in this action representing the Fisher Class.

3 2. I submit this Declaration in support of Plaintiffs' motions for final
4 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
5 and class representative service awards. I have personal knowledge of the facts
6 stated herein. If called to testify to the contents of this declaration, I could and
7 would competently do so.

8 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
9 Capistrano Beach, California, and I am owner of one fishing vessel based at Dana
10 Point Harbor. The oil spill resulted in significant lost income for my business,
11 including due to the closure of fisheries, diminished fish population, and
12 diminished demand for consumption of local fish, as well as the closure of the
13 harbor and fishing blocks. The spill impaired my use and access to fishing blocks
14 subject to California Department of Fish and Wildlife closures, resulting in lost
15 profit. The fishing block and harbor closures precluded me from baiting, setting,
16 and retrieving lobster traps during the closure period. Due to the fisheries closures, I
17 was also forced to waste significant amounts of bait that I otherwise would have
18 used in my fishing operations.

19 4. I voluntarily undertook the burdens and risks associated with this
20 lawsuit to seek compensation—for myself and others like me—for injuries
21 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
22 plaintiff in this case entailed, among other things: having my name in a publicly-
23 filed complaint; ongoing engagement with my legal team; participating in
24 discovery, including collecting and producing documents, responding to
25 interrogatories, and a possible deposition; participating in a potential trial; and
26 acting at all times in the best interest of the class, including in any mediation or
27 settlement. I believed that without plaintiffs such as myself stepping forward to
28

1 serve as class representatives, Defendants would not compensate the people and
2 businesses they harmed.

3 5. I have participated actively in this lawsuit since it was filed in 2021,
4 shortly after the oil spill. In my role as a class representative, I have followed the
5 status and progress of the case and met with counsel in person or communicated
6 with them by phone and e-mail to stay informed, to discuss motion practice,
7 amendments to the complaint, discovery requests and responses, the district court's
8 rulings, and litigation strategy, including during the mediation and settlement
9 negotiations. I will continue to do so during this settlement approval process, as
10 needed.

11 6. Among other tasks, I helped counsel draft the complaint by describing
12 to them my story and relevant facts and events. I searched for, preserved, and
13 provided to counsel any documents that were pertinent to the case multiple times,
14 understanding that Defendant would receive copies of documents to which they
15 were entitled, including private and financially sensitive documents. I worked with
16 counsel to respond to written discovery requests as well.

17 7. I estimate that I devoted approximately 40 hours to this case since
18 2021, including by working on the tasks described above.

19 8. I have reviewed the Settlements and the [Proposed] Plans of
20 Distribution for the Fisher Class. I support them, as I believe they represent a fair
21 resolution of this case, while also avoiding the delays and risks of additional
22 litigation, trial, and appeals.

23 9. I have not been promised any compensation for performing my duties
24 as a plaintiff and class representative, and I am aware of no interest of mine in this
25 litigation that conflicts with the interests of other class members. I understand,
26 however, that Class Counsel also believe that the contributions I have made to this
27 litigation justify a service award and intend to request that the Court award me
28 \$10,000 for my time and efforts on behalf of the Class, which the Court may or

1 may not approve at its discretion. I support my lawyers' request that I receive a
2 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

5 Executed on January 24, 2023, in Capistrano Beach, California.

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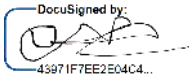
By:  _____
Josh Hernandez

EXHIBIT 13

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF JENNIFER
ANDERSON IN SUPPORT OF
FINAL SETTLEMENT APPROVAL;
PLANS OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Jennifer Anderson, declare as follows:

2 1. I am a named Plaintiff in this action representing the Fisher Class.

3 2. I submit this Declaration in support of Plaintiffs' motions for final
4 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
5 and class representative service awards. I have personal knowledge of the facts
6 stated herein. If called to testify to the contents of this declaration, I could and
7 would competently do so.

8 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
9 Garden Grove, California. At the time of the spill, I was, and I am currently, a co-
10 owner of LBC Seafood, Inc, a seafood wholesaler. The oil spill resulted in
11 significant lost income for LBC Seafood, Inc., including due to the closure of
12 fisheries / fishing blocks from which LBC sources its products, diminished fish
13 population, and diminished demand for consumption of local fish, as well as the
14 closure of the harbors where LBC lands much of its product, including Newport
15 Beach, Dana Point, and Redondo Beach harbors.

16 4. I voluntarily undertook the burdens and risks associated with this
17 lawsuit to seek compensation—for myself and others like me—for injuries
18 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
19 plaintiff in this case entailed, among other things: having my name in a publicly-
20 filed complaint; ongoing engagement with my legal team; participating in
21 discovery, including collecting and producing documents, responding to
22 interrogatories, and a possible deposition; participating in a potential trial; and
23 acting at all times in the best interest of the class, including in any mediation or
24 settlement. I believed that without plaintiffs such as myself stepping forward to
25 serve as class representatives, Defendants would not compensate the people and
26 businesses they harmed.

27 5. I have participated actively in this lawsuit since it was filed in 2021,
28 shortly after the oil spill. In my role as a class representative, I have followed the

1 status and progress of the case and met with counsel in person or communicated
2 with them by phone and e-mail to stay informed, to discuss motion practice,
3 amendments to the complaint, discovery requests and responses, the district court's
4 rulings, and litigation strategy, including during the mediation and settlement
5 negotiations. I will continue to do so during this settlement approval process, as
6 needed.

7 6. Among other tasks, I helped counsel draft the complaint by describing
8 to them my story and relevant facts and events. I searched for, preserved, and
9 provided to counsel any documents that were pertinent to the case multiple times,
10 understanding that Defendant would receive copies of documents to which they
11 were entitled, including private and financially sensitive documents. I worked with
12 counsel to respond to written discovery requests as well.

13 7. I estimate that I, and other LBC Seafood personnel, have devoted
14 approximately 135 hours to this case since 2021, including by working on the tasks
15 described above.

16 8. I have reviewed the Settlements and the [Proposed] Plans of
17 Distribution for the Fisher Class. I support them, as I believe they represent a fair
18 resolution of this case, while also avoiding the delays and risks of additional
19 litigation, trial, and appeals.

20 9. I have not been promised any compensation for performing my duties
21 as a plaintiff and class representative, and I am aware of no interest of mine in this
22 litigation that conflicts with the interests of other class members. I understand,
23 however, that Class Counsel also believe that the contributions I have made to this
24 litigation justify a service award and intend to request that the Court award me
25 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
26 may not approve at its discretion. I support my lawyers' request that I receive a
27 service award of \$10,000. I have worked hard on this case on the class's behalf.
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 24, 2023, in Garden Grove, California.

