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Class Counsel

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

KEITH ANDREWS, an individual, et al.,

Plaintiffs,

v.

PLAINS ALL AMERICAN PIPELINE,
L.P., a Delaware limited partnership, et al.,

Defendants.

Case No. 2:15-cv-04113-PSG-JEMx

**DECLARATION OF JULI E. FARRIS
IN SUPPORT OF STATUS REPORT
REGARDING FISHER AND
PROPERTY CLASS SETTLEMENT
DISTRIBUTION AND DISPOSITION
OF RESIDUAL FUNDS**

Judge: Hon. Philip S. Gutierrez

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1 I, Juli E. Farris, declare:

2 1. I am a partner in the law firm of Keller Rohrback L.L.P., and I am counsel
3 of record for Plaintiffs and the certified classes in this matter. I make this Declaration of
4 my own personal knowledge.

5 2. I submit this declaration in support of the Status Report Regarding Fisher
6 and Property Class Settlement Distribution and Disposition of Residual Funds.

7 3. Attached hereto as **Exhibit C** is a true and correct copy of the October 3,
8 2024, letter from the San Pedro Group. Although this document was previously filed on
9 the Court's docket October 10, 2024 (Dkt. No. 993), we have redacted the attached
10 exhibit to remove personally identifying information and licensing information
11 prohibited from disclosure by California Fish and Game regulations and state law, along
12 with an application to file the documents under seal.

13 4. Attached hereto as **Exhibit D** is a true and correct copy of the September
14 19, 2024, letter from another claimant, postmarked October 3, 2024, and received by
15 Keller Rohrback L.L.P. on October 7, 2024, to be filed under seal.

16
17 I declare under penalty of perjury that the foregoing is true and correct.

18 Executed this 23rd day of October 2024, at Seattle, Washington.

19
20 
21 _____
22 Juli E. Farris

EXHIBIT C

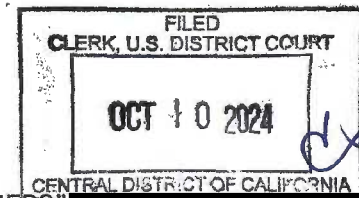
Redacted

Case 2:15-cv-04113-PSG-JEM Document 993 Filed 10/10/24 Page 1 of 35 Page ID RE: Plains Oil Spill Settlement #46253

Keith Andrews, as an individual, et al. Plaintiffs v. Claims All American Pipeline, L.P., A Delaware Limited Partnership, et.al.,

Case No. 2:15-CV-04113-PSG-JEMx

The Honorable Philip S. Gutierrez,



We are sending this letter on behalf of commercial fisherman "FISHERS" [REDACTED]

We believe there are still unclaimed settlement monies that have not been distributed to the settlement class and THAT AS FISHER CLASS MEMBERS WE ARE ENTITLED TO OUR FAIR SHARE AND NOT JUST A REWARD AND/OR NOTHING.

We are perplexed that the attorneys who are supposed to be representing the class which we feel we are a part of refuse to give us any information or answer any questions, even the most general.

Based on the criteria from the Plains Oil Spill Settlement Website, we should have been recognized as a member of the fisher class. Please refer to the attached list of Fishers. (ITEM #1)

This is From Plains Oil Spill website frequently asked questions

- 4. How do I know if I am a Fisher Class Member.
- The Court has decided that everyone who fits either of the following descriptions is a member of the Fisher Class:

Commercial Fishers: All persons and businesses who owned or worked on a vessel that was in operation as of May 19, 2015 and that: (1) landed any commercial seafood in California Department of Fish & Wildlife ("CDFW") fishing blocks 654, 655, or 656; or (2) landed any commercial seafood, except groundfish or highly migratory species (as defined by the CDFW and the Pacific Fishery Management Council), in CDFW fishing blocks 651-656, 664-670, 678-686, 701-707, 718-726, 739-746, 760-765, or 806-809; from May 19, 2010 to May 19, 2015, inclusive; and

- Fish Processors: All persons and businesses in operation as of May 19, 2015, who purchased such commercial seafood directly from the Commercial Fishers and re-sold it at the retail or wholesale level.

Criteria #1 – all persons who worked on a vessel that was in operation as of 5/19/2015.

[REDACTED]

Criteria #2 – ALL FISH WAS LANDED WITHIN THE IDENTIFIED FISHING BLOCKS PER ABOVE

[REDACTED]

FROM PLAINS OIL SPILL SETTLEMENT CLAIM FORM

The Court has decided that everyone who fits either of the following descriptions is a member of the Fisher Class:

- **Commercial Fishers:** All persons and businesses who owned or worked on a vessel that was in operation as of May 19, 2015 and that:

(1) landed any commercial seafood in California Department of Fish & Wildlife ("CDFW") fishing blocks 654, 655, or 656; or

(2) landed any commercial seafood, except groundfish or highly migratory species (as defined by the CDFW and the Pacific Fishery Management Council), in CDFW fishing blocks 651-656, 664-670, 678-686, 701-707, 718-726, 739-746, 760-765, or 806-809; from May 19, 2010 to May 19, 2015, inclusive; and;

- **Fish Processors:** All persons and businesses in operation as of May 19, 2015, who purchased such commercial seafood directly from the Commercial Fishers and re-sold it at the retail or wholesale level.

