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AMERICAN HONDA MOTOR CO., INC.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
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12 VINCE EAGEN, on behalf of himself
and all others similarly situated,

13 Plaintiff,

14 v.

15 AMERICAN HONDA MOTOR CO.,
16 INC.,

17 Defendant.
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) Case No. 3:12-CV-01377-SI

) Assigned to Hon. Susan Illston

) Courtroom 10

) **DECLARATION OF
SETTLEMENT ADMINISTRATOR
PROVIDING FINAL LISTS OF
OPT-OUTS AND OBJECTORS**

) Hearing Date: March 21, 2014
) Hearing Time: 9:00 a.m.

DECLARATION OF SETTLEMENT ADMINISTRATOR

I, GREG ROMER, declare as follows:

1. I am the Manager of the Chino, California Customer Support Center of American Honda Motor Co., Inc. (“AHM”), which serves as the Settlement Administrator pursuant to the Class Action Settlement Agreement and Release (“Settlement Agreement”) (Dkt. # 73-1) and this Court’s October 9, 2013 Preliminary Approval Order (Dkt. # 89) in the above-captioned action.¹

2. I submit this declaration in connection with the Unopposed Motion for Final Approval of Class Action Settlement, filed on January 10, 2014 (Dkt. # 93), and corrected on January 14, 2014 (Dkt. # 99). I also submit this declaration to provide the Court with a final list of Settlement Class Members who have submitted timely written requests to be excluded from the Settlement (“opt-outs”), and a final list of Settlement Class Members who have submitted timely written objections to the Settlement. Providing the Court with these final lists is specifically required by the Preliminary Approval Order (at ¶¶ 14, 19).

3. The following statements are based upon my personal knowledge and upon information provided to me by other AHM employees working under my supervision, and by AHM’s outside legal counsel. If called upon to do so, I could and would testify competently thereto.

NOTICES OF INTENT TO APPEAR

4. As of March 10, 2014, the Settlement Administrator has not received any notices of intent to appear at the Final Approval Hearing.

OPT-OUTS AND REQUESTS TO EXCLUDE

5. Paragraph 12 of the Class Notice informed Settlement Class Members that any requests for exclusion must be made in writing and postmarked no later

¹ Capitalized terms not otherwise defined herein shall have the same meanings as ascribed to them in the Class Action Settlement Agreement And Release. (Dkt. # 73-1.)

1 than February 24, 2014. As of March 10, 2014, the Settlement Administrator has
2 received 212 timely requests from Settlement Class Members to be excluded from
3 the Settlement. AHM's counsel advises me that copies of these letters were
4 periodically provided to Class Counsel.

5 6. AHM's counsel also advises me that they and Class Counsel have
6 received another 6 exclusion requests from Settlement Class Members. Therefore,
7 there are a total of 218 timely written requests for exclusion from the settlement.

8 7. A complete list of each of the Settlement Class Members who have
9 submitted timely written requests to be excluded from the Settlement is attached
10 hereto as **Exhibit A**.

11 8. A true and correct copy of each written exclusion request is attached
12 hereto as **Exhibit B**.

13 **OBJECTIONS TO THE SETTLEMENT**

14 9. Paragraph 18 of the Class Notice informed Settlement Class Members
15 that any objections to the Settlement must be submitted in writing and postmarked
16 no later than February 24, 2014. As of March 10, 2014, the Settlement
17 Administrator has received 11 timely written objections to the Settlement. AHM's
18 counsel advises me that it and Class Counsel have also received an additional four
19 objection letters, and that the Court received one objection letter, which the Court
20 publicly filed via its electronic case filing system.

21 10. Therefore, a total of 16 written objections were timely submitted.
22 AHM's counsel advises me that copies of the objection letters were periodically
23 provided to Class Counsel.

24 11. A complete list of each of the Settlement Class Members who have
25 submitted timely written objections is attached hereto as **Exhibit C**.

26 12. A true and correct copy of each written objection letter is attached
27 hereto as **Exhibit D**.

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SETTLEMENT CORRESPONDENCE AND COMMENTS

13. Paragraph 18 of the Class Notice informed Settlement Class Members that they may comment on the Settlement in writing. As of March 10, 2014, the Settlement Administrator has received numerous written comments and other correspondence from Settlement Class Members.

14. A complete list of each Settlement Class Member submitting written comments and other correspondence is attached hereto as **Exhibit E**.

15. A true and correct copy of each written comment and/or correspondence is attached hereto as **Exhibit F**.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed at Chino, California on March 10, 2014.


GREG ROMER

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CERTIFICATE OF SERVICE

I, Michael B. Shortnacy, hereby certify that on March 10, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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