By:  _____
Jennifer Anderson

EXHIBIT 14

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF JEFFREY
JONES IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Jeffrey Jones, declare as follows:

2 1. I am a named Plaintiff in this action representing the Fisher Class.

3 2. I submit this Declaration in support of Plaintiffs’ motions for final
4 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
5 and class representative service awards. I have personal knowledge of the facts
6 stated herein. If called to testify to the contents of this declaration, I could and
7 would competently do so.

8 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
9 Redondo Beach, California, and I am the CEO of Quality Sea Food, Inc., a seafood
10 retail business located on the boardwalk at Redondo Beach. The oil spill resulted in
11 significant lost income for Quality Sea Food, including due to the closure of
12 fisheries / fishing blocks from which Quality Sea Food sources its products,
13 diminished fish population, diminished demand for consumption of local fish,
14 reduced foot traffic, as well as the closure of the harbors where Quality Seafood
15 lands much of its products, including Redondo Beach, Huntington Beach, Newport
16 Beach, and Dana Point harbors. Quality Sea Food’s lost profits resulted from the
17 injury, destruction, loss of, and/or loss of use of fisheries resulting from the
18 physical impacts of the spill. The spill prevented Claimant from operating at full
19 capacity because of CDWF harbor and fisheries closures resulting from the spill
20 and resulted in depressed patronage of Claimant’s restaurant and bar. The oil spill,
21 fishing block closures, and decreased consumer confidence were particularly
22 injurious to Quality Sea Food, Inc.’s retail boardwalk business.

23 4. I voluntarily undertook the burdens and risks associated with this
24 lawsuit to seek compensation—for myself and others like me—for injuries
25 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
26 plaintiff in this case entailed, among other things: having my name in a publicly-
27 filed complaint; ongoing engagement with my legal team; participating in
28 discovery, including collecting and producing documents, responding to

1 interrogatories, and a possible deposition; participating in a potential trial; and
2 acting at all times in the best interest of the class, including in any mediation or
3 settlement. I believed that without plaintiffs such as myself stepping forward to
4 serve as class representatives, Defendants would not compensate the people and
5 businesses they harmed.

6 5. I have participated actively in this lawsuit since it was filed in 2021,
7 shortly after the oil spill. In my role as a class representative, I have followed the
8 status and progress of the case and met with counsel in person or communicated
9 with them by phone and e-mail to stay informed, to discuss motion practice,
10 amendments to the complaint, discovery requests and responses, the district court's
11 rulings, and litigation strategy, including during the mediation and settlement
12 negotiations. I will continue to do so during this settlement approval process, as
13 needed.

14 6. Among other tasks, I helped counsel draft the complaint by describing
15 to them my story and relevant facts and events. I searched for, preserved, and
16 provided to counsel any documents that were pertinent to the case multiple times,
17 understanding that Defendant would receive copies of documents to which they
18 were entitled, including private and financially sensitive documents. I worked with
19 counsel to respond to written discovery requests as well.

20 7. I estimate that I, and other QSF personnel, devoted approximately 75
21 hours to this case since 2021, including by working on the tasks described above.

22 8. I have reviewed the Settlements and the [Proposed] Plans of
23 Distribution for the Fisher Class. I support them, as I believe they represent a fair
24 resolution of this case, while also avoiding the delays and risks of additional
25 litigation, trial, and appeals.

26 9. I have not been promised any compensation for performing my duties
27 as a plaintiff and class representative, and I am aware of no interest of mine in this
28 litigation that conflicts with the interests of other class members. I understand,

1 however, that Class Counsel also believe that the contributions I have made to this
2 litigation justify a service award and intend to request that the Court award me
3 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
4 may not approve at its discretion. I support my lawyers' request that I receive a
5 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

8 Executed on January 24, 2023, in Redondo Beach, California.

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By:  _____
Jeffrey Jones

EXHIBIT 15

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,
21 Plaintiffs,
22 v.
23 AMPLIFY ENERGY CORP., *et al.*,
24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF JOHN
PEDICINI IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, John Pedicini, declare as follows:

2 1. I am a named Plaintiff in this action representing the Real Property
3 Class.

4 2. I submit this Declaration in support of Plaintiffs' motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
10 Newport Beach, California, and I was a trustee of the T&G Trust, which is the
11 owner of two oceanfront properties on Peninsula Point, including a primary
12 residence and a rental property, located at 1520 and 1526 E. Oceanfront, Newport
13 Beach, California. The oil spill resulted in significant losses as I could not enjoy our
14 properties in our normal fashion during the closure of the beach in Newport Beach,
15 such as walking the beach, swimming, etc. Even after the beach closure was lifted,
16 the beaches directly in front of our homes were tainted with globs of oil in the
17 months following the oil spill. Damages include but are not limited to past and
18 future diminution of value, nuisance, loss of use, and loss of rental income due to
19 beach closures or restrictions and/or contamination of beaches.

20 4. I voluntarily undertook the burdens and risks associated with this
21 lawsuit to seek compensation—for myself and others like me—for injuries
22 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
23 plaintiff in this case entailed, among other things: having my name in a publicly-
24 filed complaint; ongoing engagement with my legal team; participating in
25 discovery, including collecting and producing documents, responding to
26 interrogatories, and a possible deposition; participating in a potential trial; and
27 acting at all times in the best interest of the class, including in any mediation or
28 settlement. I believed that without plaintiffs such as myself stepping forward to

1 serve as class representatives, Defendants would not compensate the people and
2 businesses they harmed.

3 5. I have participated actively in this lawsuit since it was filed in 2021,
4 shortly after the oil spill. In my role as a class representative, I have followed the
5 status and progress of the case and met with counsel in person or communicated
6 with them by phone and e-mail to stay informed, to discuss motion practice,
7 amendments to the complaint, discovery requests and responses, the district court's
8 rulings, and litigation strategy, including during the mediation and settlement
9 negotiations. I will continue to do so during this settlement approval process, as
10 needed.

11 6. Among other tasks, I helped counsel draft the complaint by describing
12 to them my story and relevant facts and events. I searched for, preserved, and
13 provided to counsel any documents that were pertinent to the case multiple times,
14 understanding that Defendant would receive copies of documents to which they
15 were entitled, including private and financially sensitive documents. I worked with
16 counsel to respond to written discovery requests as well.

17 7. I estimate that I devoted over 100 hours to this case since 2021,
18 including by working on the tasks described above.

19 8. I have reviewed the Settlements and the [Proposed] Plans of
20 Distribution for the Real Property Class. I support them, as I believe they represent
21 a fair resolution of this case, while also avoiding the delays and risks of additional
22 litigation, trial, and appeals.

