

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Julie Karpik, Michelle Lewis, Deborah Mondell,
Robert Owen, Linda Humenik, Diane George, and
Theodore George, individually and as
representatives of a class of similarly situated
persons, and on behalf of the Huntington
Investment and Tax Savings Plan,

Plaintiffs,

v.

Huntington Bancshares Incorporated, Huntington
Bancshares Incorporated Board of Directors, and
Huntington Bancshares Incorporated Investment
and Administrative Committee,

Defendants.

Case No. 2:17-cv-1153-MHW-KAJ

**DECLARATION OF JEFFREY
MITCHELL IN SUPPORT OF
PLAINTIFFS' MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

I, Jeffrey Mitchell, pursuant to 28 U.S.C. § 1746, state as follows:

1. I am currently a Project Manager for Analytics Consulting, LLC (hereinafter "Analytics"), located at 18675 Lake Drive East, Chanhassen, Minnesota, 55317. Analytics provides consulting services to the design and administration of class action and mass tort litigation settlements and notice programs. The settlements Analytics has managed over the past twenty-five years range in size from fewer than 100 class members to more than 40 million, including some of the largest and most complex notice and claims administration programs in history.

2. Analytics' clients include corporations, law firms (both plaintiff and defense), the Department of Justice, the Securities and Exchange Commission, and the Federal Trade Commission, which since 1998 has retained Analytics to administer and provide expert advice regarding notice and claims processing in their settlements/distribution of funds.

3. In my capacity as Project Manager, I count among my duties responsibility for matters relating to the settlement administration for the above-captioned litigation.

4. Analytics has been engaged in this matter to provide settlement administration services, including (among other things) the mailing of the Court-approved Notices of Settlement and CAFA notice, the establishment and maintenance of a Settlement Website and telephone call center facility, and the distribution of Settlement benefits to Settlement Class Members (following final approval).¹

5. The Court approved Analytics as the Settlement Administrator in this matter in its Order on Plaintiffs' Motion for Preliminary Approval of Class Action Settlement ("Preliminary Approval Order"). *ECF No. 71 ¶ 18*.

CAFA Notice

6. On August 14, 2020, Analytics served CAFA Notice to the 53 Attorneys General identified by Defendants as proper recipients, as well as the Acting Attorney General of the United States, pursuant to 28 U.S.C. §1715.

Notice of Settlement

7. On or about August 6, 2020, Analytics received Settlement Class Member data from defense counsel in this action. The data included files containing records of participant names and addresses belonging to Settlement Class Members.

8. Analytics then cross-referenced the Settlement Class Member addresses with the United States Postal Service National Change of Address database. The Class list was updated with any new addresses that were identified.

¹ Unless otherwise noted, all capitalized terms referenced herein have the meaning ascribed to them in the Parties' Settlement Agreement (*ECF No. 67-03*).

9. Pursuant to Paragraph 2.7 of the Settlement Agreement, after updating the relevant addresses, Analytics mailed the Court-approved Notices to 38,846 Settlement Class Members, consisting of 20,920 Current Participants and 17,926 Former Participants. A copy of each of the Notices is attached hereto as **Exhibits 1 and 2**, respectively. These Notices were mailed on November 13, 2020, in accordance with the Preliminary Approval Order, by first-class mail, postage prepaid.

10. A Court-approved Former Participant Rollover Form was included with each Notice for Former Participant Settlement Class Members. A copy of the Former Participant Rollover Form that was sent to each Former Participant Settlement Class Member is attached hereto as **Exhibit 3**.

11. On or around November 3, 2020, Analytics was provided updated balance information for Class Members to load to its database. The updated balance information identified 830 Class Members that were identified as Current Participants in the initial Class List data that were no longer Current Participants; it also identified 28 Class Members identified as Former Participants in the initial Class List data that had subsequently become current. Analytics updated the Class Member type on these records and re-mailed the appropriate Notices.

12. Through the date of this Declaration, 556 Notices to Settlement Class Members were returned to Analytics by the U.S. Postal Service with a forwarding address. In each case, Analytics updated the Class list with the forwarding address and re-mailed the Notice (and Former Participant Rollover Form, if applicable) to the updated address.

13. Through the date of this Declaration, 1,990 Notices to Settlement Class Members were returned to Analytics by the U.S. Postal Service without a forwarding address. In each case, Analytics conducted a skip trace in attempt to ascertain a valid address for the affected Settlement

Class Members. As a result of these efforts, 1,637 new addresses were identified for Settlement Class Members. Analytics subsequently updated the Class list with these new addresses and re-mailed the applicable Notice (and for Former Participants Settlement Class Members, a Former Participant Rollover Form) to each of those addresses. Of those, 62 Notices have been returned as undeliverable by the Post Office as of the date of this Declaration.

14. In total, out of 38,846 Settlement Notices, Analytics' records indicate only 415 (~1.1%) were ultimately undeliverable, despite Analytics' efforts to verify address information in advance of mailing and to update address information and re-mail the Notices if they were initially returned.

Settlement Website and Telephone Information Line

15. From November 13, 2020 to the present, Analytics also has maintained a Settlement Website relating to this action, as provided by Paragraph 2.10 of the Settlement Agreement. The internet address for this Settlement Website is www.huntingtonerisasettlement.com. Among other things, the Settlement Website includes: (1) a "Frequently Asked Questions" page containing a clear summary of essential case information; (2) a "Home" page and "Important Dates" page, each containing clear notice of applicable deadlines; (3) an "Important Case Documents" page, which includes case and settlement documents for download (including the Settlement Notices, Former Participant Claim Form, Class Action Complaint, Settlement Agreement, Preliminary Approval Order, and Plaintiffs' Motion for Approval of Attorneys' Fees, Expenses, and Class Representative Service Awards and related documents); and (4) email, phone, and U.S. mail contact information for Analytics.

16. Analytics also created and maintained a toll-free telephone support line as a resource for Settlement Class Members seeking information about the Settlement. The toll-free telephone line employs an interactive voice response system ("IVR system") to answer calls and

provides callers the option of speaking with a live operator if they prefer. The toll-free number for the telephone support line is 1-833-710-1515. This telephone number was referenced in the Notices that were sent to Settlement Class Members and also appears on the Settlement Website.

Response to Class Notice

17. As of the date of this Declaration, I am not aware of any objections from Settlement Class Members to the Settlement.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Dated: January 20, 2021

DocuSigned by:

4B01C430FCD14E4...
Jeffrey Mitchell