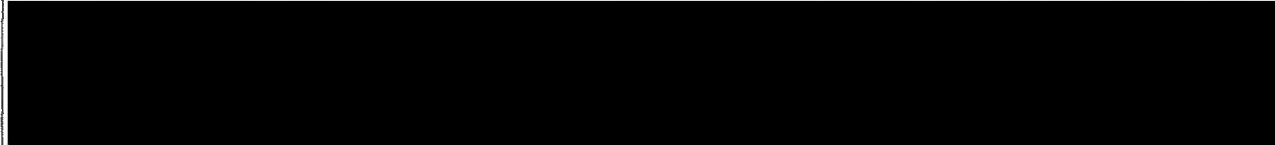
You can find out if you are a Fisher Class Member by going to www.PlainsOilSpillSettlement.com.

You must submit a separate Fisher Class Claim Form for each CDFW vessel ID, fishing license, or (processor) fishing business license for which you are seeking a Settlement payment.

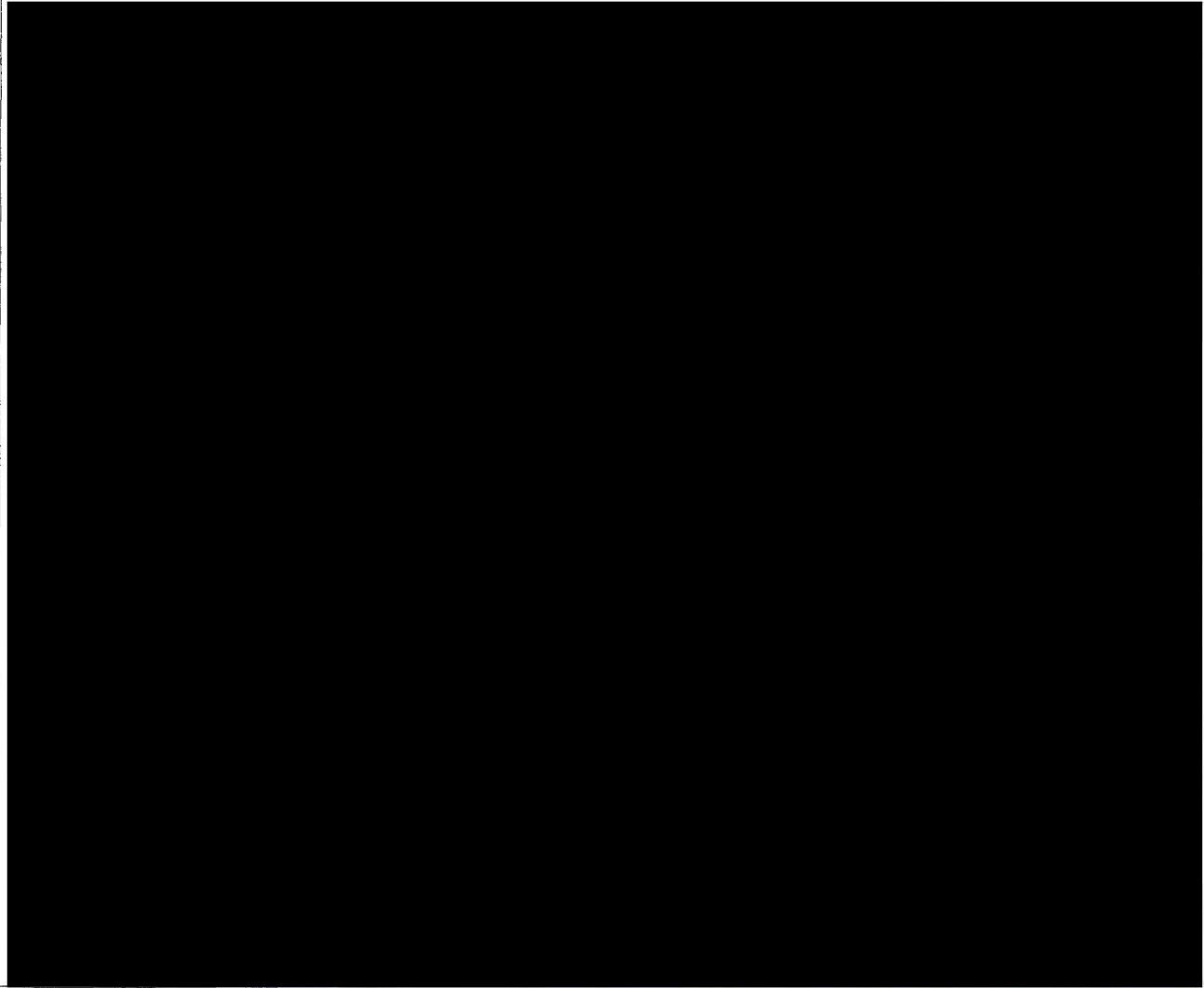
The Settlement Administrator will use CDFW Landing Records to determine your eligibility for a settlement payment and the amount of the payment. You are not required to submit individual landing records, proof of income, or financial records to obtain a payment unless it is necessary to verify identity, membership in the Class, to resolve disputes, or as otherwise requested by the Settlement Administrator



If you are not identified in CDFW Landing Records, you may still submit a Claim and provide documentation to the Settlement Administrator for evaluation, as set out below.



If you are eligible for a settlement payment, you are allowed to direct the Settlement Administrator to designate a portion of your payment to another person or entity. That recipient must also submit a Claim Form to receive funds directly from the Settlement Administrator. If the recipient does not claim the funds, the amount you designated for them will be distributed to you.