23 9. I have not been promised any compensation for performing my duties
24 as a plaintiff and class representative, and I am aware of no interest of mine in this
25 litigation that conflicts with the interests of other class members. I understand,
26 however, that Class Counsel also believe that the contributions I have made to this
27 litigation justify a service award and intend to request that the Court award me
28 \$10,000 for my time and efforts on behalf of the Class, which the Court may or

1 may not approve at its discretion. I support my lawyers' request that I receive a
2 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

5 Executed on 1/24/2023, in Newport Beach, California.

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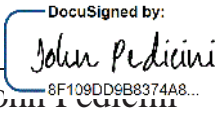
By:  _____
8F109DD9B8374A8...
J Pedicini

EXHIBIT 16

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF MARYSUE
PEDICINI IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Marysue Pedicini, declare as follows:

2 1. I am a named Plaintiff in this action representing the Real Property
3 Class.

4 2. I submit this Declaration in support of Plaintiffs' motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
10 Newport Beach, California, and I was a trustee of the T&G Trust, which is the
11 owner of two oceanfront properties on Peninsula Point, including a primary
12 residence and a rental property, located at 1520 and 1526 E. Oceanfront, Newport
13 Beach, California. The oil spill resulted in significant losses as I could not enjoy our
14 properties in our normal fashion during the closure of the beach in Newport Beach,
15 such as walking the beach, swimming, etc. Even after the beach closure was lifted,
16 the beaches directly in front of our homes were tainted with globs of oil in the
17 months following the oil spill. Damages include but are not limited to past and
18 future diminution of value, nuisance, loss of use, and loss of rental income due to
19 beach closures or restrictions and/or contamination of beaches.

20 4. I voluntarily undertook the burdens and risks associated with this
21 lawsuit to seek compensation—for myself and others like me—for injuries
22 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
23 plaintiff in this case entailed, among other things: having my name in a publicly-
24 filed complaint; ongoing engagement with my legal team; participating in
25 discovery, including collecting and producing documents, responding to
26 interrogatories, and a possible deposition; participating in a potential trial; and
27 acting at all times in the best interest of the class, including in any mediation or
28 settlement. I believed that without plaintiffs such as myself stepping forward to

1 serve as class representatives, Defendants would not compensate the people and
2 businesses they harmed.

3 5. I have participated actively in this lawsuit since it was filed in 2021,
4 shortly after the oil spill. In my role as a class representative, I have followed the
5 status and progress of the case and met with counsel in person or communicated
6 with them by phone and e-mail to stay informed, to discuss motion practice,
7 amendments to the complaint, discovery requests and responses, the district court's
8 rulings, and litigation strategy, including during the mediation and settlement
9 negotiations. I will continue to do so during this settlement approval process, as
10 needed.

11 6. Among other tasks, I helped counsel draft the complaint by describing
12 to them my story and relevant facts and events. I searched for, preserved, and
13 provided to counsel any documents that were pertinent to the case multiple times,
14 understanding that Defendant would receive copies of documents to which they
15 were entitled, including private and financially sensitive documents. I worked with
16 counsel to respond to written discovery requests as well.

17 7. I estimate that I devoted over 100 hours to this case since 2021,
18 including by working on the tasks described above.

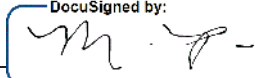
19 8. I have reviewed the Settlements and the [Proposed] Plans of
20 Distribution for the Real Property Class. I support them, as I believe they represent
21 a fair resolution of this case, while also avoiding the delays and risks of additional
22 litigation, trial, and appeals.

23 9. I have not been promised any compensation for performing my duties
24 as a plaintiff and class representative, and I am aware of no interest of mine in this
25 litigation that conflicts with the interests of other class members. I understand,
26 however, that Class Counsel also believe that the contributions I have made to this
27 litigation justify a service award and intend to request that the Court award me
28 \$10,000 for my time and efforts on behalf of the Class, which the Court may or

1 may not approve at its discretion. I support my lawyers' request that I receive a
2 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

5 Executed on 1/24/2023, in Newport Beach, California.

6 By:  _____
7 DocuSigned by:
8 0449BDE449AF432...
9 **Marysue Pedicini**

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EXHIBIT 17

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14 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

15 *[Additional Counsel Appear on Signature Page]*

16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF
RAJASEKARAN
WICKRAMASEKARAN IN
SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

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1 I, Rajasekaran Wickramasekaran declare as follows:

2 1. I am a named Plaintiff in this action representing the Real Property
3 Class.

4 2. I submit this Declaration in support of Plaintiffs’ motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
10 California, and I was the co-trustee of The Wickramasekaran Trust, which is the
11 owner of a waterfront, duplex property located in Newport Beach, California (the
12 “Rental Property”). I rent the Rental Property consistently throughout the year.
13 The oil spill resulted in significant harm to the Rental Property and lost income for
14 my rental business.

15 4. I voluntarily undertook the burdens and risks associated with this
16 lawsuit to seek compensation—for myself and others like me—for injuries
17 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
18 plaintiff in this case entailed, among other things: having my name in a publicly-
19 filed complaint; ongoing engagement with my legal team; participating in
20 discovery, including collecting and producing documents, responding to
21 interrogatories, and a possible deposition; participating in a potential trial; and
22 acting at all times in the best interest of the class, including in any mediation or
23 settlement. I believed that without plaintiffs such as myself stepping forward to
24 serve as class representatives, Defendants would not compensate the people and
25 businesses they harmed.

26 5. I have participated actively in this lawsuit since it was filed in 2021,
27 shortly after the oil spill. In my role as a class representative, I have followed the
28 status and progress of the case and met with counsel in person or communicated

1 with them by phone and e-mail to stay informed, to discuss motion practice,
2 amendments to the complaint, discovery requests and responses, the district court's
3 rulings, and litigation strategy, including during the mediation and settlement
4 negotiations. I will continue to do so during this settlement approval process, as
5 needed.

6 6. Among other tasks, I helped counsel draft the complaint by describing
7 to them my story and relevant facts and events. I searched for, preserved, and
8 provided to counsel any documents that were pertinent to the case multiple times,
9 understanding that Defendant would receive copies of documents to which they
10 were entitled, including private and financially sensitive documents. I worked with
11 counsel to respond to written discovery requests as well.

12 7. I estimate that I devoted approximately 40-45 hours to this case since
13 2021, including by working on the tasks described above.


