

DX 14.C

**REDACTED VERSION OF
DOCUMENT SOUGHT TO
BE SEALED PURSUANT TO
STIPULATED
PROTECTIVE ORDER**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO DIVISION

IN RE BANK OF AMERICA) Case No.
CALIFORNIA UNEMPLOYMENT) 21-MD-02992 LAB-MSB
BENEFITS LITIGATION)

_____)

This Document Relates to)

All Actions)

)

)

HIGHLY CONFIDENTIAL
VIDEO-RECORDED DEPOSITION OF JANE CLONINGER

Wednesday, June 11, 2025
San Francisco, California

Stenographically Reported By:
Hanna Kim, CLR, CSR No. 13083
Job No. 7413877

1 MS. C. CHAN: Objection.

2 THE WITNESS: I don't think so.

3 BY MS. Y. CHAN:

4 Q. Okay. Let me show you what we've
5 premarked as Exhibits 1 and 2. These are your two 10:37:10
6 reports in this case.

7 And did you draft these reports?

8 A. Yes, I drafted these reports.

9 Q. Okay. Did anyone help you?

10 A. Well, I drafted them and worked with my 10:37:25
11 attorneys here to edit and refine and -- but
12 everything is, you know, subject to my final
13 approval.

14 Q. Yeah. Did anyone else other than the
15 attorneys help you with the report? 10:37:39

16 A. No.

17 Q. Okay. Did anyone rewrite any portions of
18 your reports?

19 A. No. I mean, my -- the edits would have
20 rewritten pieces, but those I reviewed and made 10:37:49
21 share I was totally comfortable with.

22 Q. Did any of those edits change the
23 substance of your opinion?

24 A. No. They just helped it communicate
25 better. 10:38:03

1 Q. Okay. Did any of those edits change the
2 nature of the opinion?

3 A. No.

4 Q. Okay. Did any of those edits add a new
5 opinion that you had not included in a prior draft? 10:38:09

6 A. I don't think so. I think we refined it
7 also as we went through the process to reflect what
8 we were learning through the other -- through the
9 exchange of documents, so...

10 Q. And you also submitted two declarations in 10:38:28
11 con- -- in connection with the class certification
12 briefing in this case.

13 Do you recall that? Not -- not the one --

14 A. I'm just looking at what you had, to see
15 what you have here. 10:38:43

16 Yes, there was a -- a -- a -- a report for
17 class certification.

18 Q. Okay. And did you draft those two
19 declarations?

20 A. Yes. 10:38:51

21 Q. Did anyone help you with those?

22 A. The same as with these.

23 Q. Okay. Have you reviewed those recently?

24 A. I looked at them some in the last few
25 days. 10:39:00

1 Q. Is there anything that you offered in
2 those class cert declarations that you want to
3 change now or that you now disagree with?

4 A. I don't think so.

5 Q. Okay. Have any of those opinions changed? 10:39:13

6 A. I don't think so, no.

7 Q. And did you review the two reports in
8 front of you in pre- -- in preparation for today?

9 A. Yes.

10 Q. Did you see anything in there that you 10:39:25
11 wanted to correct or change?

12 A. No.

13 Q. Okay. What else did you do in preparation
14 for this deposition?

15 A. Oh, I read through some of the documents 10:39:34
16 that are cited. I did a prep session with the
17 attorneys on Monday. And just reviewed materials.