Designated Recipients: If you are a Designated Recipient of a portion of a Fisher Claimant’s Award, please complete Section 1 of this Claim Form.

For more information and complete instructions, please review the **Plan of Distribution for the Fisher Class**, available at www.PlainsOilSpillSettlement.com.

Claims must be submitted online or postmarked by mail no later than October 31, 2022. Use the address at the top of this form for mailed claims.

Please note that the Settlement Administrator may contact you to request additional documents to process your claim.



ADDITIONALLY, THERE ARE FISHER CLASS MEMBERS WHO HAVE ENCOUNTERED AND EXPERIENCED THE FOLLOWING:



***CONSTRUCTIVE NOTICE WAS NOT GIVEN**

***OF THE 14 NEWSPAPERS IT WAS ONLY ADVERTISED IN ONE LA AREA NEWSPAPER – THE LA NEWS. WE HAVE NEVER HEARD OF THIS NEWSPAPER. WHY WASN’T IT IN THE LA TIMES??**

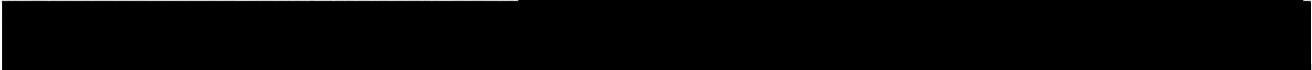
***WHY WASN’T IT POSTED ON SOCIAL MEDIA PLATFORMS??**

***WHY WOULD AN ASSUMPTION BE MADE THAT ADVERTISING IN ASIAN AND HISPANIC NEWSPAPERS WOULD BE SUFFICIENT LEGAL NOTICE WHEN THE MAJORITY OF THE SAN PEDRO FISHER CLASS MEMBERS ARE ITALIAN AND/OR CROATION??**

When we inquired as to how the class was determined we were told they received their information from the California Department of Fish and Wildlife. Landing records and fishing license numbers.

ONLY ONE MEMBER (USUALLY THE CAPTAIN) SIGNS THE LANDING RECORD AND ONCE A MONTH THE OWNER DOES PAYROLL BASED ON WHAT FISHERS/CREW MEMEBERS WERE ON THE VESSEL WHEN THE FISH WAS LANDED.

WITH REGARDS TO LANDING RECORDS, IT IS NOT ALWAYS THE CAPTAIN (OR SAME PERSON) WHO SIGNS OFF ON THE LANDING RECORD.



Did “JND” know what information to ask CDFW for fisher, I.E. PURSE SEINERS & HOW THE LANDING RECORDS WORKED?? THERE IS ONLY ONE SIGNATURE ON THE LANDING RECORDS, USUALLY THE

Case 2:15-cv-04113-PSG-JEM Document 993 Filed 10/10/24 Page 5 of 35 Page ID #46297
CAPTAIN BUT NOT ALWAYS. OVER A 10 YEAR PERIOD CREW MEMBERS SIGNED THOSE LANDING RECORDS, SO IF WE ARE GOING BY LANDING RECORDS WHY WEREN'T THOSE CREW MEMBERS INCLUDED/NOTIFIED??

ON 9/17/24, AFTER NUMEROUS CALLS JULIE @ JND REQUESTED [REDACTED]

On 9/24/24, MR. LARRY CONLAN OF CAPELLO & NOEL TOLD [REDACTED]

BY THE FACTS CONTAINED IN THIS LETTER, YOU CAN SEE THAT IT IS A VERY CONFUSING SITUATION.

In Document 955 – THE FOLLOWING PERSONS ARE IDENTIFIED AS FISHER CLASS
WERE ANY OF THESE PLAINTIFFS' COMMERCIAL FISHERS ON PURSE SEINERS WITH MORE THAN 1 OR 2 CREW MEMBERS. Purse seiners have 6 to 10 crew members. Did JND contact any commercial purse seiner fisherman to find out how those boats were run? The fisher class plaintiffs appear to all be small boats with no crew.

- ***Tiffani & Keith Andrews** – full time commercial fisherman – 1993 – 2008 fished Santa Barbara coast with wife
Fished for sea cucumber, ridge back shrimp and halibut depending on availability and season
- ***Mike Gandall** – resident of Goleta, ca. comm fisherman 30 years.
First boat 1983 – at time of spill – spiny lobster, typically set my traps in the coastal waters between Gaviota, Santa Barbara and Carpinteria. Fishes for rock crab (2017 sold lobster permit due to oil spill)
- ***Morgan Castagnola** – commercial fisherman in the sb harbor (crew member on family fishing boat)
2015 – owned halibut along the Gaviota coast
- ***David Tibbles** – crew member on commercial fishing boat – 45 years – fished for squid off coast of California primarily pt conception

WE BELIEVE THE WEBSITE WAS NOT UPDATED UNTIL SOMETIME IN 2024.
THERE WAS AN EXTENSION IN MARCH 2024
THEN AN EMAIL EXTENSION TO [REDACTED]
ANOTHER EXTENSION TO 9/30/24

[REDACTED]

[REDACTED]

[REDACTED]

FROM PLAINS OIL SPILL SETTLEMENT WEBSITE FAQS

13. I am a Class member, and I participated in securing landings for Qualified Catch, but my license is not identified in the CDFW Landings Records. What documentation should I submit with my Claim?