14 8. I have reviewed the Settlements and the [Proposed] Plans of
15 Distribution for the Real Property Class. I support them, as I believe they represent
16 a fair resolution of this case, while also avoiding the delays and risks of additional
17 litigation, trial, and appeals.

18 9. I have not been promised any compensation for performing my duties
19 as a plaintiff and class representative, and I am aware of no interest of mine in this
20 litigation that conflicts with the interests of other class members. I understand,
21 however, that Class Counsel also believe that the contributions I have made to this
22 litigation justify a service award and intend to request that the Court award me
23 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
24 may not approve at its discretion. I support my lawyers' request that I receive a
25 service award of \$10,000. I have worked hard on this case on the class's behalf.

26 I declare under penalty of perjury under the laws of the State of California
27 that the foregoing is true and correct.
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Executed on January 24, 2023, in Los Angeles, California.

By: 

Rajasekaran Wickramasekaran

EXHIBIT 18

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14 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

15 *[Additional Counsel Appear on Signature Page]*

16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF
CHANDRALEKHA
WICKRAMASEKARAN IN
SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

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1 I, Chandralekha Wickramasekaran declare as follows:

2 1. I am a named Plaintiff in this action representing the Real Property
3 Class.

4 2. I submit this Declaration in support of Plaintiffs’ motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
10 California, and I was the co-trustee of The Wickramasekaran Trust, which is the
11 owner of a waterfront, duplex property located in Newport Beach, California (the
12 “Rental Property”). I rent the Rental Property consistently throughout the year.
13 The oil spill resulted in significant harm to the Rental Property and lost income for
14 my rental business.

15 4. I voluntarily undertook the burdens and risks associated with this
16 lawsuit to seek compensation—for myself and others like me—for injuries
17 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
18 plaintiff in this case entailed, among other things: having my name in a publicly-
19 filed complaint; ongoing engagement with my legal team; participating in
20 discovery, including collecting and producing documents, responding to
21 interrogatories, and a possible deposition; participating in a potential trial; and
22 acting at all times in the best interest of the class, including in any mediation or
23 settlement. I believed that without plaintiffs such as myself stepping forward to
24 serve as class representatives, Defendants would not compensate the people and
25 businesses they harmed.

26 5. I have participated actively in this lawsuit since it was filed in 2021,
27 shortly after the oil spill. In my role as a class representative, I have followed the
28 status and progress of the case and met with counsel in person or communicated

1 with them by phone and e-mail to stay informed, to discuss motion practice,
2 amendments to the complaint, discovery requests and responses, the district court's
3 rulings, and litigation strategy, including during the mediation and settlement
4 negotiations. I will continue to do so during this settlement approval process, as
5 needed.

6 6. Among other tasks, I helped counsel draft the complaint by describing
7 to them my story and relevant facts and events. I searched for, preserved, and
8 provided to counsel any documents that were pertinent to the case multiple times,
9 understanding that Defendant would receive copies of documents to which they
10 were entitled, including private and financially sensitive documents. I worked with
11 counsel to respond to written discovery requests as well.

12 7. I estimate that I devoted approximately 40-50 hours to this case since
13 2021, including by working on the tasks described above.

14 8. I have reviewed the Settlements and the [Proposed] Plans of
15 Distribution for the Real Property Class. I support them, as I believe they represent
16 a fair resolution of this case, while also avoiding the delays and risks of additional
17 litigation, trial, and appeals.

18 9. I have not been promised any compensation for performing my duties
19 as a plaintiff and class representative, and I am aware of no interest of mine in this
20 litigation that conflicts with the interests of other class members. I understand,
21 however, that Class Counsel also believe that the contributions I have made to this
22 litigation justify a service award and intend to request that the Court award me
23 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
24 may not approve at its discretion. I support my lawyers' request that I receive a
25 service award of \$10,000. I have worked hard on this case on the class's behalf.

26 I declare under penalty of perjury under the laws of the State of California
27 that the foregoing is true and correct.
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Executed on January 24, 2023, in Los Angeles, California.

By: Chandralekha Wickramasekaran
Chandralekha Wickramasekaran

EXHIBIT 19

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF BANZAI SURF
COMPANY, LLC, IN SUPPORT OF
FINAL SETTLEMENT APPROVAL;
PLANS OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Jaz Kaner, on behalf of Banzai Surf Company, LLC, declare as follows:

2 1. I am the owner of Banzai Surf Company, LLC, a named Plaintiff in
3 this action representing the Waterfront Tourism Class.

4 2. I submit this Declaration in support of Plaintiffs' motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. I am a resident of Long Beach, California, and at the time of the 2021
10 Huntington Beach Oil Spill I was the owner of Banzai Surf Company, LLC. Banzai
11 Surf Co. provides individual and group surf lessons, surf summer camps for
12 children, and rents out surfboards, wetsuits, and other surfing gear out of
13 Huntington Beach. The oil spill resulted in significant lost income for Banzai Surf
14 Co., including due to the closure of the beaches, including inability to access the
15 ocean, and decreased tourism demand.

16 4. I voluntarily undertook the burdens and risks associated with this
17 lawsuit to seek compensation—for myself and others like me—for injuries
18 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
19 plaintiff in this case entailed, among other things: having my name in a publicly-
20 filed complaint; ongoing engagement with my legal team; participating in
21 discovery, including collecting and producing documents, responding to
22 interrogatories, and a possible deposition; participating in a potential trial; and
23 acting at all times in the best interest of the class, including in any mediation or
24 settlement. I believed that without plaintiffs such as myself stepping forward to
25 serve as class representatives, Defendants would not compensate the people and
26 businesses they harmed.

27 5. I have participated actively in this lawsuit since it was filed in 2021,
28 shortly after the oil spill. In my role as a class representative, I have followed the

1 status and progress of the case and met with counsel in person or communicated
2 with them by phone and e-mail to stay informed, to discuss motion practice,
3 amendments to the complaint, discovery requests and responses, the district court's
4 rulings, and litigation strategy, including during the mediation and settlement
5 negotiations. I will continue to do so during this settlement approval process, as
6 needed.

7 6. Among other tasks, I helped counsel draft the complaint by describing
8 to them my story and relevant facts and events. I searched for, preserved, and
9 provided to counsel any documents that were pertinent to the case multiple times,
10 understanding that Defendant would receive copies of documents to which they
11 were entitled, including private and financially sensitive documents. I worked with
12 counsel to respond to written discovery requests as well.

13 7. I estimate that I and other Banzai Surf Co. personnel devoted
14 approximately 40 hours to this case since 2021, including by working on the tasks
15 described above.

