Honorable Christopher M. Alston Chapter 11

Hearing Location: Seattle, Rm. 7206 Hearing Date: November 16, 2018

Hearing Time: 11:00 a.m.

UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

In re: Case No. 16-11767-CMA

NORTHWEST TERRITORIAL MINT, LLC,

Debtor.

DECLARATION OF CLASS COUNSEL CONCERNING NO OPT-OUTS OR

OBJECTIONS TO THE CLASS ACTION SETTLEMENT OF WARN ACT CLAIMS

The undersigned, counsel to a Settlement Class of WARN Act claimants so certified by this Court, declares as follows, under penalty of perjury:

- 1. On September 14, 2018, this Court entered an Order preliminarily approving a Settlement Agreement¹ entered into by and among Mark Calvert (the "Trustee") on behalf of Northwest Territorial Mint, LLC (the "Debtor") and Brittany Konkel ("Class Claimant") (the "Preliminary Approval Order" Doc. 1880).
- 2. In accordance with the Settlement Agreement, the undersigned mailed the Court approved Class Notice to Settlement Class Members by first-class mail at their last known addresses on September 18, 2018.

DECLARATION OF CLASS COUNSEL CONCERNING NO OPT-OUTS OR OBJECTIONS TO THE CLASS ACTION SETTLEMENT OF WARN ACT CLAIMS - 1

THE GARDNER FIRM, P.C. Mary E. Olsen , pro hac vice 182 St. Francis Street, Suite 103 Mobile, AL 36602 P: (251) 433-8100 F: (251) 433-8181

¹ Capitalized terms utilized but not otherwise defined in this Declaration shall have the meanings ascribed to them in the Settlement Agreement.

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- 3. The Preliminary Approval Order provided that the deadline for Settlement Class Members to opt-out of the Settlement was November 2, 2018. The opt-out deadline was included in the Class Notice.
- 4. The Preliminary Approval Order also provided that the deadline for Settlement Class Members to object to the settlement would be set at 45 days from the date of mailing (which was also November 2, 2018). The objection deadline was included in the Class Notice.
- 5. As of todays' date, the deadline for Settlement Class Members to opt-out or object to the Settlement has passed. Undersigned has received no opt-outs or objections.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

DATED this 6th day of November, 2018, at Mobile, Alabama.

/s/ Mary E. Olsen

Mary E. Olsen, *pro hac vice* 182 St. Francis Street, Suite 103 Mobile, AL 36602 P: (251) 433-8100

F: (251) 433-8181

Attorney for Brittany Konkel, Class Claimant

DECLARATION OF CLASS COUNSEL CONCERNING NO OPT-OUTS OR OBJECTIONS TO THE CLASS ACTION SETTLEMENT OF WARN ACT CLAIMS $\,$ - $\,$ 2

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CERTIFICATE OF SERVICE

I hereby certify that on November 7, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all recipients of ECF electronic notices in this action.

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

DATED at Seattle, Washington on November 7, 2018.

s/Irina Kinyon, PP

Irina Kinyon, PP
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DECLARATION OF CLASS COUNSEL CONCERNING NO OPT-OUTS OR OBJECTIONS TO THE CLASS ACTION SETTLEMENT OF WARN ACT CLAIMS - 3

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