If you worked on or owned a vessel (such as a light boat that worked with commercial squid fishers) as a commercial fisher, you were able to submit a Claim, even if your license was not identified in the CDFW Landings Records. You needed to submit additional documentation to support your Claim in order to demonstrate that you participated in landing Qualifying Catch as defined in the [Plan of Distribution for the Fisher Class](#). The deadline to file a Claim Form passed on October 31, 2022.

14. If I worked on or owned a vessel (such as a light boat) that has Qualifying Catch, but my license is not identified in the landings receipt for that catch, how will my Claim be paid?

Verified Claimants are eligible to receive a Fixed Share of the Vessel Share Pool even if they do not qualify for a Variable Share. For more information about how a Fixed Share will be calculated, please review the [Plan of Distribution for the Fisher Class](#).

Verified Claimants who can demonstrate that they were paid based on catch volumes or revenue and can identify vessels and dates of landings in which they participated may be entitled to a Variable Share based on the percentage of the catch revenue to which they were entitled under their employment agreement or contract. The Settlement Administrator will review the Claims and supporting documentation submitted to verify and assess each Claim.

The precise amount available for each Claim will depend upon a variety of factors, including the number of Verified Claimants and the precise amount of funds available. The more Verified Claims submitted, the smaller the likely recovery for each Claim will be.

We are perplexed that the attorneys who are supposed to be representing the class, which we feel we are a part of, refuse to give us any information or answer any questions, even the most general questions.

We respectfully request any guidance you can offer us maneuvering through this confusing, complicated process. Your prompt response is greatly appreciated.

ATTACHMENTS:

ITEM 1 LIST OF FISHERMEN

ITEM 2 -FISHING LICENSES FOR [REDACTED]

CDFW REQUEST FOR LICENSES FOR [REDACTED]

ITEM 3 - [REDACTED]

ITEM 4 - OUTHERN CALIFORNIA FISHERIES CHART (MAP)

DUAL SHORT FORM NOTICE

FISHER SHORT FORM NOTICE

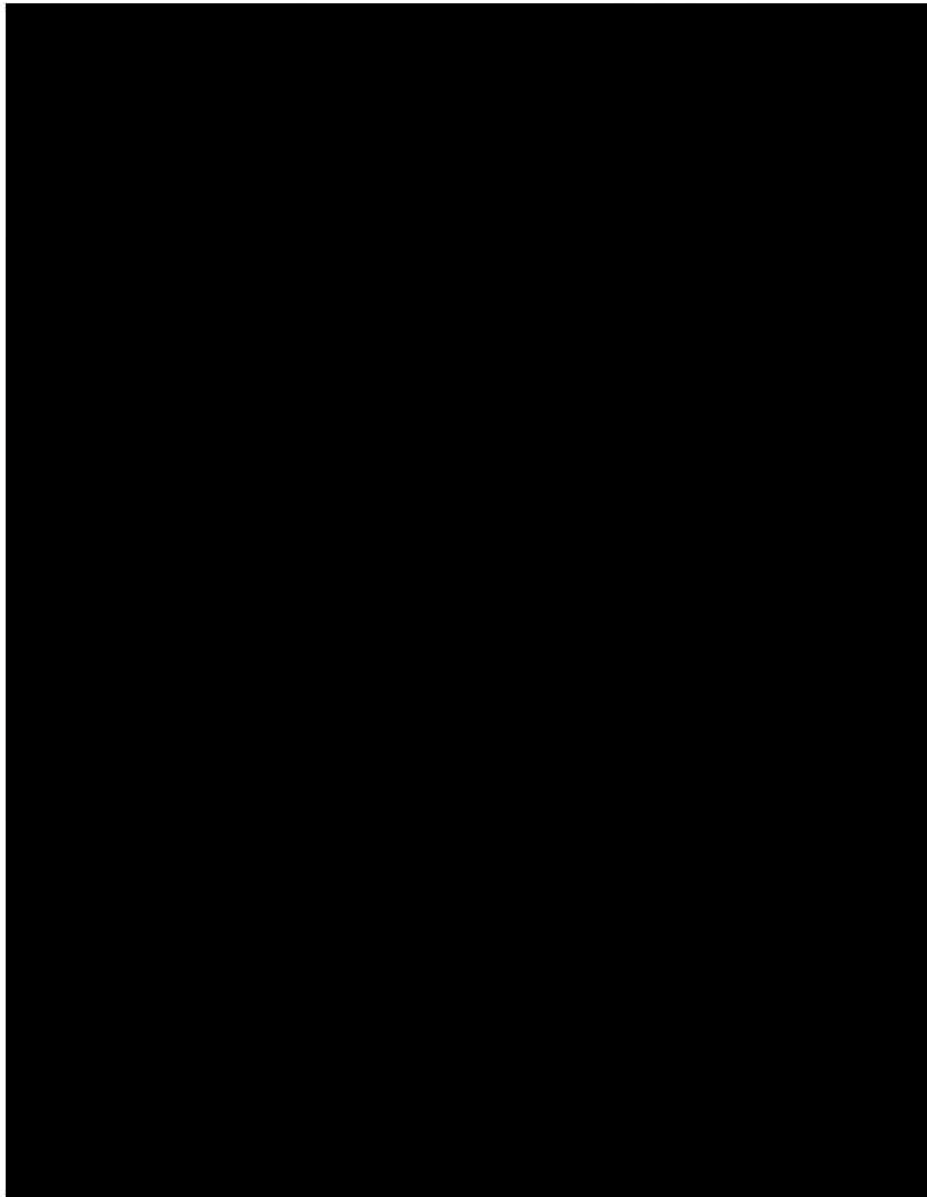
DOCUMENTATION OF PHONE CALLS MADE TO ALL ATTORNEYS