16 8. I have reviewed the Settlement and the [Proposed] Plan of Distribution
17 for the Waterfront Tourism Class. I support them, as I believe they represent a fair
18 resolution of this case, while also avoiding the delays and risks of additional
19 litigation, trial, and appeals.

20 9. I have not been promised any compensation for performing my duties
21 as a plaintiff and class representative, and I am aware of no interest of mine in this
22 litigation that conflicts with the interests of other class members. I understand,
23 however, that Class Counsel also believe that the contributions I have made to this
24 litigation justify a service award and intend to request that the Court award me
25 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
26 may not approve at its discretion. I support my lawyers' request that I receive a
27 service award of \$10,000. I have worked hard on this case on the class's behalf.
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 23, 2023, in Huntington Beach, California.

By: 
7935CAA6C3EB472...
Jaz Kaner
Banzai Surf Company, LLC

EXHIBIT 20

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11 **LARSON, LLP**
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Telephone: (949) 516-7250
Facsimile: (949) 516-7251

13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF VANNRADA
LAI ON BEHALF OF BEYOND
BUSINESS INCORPORATED, IN
SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Vannrada Lai, on behalf of Beyond Business Incorporated, declare as
2 follows:

3 1. I am the owner and manager of Beyond Business Incorporated, a
4 named Plaintiff in this action representing the Waterfront Tourism Class.

5 2. I submit this Declaration in support of Plaintiffs' motions for final
6 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
7 and class representative service awards. I have personal knowledge of the facts
8 stated herein. If called to testify to the contents of this declaration, I could and
9 would competently do so.

10 3. I am a resident of East Costa Mesa, California, and at the time of the
11 2021 Huntington Beach Oil Spill I was the owner and manager of Beyond Business
12 Incorporated. Beyond Business Incorporated is located in Seal Beach and sells
13 fishing bait, gear, equipment and related merchandise. The oil spill resulted in
14 significant lost income for Beyond Business Incorporated, including due to the
15 closure of the harbor and fishing blocks, sullyng of the views and marine life, and
16 decreased tourism demand.

17 4. I voluntarily undertook the burdens and risks associated with this
18 lawsuit to seek compensation—for myself and others like me—for injuries
19 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
20 plaintiff in this case entailed, among other things: having my name in a publicly-
21 filed complaint; ongoing engagement with my legal team; participating in
22 discovery, including collecting and producing documents, responding to
23 interrogatories, and a possible deposition; participating in a potential trial; and
24 acting at all times in the best interest of the class, including in any mediation or
25 settlement. I believed that without plaintiffs such as myself stepping forward to
26 serve as class representatives, Defendants would not compensate the people and
27 businesses they harmed.
28

1 5. I have participated actively in this lawsuit since it was filed in 2021,
2 shortly after the oil spill. In my role as a class representative, I have followed the
3 status and progress of the case and met with counsel in person and communicated
4 with them by phone and e-mail to stay informed, to discuss motion practice,
5 amendments to the complaint, discovery requests and responses, the district court’s
6 rulings, and litigation strategy, including during the mediation and settlement
7 negotiations. I will continue to do so during this settlement approval process, as
8 needed.

9 6. Among other tasks, I helped counsel draft the complaint by describing
10 to them my story and relevant facts and events. I searched for, preserved, and
11 provided to counsel any documents that were pertinent to the case multiple times,
12 understanding that Defendant would receive copies of documents to which they
13 were entitled, including private and financially sensitive documents. I worked with
14 counsel to respond to written discovery requests as well.

15 7. I estimate that I devoted approximately 15-20 hours to this case since
16 2021, including by working on the tasks described above.

17 8. I have reviewed the Settlement and the [Proposed] Plan of Distribution
18 for the Waterfront Tourism Class. I support them, as I believe they represent a fair
19 resolution of this case, while also avoiding the delays and risks of additional
20 litigation, trial, and appeals.

21 9. I have not been promised any compensation for performing my duties
22 as a plaintiff and class representative, and I am aware of no interest of mine in this
23 litigation that conflicts with the interests of other class members. I understand,
24 however, that Class Counsel also believe that the contributions I have made to this
25 litigation justify a service award and intend to request that the Court award me
26 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
27 may not approve at its discretion. I support my lawyers’ request that I receive a
28 service award of \$10,000. I have worked hard on this case on the class’s behalf.

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

Executed on January 24, 2023, in East Costa Mesa, California.

By:  _____
59B8E8F0D9F248D...
Vannrada Lai
Beyond Business Incorporated

EXHIBIT 21

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF BENJAMIN
KNIGHT ON BEHALF OF BONGOS
SPORTFISHING LLC IN SUPPORT
OF FINAL SETTLEMENT
APPROVAL; PLANS OF
DISTRIBUTION; FEES, EXPENSES,
AND SERVICE AWARDS**

Judge: Hon. David O. Carter

1 I, Benjamin Knight, on behalf of Bongos Sportfishing LLC, declare as
2 follows:

3 1. I am an owner of Bongos Sportfishing LLC, a named Plaintiff in this
4 action representing the Waterfront Tourism Class.

5 2. I submit this Declaration in support of Plaintiffs' motions for final
6 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
7 and class representative service awards. I have personal knowledge of the facts
8 stated herein. If called to testify to the contents of this declaration, I could and
9 would competently do so.

10 3. I am a resident of Huntington Beach, California, and at the time of the
11 2021 Huntington Beach Oil Spill I was an owner of Bongos Sportfishing LLC.
12 Bongos Sportfishing LLC provides year-round sportfishing charters out of Newport
13 Beach Harbor. The oil spill resulted in significant lost income for Bongos
14 Sportfishing LLC, including due to the closure of the harbor and fishing blocks,
15 sullyng of the views and marine life, and decreased tourism demand.

16 4. I voluntarily undertook the burdens and risks associated with this
17 lawsuit to seek compensation—for myself and others like me—for injuries
18 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
19 plaintiff in this case entailed, among other things: having my name in a publicly-
20 filed complaint; ongoing engagement with my legal team; participating in
21 discovery, including collecting and producing documents, responding to
22 interrogatories, and a possible deposition; participating in a potential trial; and
23 acting at all times in the best interest of the class, including in any mediation or
24 settlement. I believed that without plaintiffs such as myself stepping forward to
25 serve as class representatives, Defendants would not compensate the people and
26 businesses they harmed.

27 5. I have participated actively in this lawsuit since it was filed in 2021,
28 shortly after the oil spill. In my role as a class representative, I have followed the

1 status and progress of the case and met with counsel in person or communicated
2 with them by phone and e-mail to stay informed, to discuss motion practice,
3 amendments to the complaint, discovery requests and responses, the district court's
4 rulings, and litigation strategy, including during the mediation and settlement
5 negotiations. I will continue to do so during this settlement approval process, as
6 needed.

