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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE PLAID INC. PRIVACY
LITIGATION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

Master Docket No.: 4:20-cv-03056-DMR

**DECLARATION OF RACHEL GEMAN
IN SUPPORT OF PLAINTIFFS'
OMNIBUS RESPONSE TO
OBJECTIONS TO CLASS ACTION
SETTLEMENT**

1 I, Rachel Geman, declare as follows:

2 1. I am a member in good standing of the State Bar of New York, and a partner in
3 Lieff Cabraser Heimann & Bernstein, LLP, which has been appointed by the Court to serve as
4 Co-Lead Class Counsel in this action. I make this Declaration based on my own personal
5 knowledge. If called upon to testify, I could and would testify competently to the truth of the
6 matters stated herein. I submit this declaration in support of the Plaintiffs' Omnibus Response to
7 Objections to Class Action Settlement.

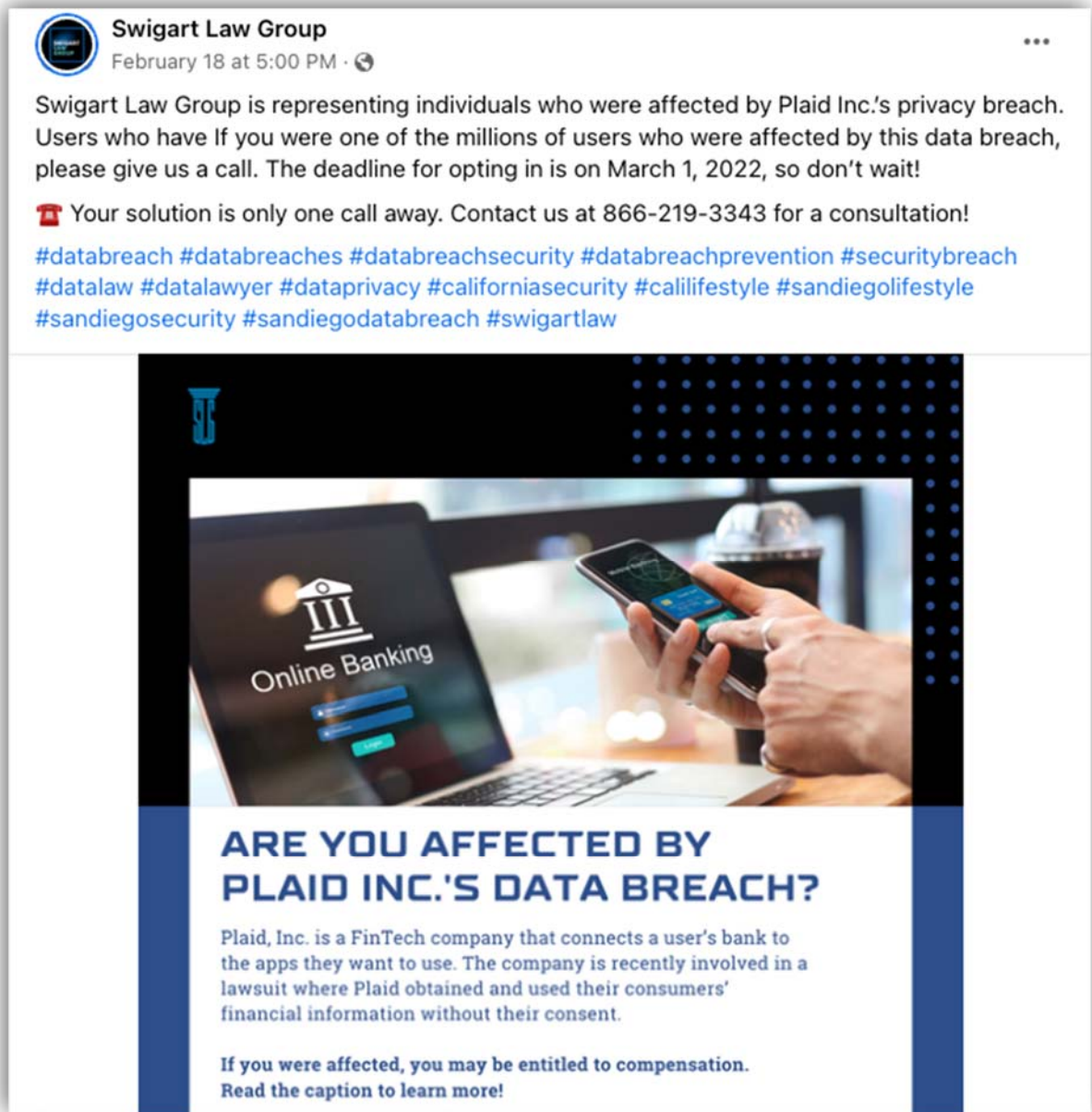
8 **Exclusions**

9 2. As noted in the March 18, 2022 filing (Dkt. 165), there had been approximately
10 1,785 requests for exclusion received by the Angeion Group, LLC ("Angeion"), the Court-
11 appointed Settlement Administrator, as of that date.

12 3. Of those requests for exclusion, approximately 1,547—or 87% of all exclusions—
13 were submitted by the Swigart Law Group ("Swigart"). Swigart first served Class Counsel with a
14 letter enclosing fifty-nine requests for exclusion from Class Members whom Swigart stated that it
15 represented on February 22, 2022.

16 4. Based on its research following that notification, including searches run on popular
17 social media platforms like Facebook and Instagram, Class Counsel understands that Swigart
18 utilized a direct marketing campaign to solicit opt-outs.
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5. For example, Class Counsel located the advertisement shown below on Facebook:



6. On February 24, 2022, I communicated with Swigart (via e-mails with Mr. Joshua B. Swigart, Esq.) to ensure that any representations to Class Members be accurate and non-confusing.

Class Member Communications

7. As of March 21, 2022, Class Counsel has received communications from at least 110 Class Members, including phone calls and e-mails. Class Counsel, working in conjunction

1 with Angeion, has endeavored to address Class Members' inquiries and concerns in every
2 instance.

3 8. None of the Class Members with whom Class Counsel has communicated has
4 reported experiencing the technical issue identified by Objector Soldis (Dkt. 155), regarding an
5 "error" code received when attempting to enter bank account information for purposes of
6 receiving disbursement by direct deposit.¹

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

9 Executed on this 21st day of March, 2022, at New York, New York.

10 /s/ Rachel Geman

11 RACHEL GEMAN
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26 _____
27 ¹ On January 31, 2022, one Class Member reported receiving an "error" code when entering his
28 Notice and Claim ID numbers into the online claim form. A representative from my firm spoke
with the Class Member by phone the following day, February 1, 2022. The Class Member
ultimately resolved the issue and submitted a claim that day.