7:23



Photo ▾

Done



7:23



Photo ▾

Done





Photo 

Done







State of California – Department of Fish and Wildlife

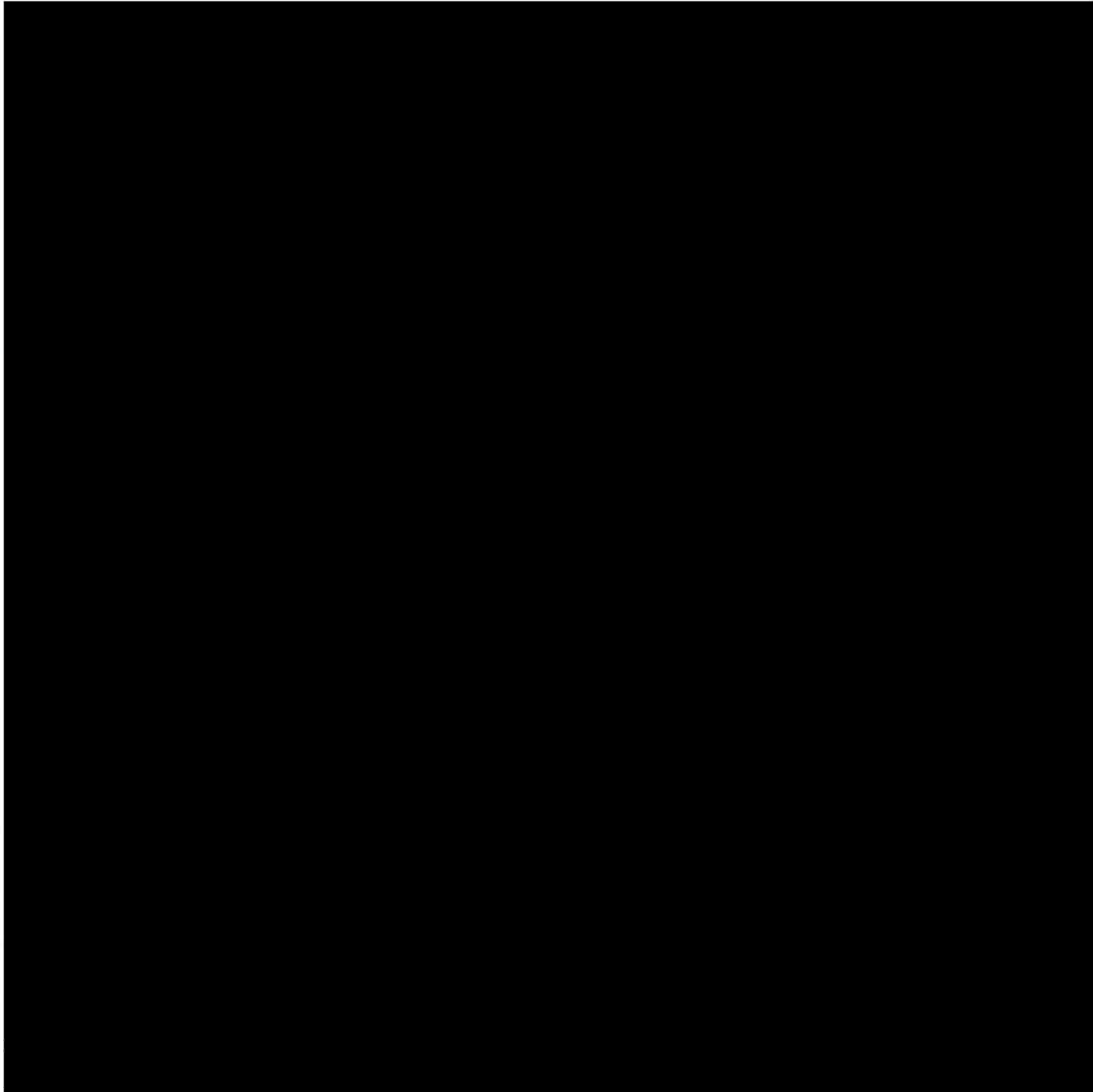
REQUEST FOR VERIFICATION OF COMMERCIAL FISHING LICENSING RECORDS

DFW 1452 (REV. 01/23/24)

TYPE OR PRINT CLEARLY.