7 6. Among other tasks, I helped counsel draft the complaint by describing
8 to them my story and relevant facts and events. I searched for, preserved, and
9 provided to counsel any documents that were pertinent to the case multiple times,
10 understanding that Defendant would receive copies of documents to which they
11 were entitled, including private and financially sensitive documents. I worked with
12 counsel to respond to written discovery requests as well.

13 7. I, and other business personnel of Bongos Sportfishing LLC, estimate
14 that we have devoted approximately 90 hours to this case since 2021, including by
15 working on the tasks described above.

16 8. I have reviewed the Settlement and the [Proposed] Plan of Distribution
17 for the Waterfront Tourism Class. I support them, as I believe they represent a fair
18 resolution of this case, while also avoiding the delays and risks of additional
19 litigation, trial, and appeals.

20 9. I have not been promised any compensation for performing my duties
21 as a plaintiff and class representative, and I am aware of no interest of mine in this
22 litigation that conflicts with the interests of other class members. I understand,
23 however, that Class Counsel also believe that the contributions I have made to this
24 litigation justify a service award and intend to request that the Court award me
25 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
26 may not approve at its discretion. I support my lawyers' request that I receive a
27 service award of \$10,000. I have worked hard on this case on the class's behalf.
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 1/24/2023, in Huntington Beach, California.

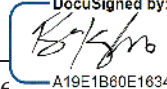
By:  _____
Benjamin Knight
Bongos Sportfishing LLC

EXHIBIT 22

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF MICHAEL
MONGOLD ON BEHALF OF
BONGOS III SPORTFISHING LLC
IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Michael Mongold, on behalf of Bongos III Sportfishing LLC, declare as
2 follows:

3 1. I am the owner of Bongos III Sportfishing LLC, a named Plaintiff in
4 this action representing the Waterfront Tourism Class.

5 2. I submit this Declaration in support of Plaintiffs' motions for final
6 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
7 and class representative service awards. I have personal knowledge of the facts
8 stated herein. If called to testify to the contents of this declaration, I could and
9 would competently do so.

10 3. I am a resident of Newport Beach, California, and at the time of the
11 2021 Huntington Beach Oil Spill I was an owner of Bongos III Sportfishing LLC.
12 Bongos III Sportfishing LLC provides year-round sportfishing charters out of
13 Newport Beach Harbor. The oil spill resulted in significant lost income for Bongos
14 III Sportfishing LLC, including due to the closure of the harbor and fishing blocks,
15 sullyng of the views and marine life, and decreased tourism demand.

16 4. I voluntarily undertook the burdens and risks associated with this
17 lawsuit to seek compensation—for myself and others like me—for injuries
18 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
19 plaintiff in this case entailed, among other things: having my name in a publicly-
20 filed complaint; ongoing engagement with my legal team; participating in
21 discovery, including collecting and producing documents, responding to
22 interrogatories, and a possible deposition; participating in a potential trial; and
23 acting at all times in the best interest of the class, including in any mediation or
24 settlement. I believed that without plaintiffs such as myself stepping forward to
25 serve as class representatives, Defendants would not compensate the people and
26 businesses they harmed.

27 5. I have participated actively in this lawsuit since it was filed in 2021,
28 shortly after the oil spill. In my role as a class representative, I have followed the

1 status and progress of the case and met with counsel in person or communicated
2 with them by phone and e-mail to stay informed, to discuss motion practice,
3 amendments to the complaint, discovery requests and responses, the district court's
4 rulings, and litigation strategy, including during the mediation and settlement
5 negotiations. I will continue to do so during this settlement approval process, as
6 needed.

7 6. Among other tasks, I helped counsel draft the complaint by describing
8 to them my story and relevant facts and events. I searched for, preserved, and
9 provided to counsel any documents that were pertinent to the case multiple times,
10 understanding that Defendant would receive copies of documents to which they
11 were entitled, including private and financially sensitive documents. I worked with
12 counsel to respond to written discovery requests as well.

13 7. I, and other business personnel of Bongos III Sportfishing LLC,
14 estimate that we have devoted approximately 90 hours to this case since 2021,
15 including by working on the tasks described above.

16 8. I have reviewed the Settlement and the [Proposed] Plan of Distribution
17 for the Waterfront Tourism Class. I support them, as I believe they represent a fair
18 resolution of this case, while also avoiding the delays and risks of additional
19 litigation, trial, and appeals.

20 9. I have not been promised any compensation for performing my duties
21 as a plaintiff and class representative, and I am aware of no interest of mine in this
22 litigation that conflicts with the interests of other class members. I understand,
23 however, that Class Counsel also believe that the contributions I have made to this
24 litigation justify a service award and intend to request that the Court award me
25 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
26 may not approve at its discretion. I support my lawyers' request that I receive a
27 service award of \$10,000. I have worked hard on this case on the class's behalf.
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on 1/24/2023, in Newport Beach, California.

By:  _____
Michael Mongold
Bongos III Sportfishing LLC

EXHIBIT 23

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF THOR
BRISBIN ON BEHALF OF DAVEY'S
LOCKER SPORTFISHING, INC., IN
SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Thor Brisbin, on behalf of Davey's Locker Sportfishing, Inc., declare as
2 follows:

3 1. I am the President of Davey's Locker Sportfishing, Inc., a named
4 Plaintiff in this action representing the Waterfront Tourism Class.

5 2. I submit this Declaration in support of Plaintiffs' motions for final
6 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
7 and class representative service awards. I have personal knowledge of the facts
8 stated herein. If called to testify to the contents of this declaration, I could and
9 would competently do so.

10 3. Davey's Locker provides reservations and business management
11 services for sportfishing, whale-watching, and other types of boat cruises and tours
12 out of Newport Beach Harbor. The oil spill resulted in significant lost income for
13 Davey's Locker, including due to the closure of the harbor and fishing blocks,
14 sullyng of the views and marine life, and decreased tourism demand.

15 4. I and other Davey's Locker personnel voluntarily undertook the
16 burdens and risks associated with this lawsuit to seek compensation—for Davey's
17 Locker and others like it—for injuries sustained from the 2021 Huntington Beach
18 Oil Spill. I understood that being a plaintiff in this case entailed, among other
19 things: having my company's name in a publicly-filed complaint; ongoing
20 engagement with the legal team; participating in discovery, including collecting and
21 producing documents, responding to interrogatories, and a possible deposition;
22 participating in a potential trial; and acting at all times in the best interest of the
23 class, including in any mediation or settlement. I believed that without plaintiffs
24 such as my company stepping forward to serve as class representatives, Defendants
25 would not compensate the people and businesses they harmed.

