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3 **UNITED STATES DISTRICT COURT**  
4 **NORTHERN DISTRICT OF CALIFORNIA**  
5 **SAN FRANCISCO DIVISION**

6 KAREN SOLBERG, et al.,

Case No. 14-cv-05266-VC

7 Plaintiffs,

**DECLARATION OF GRETCHEN EOFF  
REGARDING POST-DISTRIBUTION  
ACCOUNTING**

8 v.

9 VICTIM SERVICES, INC., d/b/a  
CORRECTIVESOLUTIONS, et al.,

Honorable Vince Chhabria

10 Defendants.

11 I, GRETCHEN EOFF, declare as follows:

12 1. I am a Senior Vice President of JND Legal Administration LLC (“JND”). This  
13 Declaration is based on my personal knowledge, as well as information provided to me by experienced  
14 JND employees and, if called upon to do so, I could and would testify competently thereto.  
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16 2. JND previously filed a Declaration Regarding Administration Costs, dated January 29,  
17 2021, ECF No. 393, a Declaration Regarding Notice Plan<sup>1</sup> and Settlement Administration, dated  
18 August 5, 2021, ECF No. 418 (“Notice Declaration”), and a Declaration Regarding Claims and  
19 Settlement Administration, dated August 17, 2021, ECF No. 420. This Declaration is being filed to  
20 update the Court regarding the Settlement Award distribution.  
21

22 **SETTLEMENT FUND ALLOCATION**

23 3. JND established a qualified settlement fund (“QSF”) for the purpose of receiving and  
24 disbursing Settlement monetary funds in accordance with the terms of the Settlement Agreement.  
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26 \_\_\_\_\_  
27 <sup>1</sup> Capitalized terms used and not otherwise defined in this Declaration shall have the meanings given  
28 such terms in the Settlement Agreement and Release, dated January 29, 2021, ECF No 391-1  
 (“Settlement Agreement”).

1           4.       On April 16, 2021, JND received \$1,100,000.00 into the QSF representing the  
2 Settlement Fund.

3           5.       In compliance with the Final Approval Order, dated August 23, 2021, ECF 423, JND  
4 distributed the Settlement Fund as follows:

5                   a.       \$247,500.00 was paid in October 2021 to Class Counsel for attorneys' fees,  
6 withholding \$27,500 or 10% until after the Court enters an order releasing  
7 the remainder of the fees;

8                   b.       \$130,151.00 was paid in October 2021 to Class Counsel for attorneys'  
9 litigation costs;

10                  c.       \$9,000.00 was paid in October 2021 to the three Class Representatives who  
11 each received a \$3,000 Service Award;

12                  d.       \$113,768.68 was paid on September 30, 2021 for Settlement Administration  
13 Expenses; and

14                  e.       \$570,103.29 in Settlement Awards were paid on October 22, 2021 to  
15 Settlement Class Members who submitted timely and valid claims as further  
16 detailed below.<sup>2</sup>

17           6.       Pursuant to the terms of the Settlement, members of the FDCPA Class who did not  
18 pay fees to the Defendant were allocated a *pro rata* share of the \$20,000 portion of the Settlement  
19 Fund that was allocated to FDCPA statutory damages. Members of the FDCPA Class who paid fees  
20 to Defendants and the UCL Class were allocated a *pro rata* share of the Actual Damages Settlement  
21 Fund based on the plan of allocation outlined in the Settlement Agreement.

22                                   **DISTRIBUTION AND REMAINING SETTLEMENT FUNDS**

23           7.       On October 22, 2021, JND mailed 2,054 Settlement Awards. Details regarding the  
24 Settlement Award checks are as follows:

25                   a.       The largest Settlement Award was \$2,165.86;

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27                   <sup>2</sup> Due to *pro rata* rounding, \$1,977.03 was not distributed in the initial distribution and remains in the  
28 Settlement Fund for future distribution.

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- b. The smallest Settlement Award was \$9.76;
- c. The average Settlement Award was \$277.56; and
- d. The median Settlement Award was \$311.83.

8. As of February 9, 2022, of the 2,054 Settlement Award checks issued, 1,889 checks have been negotiated (totaling \$547,779.09), 5 checks were reissued and are currently active (totaling \$649.88), and 160 checks have not been negotiated (totaling \$21,674.32). The void date for the last reissued check is February 28, 2022.

9. As of February 9, 2022, \$51,801.23 remains in the Settlement Fund (including the \$27,500 withheld for Class Counsel attorneys' fees, \$649.88 for the 5 active checks, and the \$1,977.03 *pro rata* remainder). Of this \$51,801.23, \$23,651.35 is available for a second distribution to Settlement claimants who negotiated their initial check. JND estimates that a second check distribution to the 1,894 Settlement claimants who have active checks or negotiated their Settlement Awards payments will cost approximately \$4,000.

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

Executed on February 10, 2022 in Seattle, Washington.

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GRETCHEN EOFF

CERTIFICATE OF SERVICE

I, Beth E. Terrell, hereby certify that on February 11, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification to all registered CM/ECF users:

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DATED this 11th day of February, 2022.

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