REASON FOR REQUEST

NEED DOCUMENTATION FOR A CLASS ACTION LAWSUIT



RETURN FORM TO: California Department of Fish and Wildlife
License and Revenue Branch
PO Box 944209, Sacramento, CA 94244-2090
Phone: (916) 928-5822 Fax: (916) 419-7585
LRBCOMM@wildlife.ca.gov

FOR FISH LANDING AND CPFV LOG RECORDS, CONTACT:
California Department of Fish and Wildlife
Attn: **Marine Fisheries Statistical Unit (MFSU)**
3030 Old Ranch Parkway, Ste. 400, Seal Beach, CA 90740
Phone: (562) 342-7130 Email: MFSU@wildlife.ca.gov



State of California – Department of Fish and Wildlife

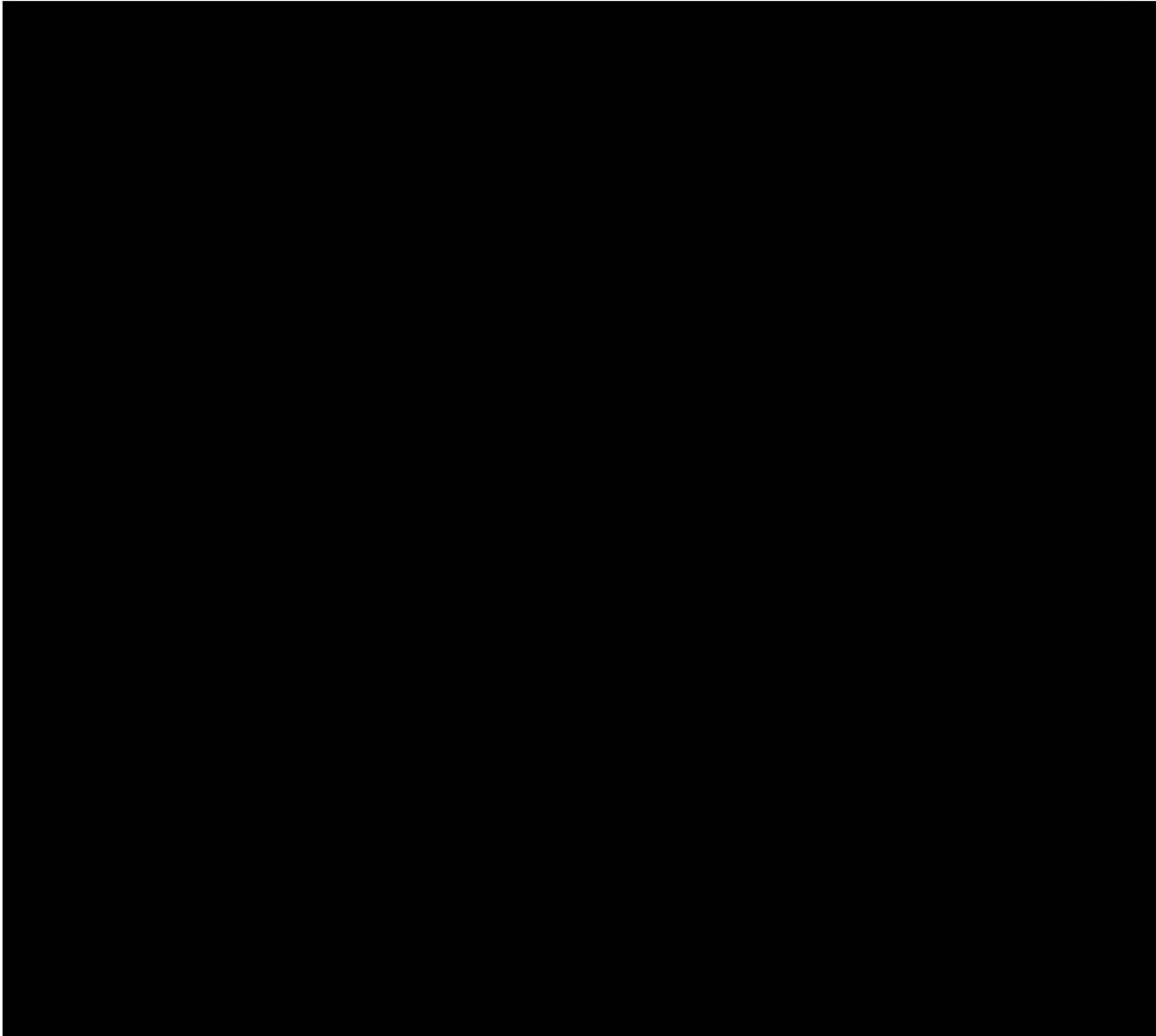
REQUEST FOR VERIFICATION OF COMMERCIAL FISHING LICENSING RECORDS

DFW 1452 (REV. 01/23/24)

TYPE OR PRINT CLEARLY.

REASON FOR REQUEST

NEED DOCUMENTATION FOR CLASS ACTION LAWSUIT



FOR DEPARTMENT OF FISH AND WILDLIFE USE ONLY

CDFW COMMENTS:

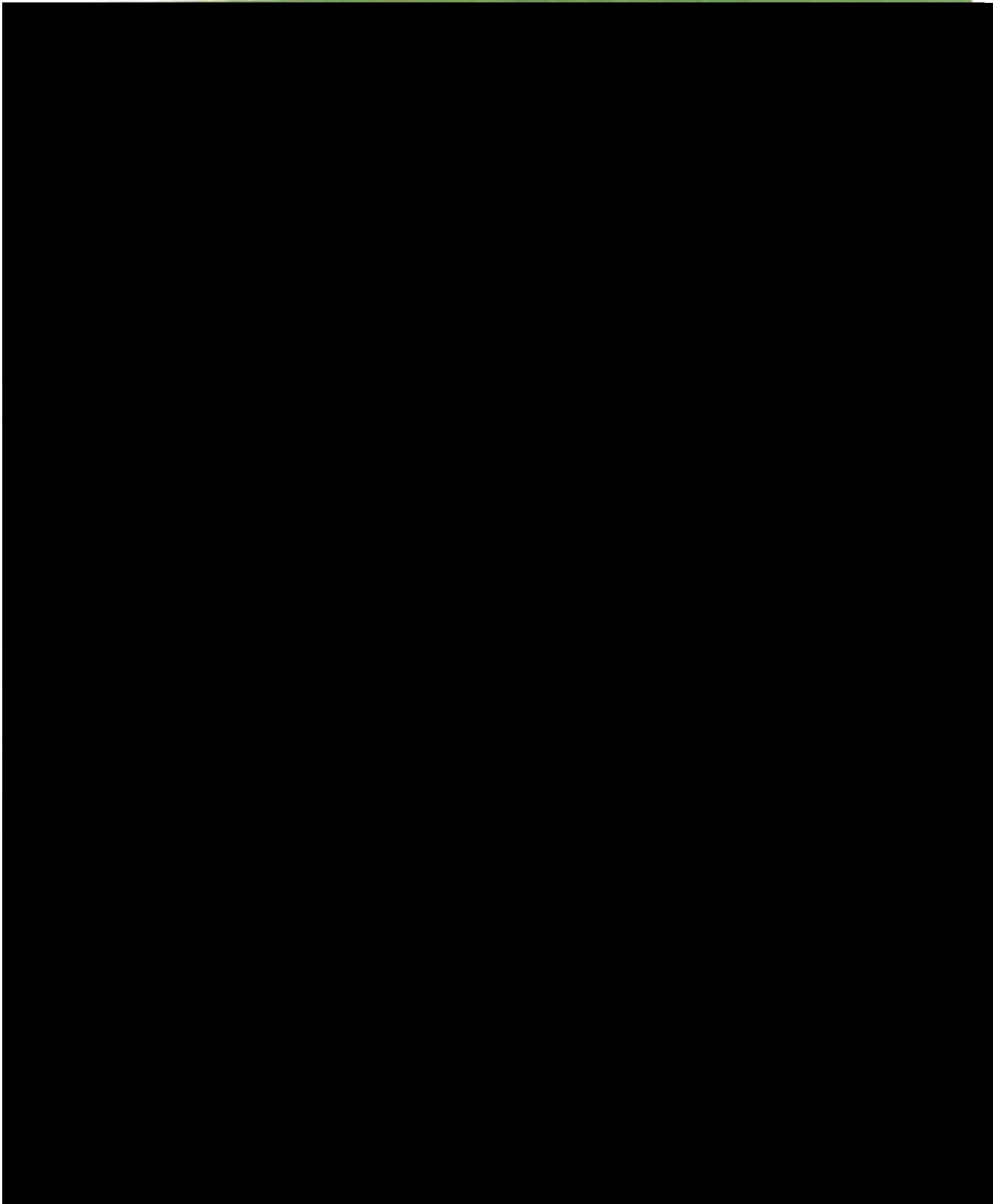
APPROVED BY	DATE RECEIVED	COMPLETED BY	DATE
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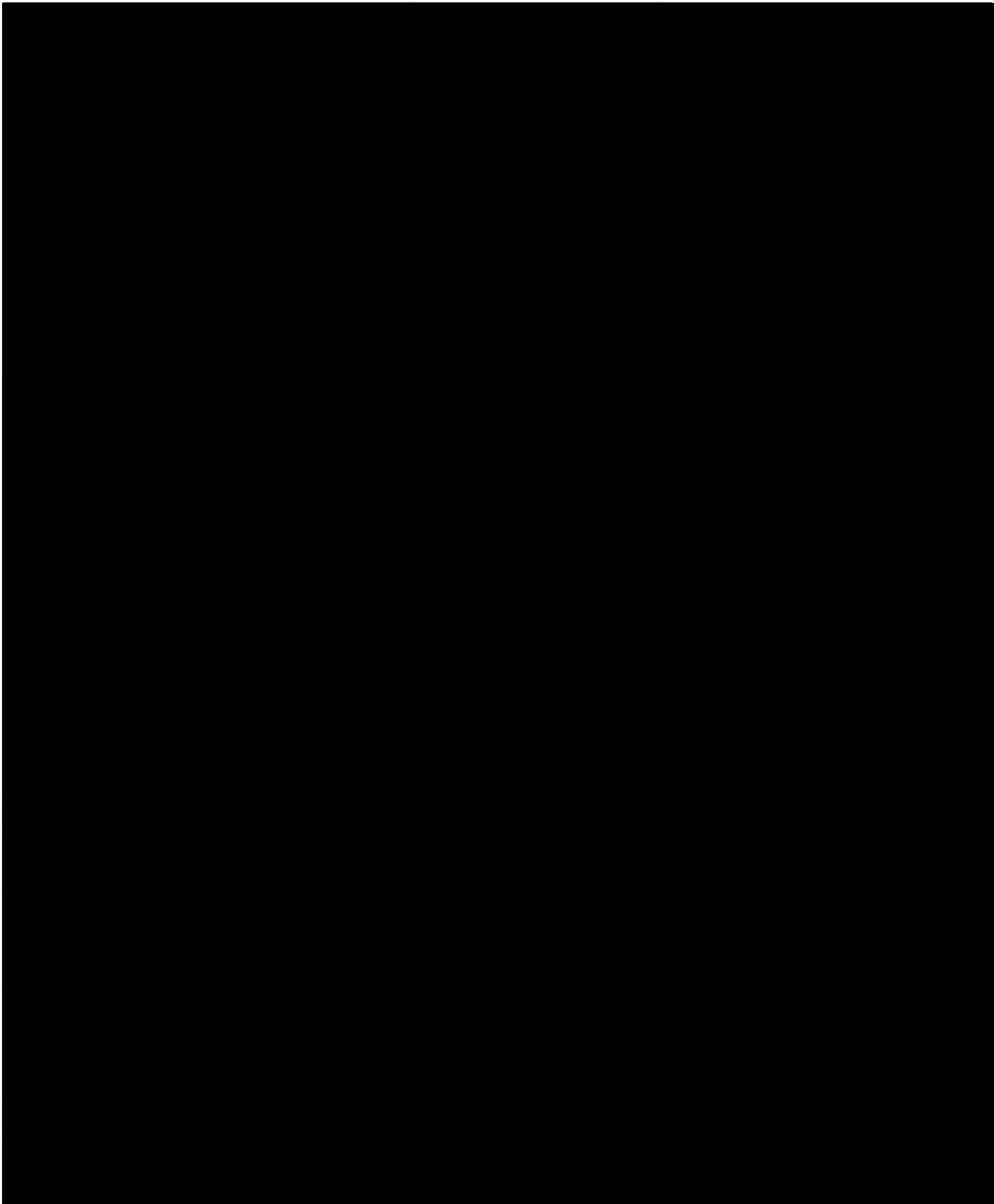