26 5. I have participated actively in this lawsuit since it was filed in 2021,
27 shortly after the oil spill. In my role on behalf of class representative Davey's
28 Locker, I have followed the status and progress of the case and met with counsel in

1 person or communicated with them by phone and e-mail to stay informed, to
2 discuss motion practice, amendments to the complaint, discovery requests and
3 responses, the district court's rulings, and litigation strategy, including during the
4 mediation and settlement negotiations. I will continue to do so during this
5 settlement approval process, as needed.

6 6. Among other tasks, I helped counsel draft the complaint by describing
7 to them my story and relevant facts and events. I (and other Davey's Locker
8 personnel) searched for, preserved, and provided to counsel any documents that
9 were pertinent to the case multiple times, understanding that Defendant would
10 receive copies of documents to which they were entitled, including private and
11 financially sensitive documents. I worked with counsel to respond to written
12 discovery requests as well.

13 7. I estimate that I and other Davey's Locker personnel devoted more
14 than 200 hours to this case since 2021, including by working on the tasks described
15 above.

16 8. I have reviewed the Settlement and the [Proposed] Plan of Distribution
17 for the Waterfront Tourism Class. I support them, as I believe they represent a fair
18 resolution of this case, while also avoiding the delays and risks of additional
19 litigation, trial, and appeals.

20 9. I have not been promised any compensation for performing my duties
21 as a plaintiff and class representative, and I am aware of no interest of mine in this
22 litigation that conflicts with the interests of other class members. I understand,
23 however, that Class Counsel also believe that the contributions Davey's Locker has
24 made to this litigation justify a service award and intend to request that the Court
25 award Davey's Locker \$10,000 for its time and efforts on behalf of the Class,
26 which the Court may or may not approve at its discretion. I support my lawyers'
27 request for service awards of \$10,000 to each Class Representative. I and my team
28 have worked hard on this case on the class's behalf.

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

Executed on January 24, 2023, in Thousand Oaks, California.

By:  _____
Thor Brisbin
Davey's Locker Sportfishing, Inc.

EXHIBIT 24

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF NICHOLAS
NAGEL ON BEHALF OF EAST
MEETS WEST EXCURSIONS, IN
SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Nicholas Nagel, on behalf of East Meets West Excursions, declare as
2 follows:

3 1. I am the owner and manager of East Meets West Excursions, a named
4 Plaintiff in this action representing the Waterfront Tourism Class.

5 2. I submit this Declaration in support of Plaintiffs' motions for final
6 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
7 and class representative service awards. I have personal knowledge of the facts
8 stated herein. If called to testify to the contents of this declaration, I could and
9 would competently do so.

10 3. I am a resident of Costa Mesa, California, and at the time of the 2021
11 Huntington Beach Oil Spill I was the owner and manager of East Meets West
12 Excursions. East Meets West Excursions provides year-round whale-watching,
13 dolphin-watching, harbor cruise, and other types of boat cruises and tours out of
14 Newport Beach Harbor. The oil spill resulted in significant lost income for East
15 Meets West Excursions, including due to the closure of the harbor and fishing
16 blocks, sullyng of the views and marine life, and decreased tourism demand.

17 4. I voluntarily undertook the burdens and risks associated with this
18 lawsuit to seek compensation—for myself and others like me—for injuries
19 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
20 plaintiff in this case entailed, among other things: having my name in a publicly-
21 filed complaint; ongoing engagement with my legal team; participating in
22 discovery, including collecting and producing documents, responding to
23 interrogatories, and a possible deposition; participating in a potential trial; and
24 acting at all times in the best interest of the class, including in any mediation or
25 settlement. I believed that without plaintiffs such as myself stepping forward to
26 serve as class representatives, Defendants would not compensate the people and
27 businesses they harmed.
28

1 5. I have participated actively in this lawsuit since it was filed in 2021,
2 shortly after the oil spill. In my role as a class representative, I have followed the
3 status and progress of the case and met with counsel in person or communicated
4 with them by phone and e-mail to stay informed, to discuss motion practice,
5 amendments to the complaint, discovery requests and responses, the district court's
6 rulings, and litigation strategy, including during the mediation and settlement
7 negotiations. I will continue to do so during this settlement approval process, as
8 needed.

9 6. Among other tasks, I helped counsel draft the complaint by describing
10 to them my story and relevant facts and events. I searched for, preserved, and
11 provided to counsel any documents that were pertinent to the case multiple times,
12 understanding that Defendant would receive copies of documents to which they
13 were entitled, including private and financially sensitive documents. I worked with
14 counsel to respond to written discovery requests as well.

15 7. I estimate that I devoted approximately 100 hours to this case since
16 2021, including by working on the tasks described above.

17 8. I have reviewed the Settlement and the [Proposed] Plan of Distribution
18 for the Waterfront Tourism Class. I support them, as I believe they represent a fair
19 resolution of this case, while also avoiding the delays and risks of additional
20 litigation, trial, and appeals.

21 9. I have not been promised any compensation for performing my duties
22 as a plaintiff and class representative, and I am aware of no interest of mine in this
23 litigation that conflicts with the interests of other class members. I understand,
24 however, that Class Counsel also believe that the contributions I have made to this
25 litigation justify a service award and intend to request that the Court award me
26 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
27 may not approve at its discretion. I support my lawyers' request that I receive a
28 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

Executed on 1/23/2023, in Costa Mesa, California.

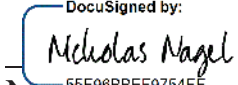
By:  _____
55E98BBEF9754EE...
NICHOLAS NAGEL
East Meets West Excursions

EXHIBIT 25

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

15
16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF TYLER
WAYMAN IN SUPPORT OF FINAL
SETTLEMENT APPROVAL; PLANS
OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Tyler Wayman declare as follows:

2 1. I am a named Plaintiff in this action representing the Waterfront
3 Tourism Class.

4 2. I submit this Declaration in support of Plaintiffs' motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. At the time of the 2021 Huntington Beach Oil Spill, I was a resident of
10 Costa Mesa, California, and I was a commercial board captain based at Newport
11 Beach Harbor. The oil spill resulted in significant lost income for my business,
12 including due to the closure of the harbor and fishing blocks, sullyng of the views
13 and marine life, and decreased tourism demand.