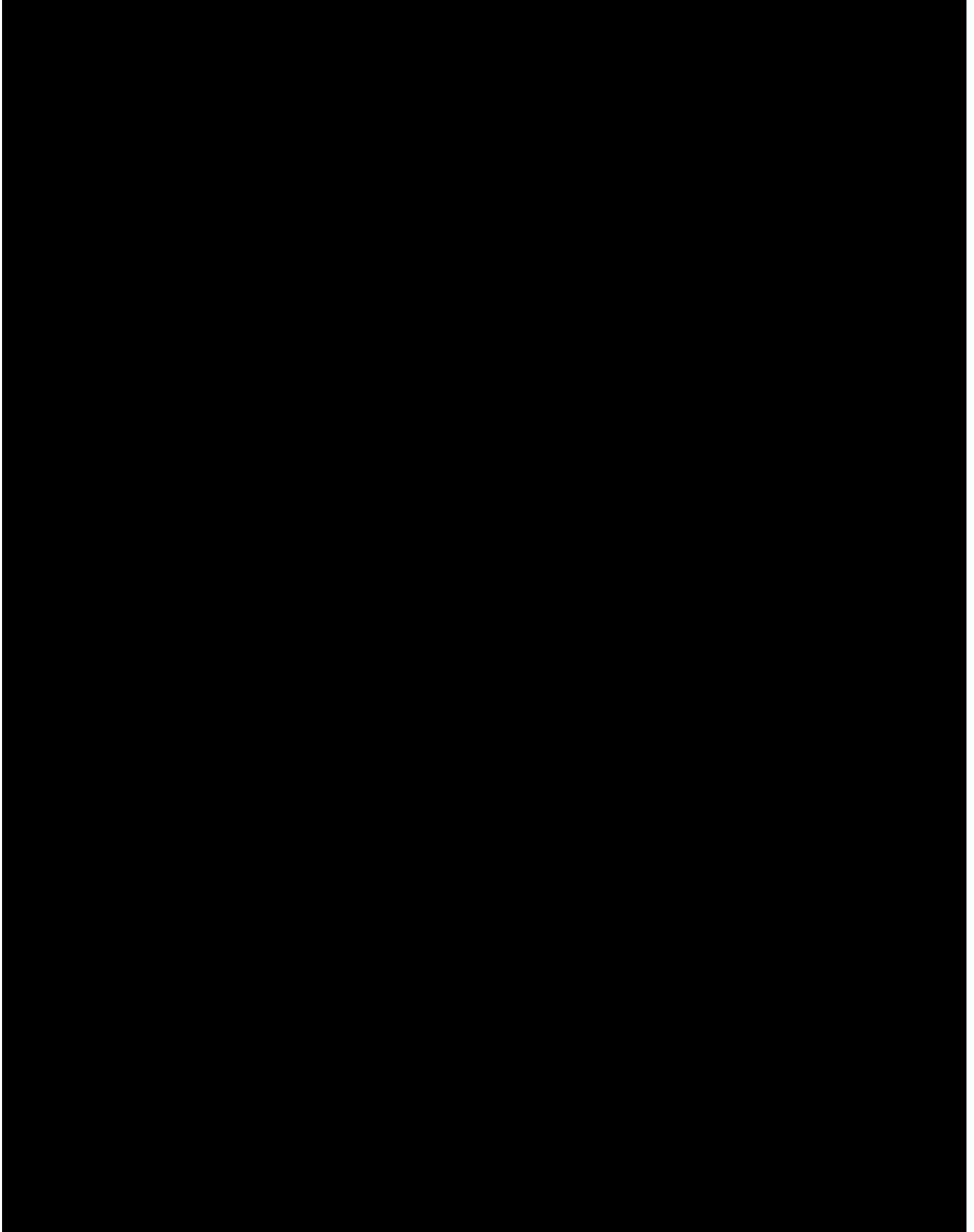
18 Q. Did you speak with anyone other than the
19 attorneys in preparation for this deposition?

