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Co-Lead Counsel for Plaintiffs and the Proposed Class

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO DIVISION**

**IN RE BANK OF AMERICA
CALIFORNIA UNEMPLOYMENT
BENEFITS LITIGATION**

This Document Relates to All Actions

Case No. 3:21-md-02992-GPC-MSB

**DECLARATION OF KARIN B.
SWOPE IN SUPPORT OF
PLAINTIFFS' UNOPPOSED EX
PARTE REQUEST FOR KARIN B.
SWOPE TO APPEAR AT
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION HEARING
TELEPHONICALLY**

Hearing Date: January 17, 2025

Time: 1:30 p.m.

Courtroom: 2D, Second Floor

Judge: Hon. Gonzalo P. Curiel

DECLARATION OF KARIN B. SWOPE IN SUPPORT OF UNOPPOSED EX PARTE REQUEST
TO APPEAR AT PLAINTIFFS' MOTION FOR CLASS CERTIFICATION TELEPHONICALLY

1 I, Karin B. Swope, hereby declare as follows:

2 1. I am an attorney licensed to practice law in the State of Washington and
3 appear in this matter pro hac vice. I am a partner in the law firm of Cotchett Pitre &
4 McCarthy LLP, one of the lead counsel firms of record for Plaintiffs in this matter.

5 2. I submit this Declaration in support of this ex parte request to appear at
6 Plaintiffs' Motion for Class Certification telephonically.

7 3. This application is based on good cause and on the grounds that a family
8 member has had to be evacuated due to the Palisades Fire in Los Angeles. Due to the
9 circumstances, it is advisable for me to not travel to San Diego this week and participate
10 in the hearing on Plaintiffs' Motion for Class Certification telephonically.

11 4. Plaintiffs' counsel responsible for presenting oral argument on Plaintiffs'
12 Motion for Class Certification will be personally present in the courtroom at the hearing
13 on January 17, 2025. Therefore, my appearance by telephone should not interfere with
14 the hearing on Plaintiffs' motion and will not result in prejudice to any party.

15 5. On January 14, 2025, I notified counsel for Defendant of my intent to
16 request the subject relief by this ex parte application. Defense counsel confirmed they
17 have no objection to my appearing telephonically at the hearing on Plaintiffs' Motion
18 for Class Certification.

19 6. I was not able to bring a fully noticed motion as the circumstances giving
20 rise to this request arose outside the requisite time frame to bring a regularly noticed
21 motion.

22 I declare under penalty of perjury under the laws of the United States that the
23 foregoing is true and correct. Executed on this 15th day of January 2025, at Seattle,
24 Washington.

25 /s/ Karin B. Swope

26 KARIN B. SWOPE