14 4. I voluntarily undertook the burdens and risks associated with this
15 lawsuit to seek compensation—for myself and others like me—for injuries
16 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
17 plaintiff in this case entailed, among other things: having my name in a publicly-
18 filed complaint; ongoing engagement with my legal team; participating in
19 discovery, including collecting and producing documents, responding to
20 interrogatories, and a possible deposition; participating in a potential trial; and
21 acting at all times in the best interest of the class, including in any mediation or
22 settlement. I believed that without plaintiffs such as myself stepping forward to
23 serve as class representatives, Defendants would not compensate the people and
24 businesses they harmed.

25 5. I have participated actively in this lawsuit since it was filed in 2021,
26 shortly after the oil spill. In my role as a class representative, I have followed the
27 status and progress of the case and met with counsel in person or communicated
28 with them by phone and e-mail to stay informed, to discuss motion practice,

1 amendments to the complaint, discovery requests and responses, the district court’s
2 rulings, and litigation strategy, including during the mediation and settlement
3 negotiations. I will continue to do so during this settlement approval process, as
4 needed.

5 6. Among other tasks, I helped counsel draft the complaint by describing
6 to them my story and relevant facts and events. I searched for, preserved, and
7 provided to counsel any documents that were pertinent to the case multiple times,
8 understanding that Defendant would receive copies of documents to which they
9 were entitled, including private and financially sensitive documents. I worked with
10 counsel to respond to written discovery requests as well.

11 7. I estimate that I devoted approximately 35 hours to this case since
12 2021, including by working on the tasks described above.

13 8. I have reviewed the Settlements and the [Proposed] Plans of
14 Distribution for the Waterfront Tourism Class. I support them, as I believe they
15 represent a fair resolution of this case, while also avoiding the delays and risks of
16 additional litigation, trial, and appeals.

17 9. I have not been promised any compensation for performing my duties
18 as a plaintiff and class representative, and I am aware of no interest of mine in this
19 litigation that conflicts with the interests of other class members. I understand,
20 however, that Class Counsel also believe that the contributions I have made to this
21 litigation justify a service award and intend to request that the Court award me
22 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
23 may not approve at its discretion. I support my lawyers’ request that I receive a
24 service award of \$10,000. I have worked hard on this case on the class’s behalf.

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

Executed on 1/24/2023, in Costa Mesa, CA.

By:


DocuSigned by:

225DEE2D6B9E481...
Tyler wayman

EXHIBIT 26

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13 *Interim Co-Lead Counsel for Plaintiffs and the Proposed Classes*

14 *[Additional Counsel Appear on Signature Page]*

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16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**
18 **SOUTHERN DIVISION**

19 PETER MOSES GUTIERREZ, JR., *et*
20 *al.*,

21 Plaintiffs,

22 v.

23 AMPLIFY ENERGY CORP., *et al.*,

24 Defendants.

Case No. 8:21-CV-01628-DOC(JDEx)

**DECLARATION OF DONALD C.
BROCKMAN IN SUPPORT OF
FINAL SETTLEMENT APPROVAL;
PLANS OF DISTRIBUTION; FEES,
EXPENSES, AND SERVICE
AWARDS**

Judge: Hon. David O. Carter

1 I, Donald C. Brockman declare as follows:

2 1. I am a named Plaintiff in this action representing the Fisher Class and
3 the Waterfront Tourism Class.

4 2. I submit this Declaration in support of Plaintiffs' motions for final
5 approval of the Settlement; approval of the plans of distribution; and fees, expenses,
6 and class representative service awards. I have personal knowledge of the facts
7 stated herein. If called to testify to the contents of this declaration, I could and
8 would competently do so.

9 3. I am the trustee of the Donald C. Brockman Trust, which is the co-
10 owner of two fishing vessels and one sportfishing vessel based at Newport Beach
11 Harbor. I am also the co-owner of Freelance Sportfishing, Inc., which leases those
12 vessels and operates the fishing vessels. The oil spill resulted in significant lost
13 income for my vessels and business, including due to the closure of fisheries,
14 diminished fish population, and diminished demand for consumption of local fish,
15 as well as the closure of the harbor and fishing blocks, sullyng of the views and
16 marine life, and decreased tourism demand.

17 4. I voluntarily undertook the burdens and risks associated with this
18 lawsuit to seek compensation—for myself and others like me—for injuries
19 sustained from the 2021 Huntington Beach Oil Spill. I understood that being a
20 plaintiff in this case entailed, among other things: having my name in a publicly-
21 filed complaint; ongoing engagement with my legal team; participating in
22 discovery, including collecting and producing documents, responding to
23 interrogatories, and a possible deposition; participating in a potential trial; and
24 acting at all times in the best interest of the class, including in any mediation or
25 settlement. I believed that without plaintiffs such as myself stepping forward to
26 serve as class representatives, Defendants would not compensate the people and
27 businesses they harmed.

28

1 5. I have participated actively in this lawsuit since it was filed in 2021,
2 shortly after the oil spill. In my role as a class representative, I have followed the
3 status and progress of the case and met with counsel in person or communicated
4 with them by phone and e-mail to stay informed, to discuss motion practice,
5 amendments to the complaint, discovery requests and responses, the district court's
6 rulings, and litigation strategy, including during the mediation and settlement
7 negotiations. I will continue to do so during this settlement approval process, as
8 needed.

9 6. Among other tasks, I helped counsel draft the complaint by describing
10 to them my story and relevant facts and events. I searched for, preserved, and
11 provided to counsel any documents that were pertinent to the case multiple times,
12 understanding that Defendant would receive copies of documents to which they
13 were entitled, including private and financially sensitive documents. I worked with
14 counsel to respond to written discovery requests as well.

15 7. I estimate that I devoted approximately 150 hours to this case,
16 including by working on the tasks described above.

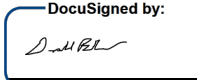
17 8. I have reviewed the Settlements and the [Proposed] Plans of
18 Distribution for the Fisher Class and the Waterfront Tourism Class. I support them,
19 as I believe they represent a fair resolution of this case, while also avoiding the
20 delays and risks of additional litigation, trial, and appeals.

21 9. I have not been promised any compensation for performing my duties
22 as a plaintiff and class representative, and I am aware of no interest of mine in this
23 litigation that conflicts with the interests of other class members. I understand,
24 however, that Class Counsel also believe that the contributions I have made to this
25 litigation justify a service award and intend to request that the Court award me
26 \$10,000 for my time and efforts on behalf of the Class, which the Court may or
27 may not approve at its discretion. I support my lawyers' request that I receive a
28 service award of \$10,000. I have worked hard on this case on the class's behalf.

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

Executed on January 24, 2023, in Lake Havasu City, Arizona.

By: 
BA45C220767D49C...
Donald C. Brockman