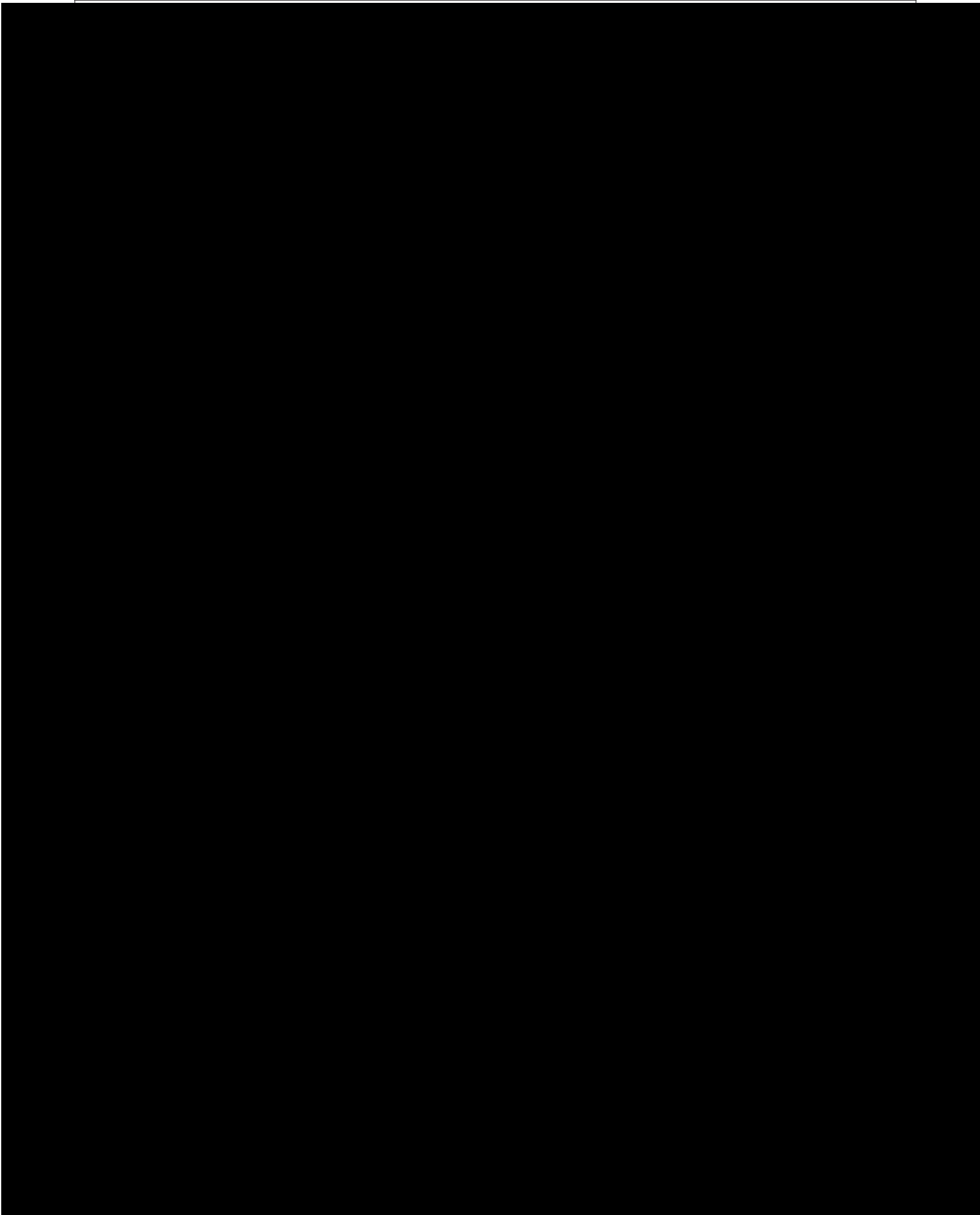
20 A. No. 10:40:01

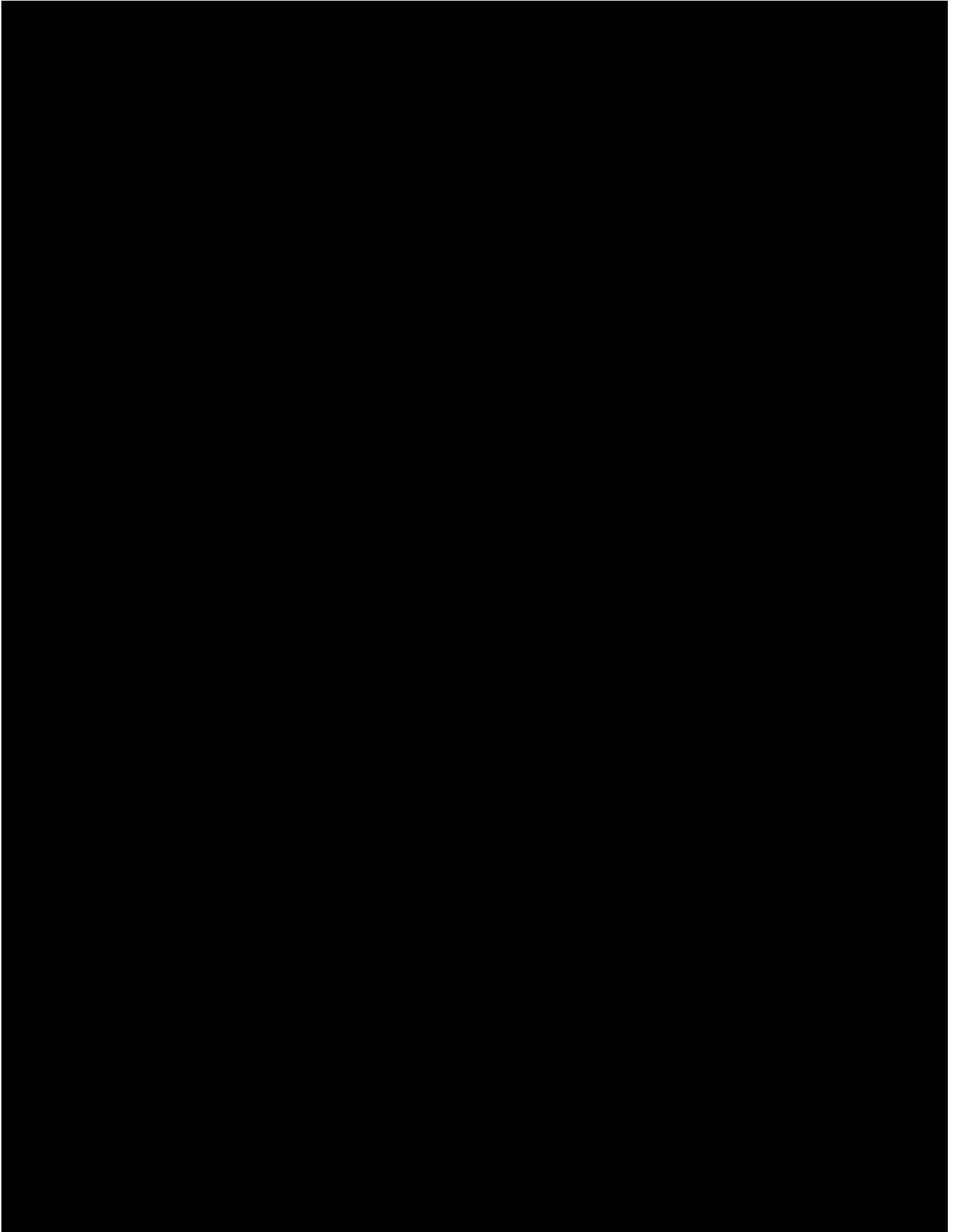
21 Q. Did you speak with any of the other expert
22 witnesses in this case?

23 A. No.

24 Q. Have you ever spoken with any of the other
25 expert witnesses in this case? 10:40:07







1 CERTIFICATE OF REPORTER

2 I, Hanna Kim, a Certified Shorthand
3 Reporter, do hereby certify:

4 That prior to being examined, the witness
5 in the foregoing proceedings was by me duly sworn to
6 testify to the truth, the whole truth, and nothing
7 but the truth;

8 That said proceedings were taken before me
9 at the time and place therein set forth and were
10 taken down by me in shorthand and thereafter
11 transcribed into typewriting under my direction and
12 supervision;

13 I further certify that I am neither
14 counsel for, nor related to, any party to said
15 proceedings, not in anywise interested in the
16 outcome thereof.

17 Further, that if the foregoing pertains to
18 the original transcript of a deposition in a federal
19 case, before completion of the proceedings, review
20 of the transcript [X] was [] was not requested.

21 In witness whereof, I have hereunto
22 subscribed my name.

23 Dated: June 25, 2025.

24 

25 Hanna Kim CLR, CSR No. 13083

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