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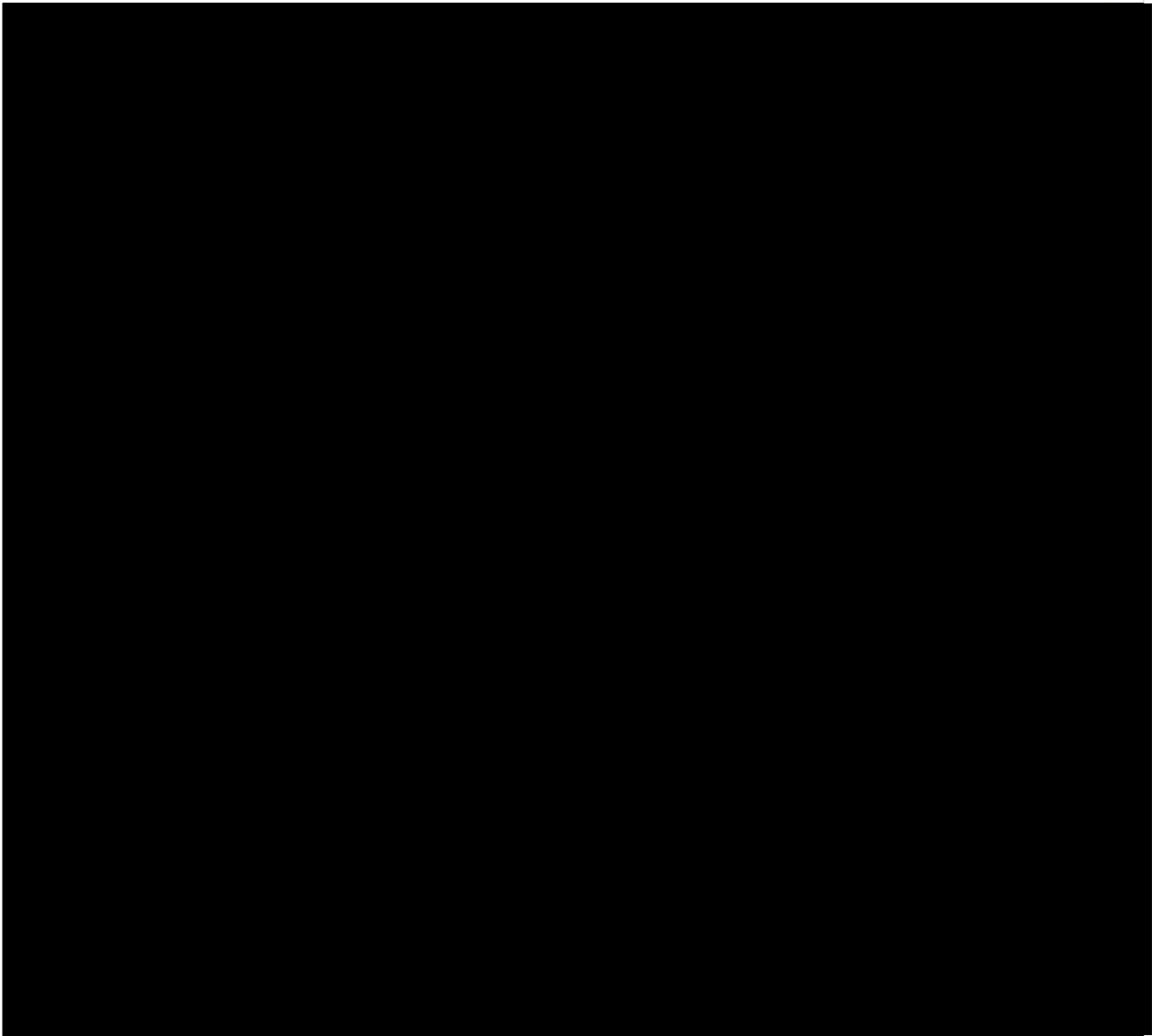
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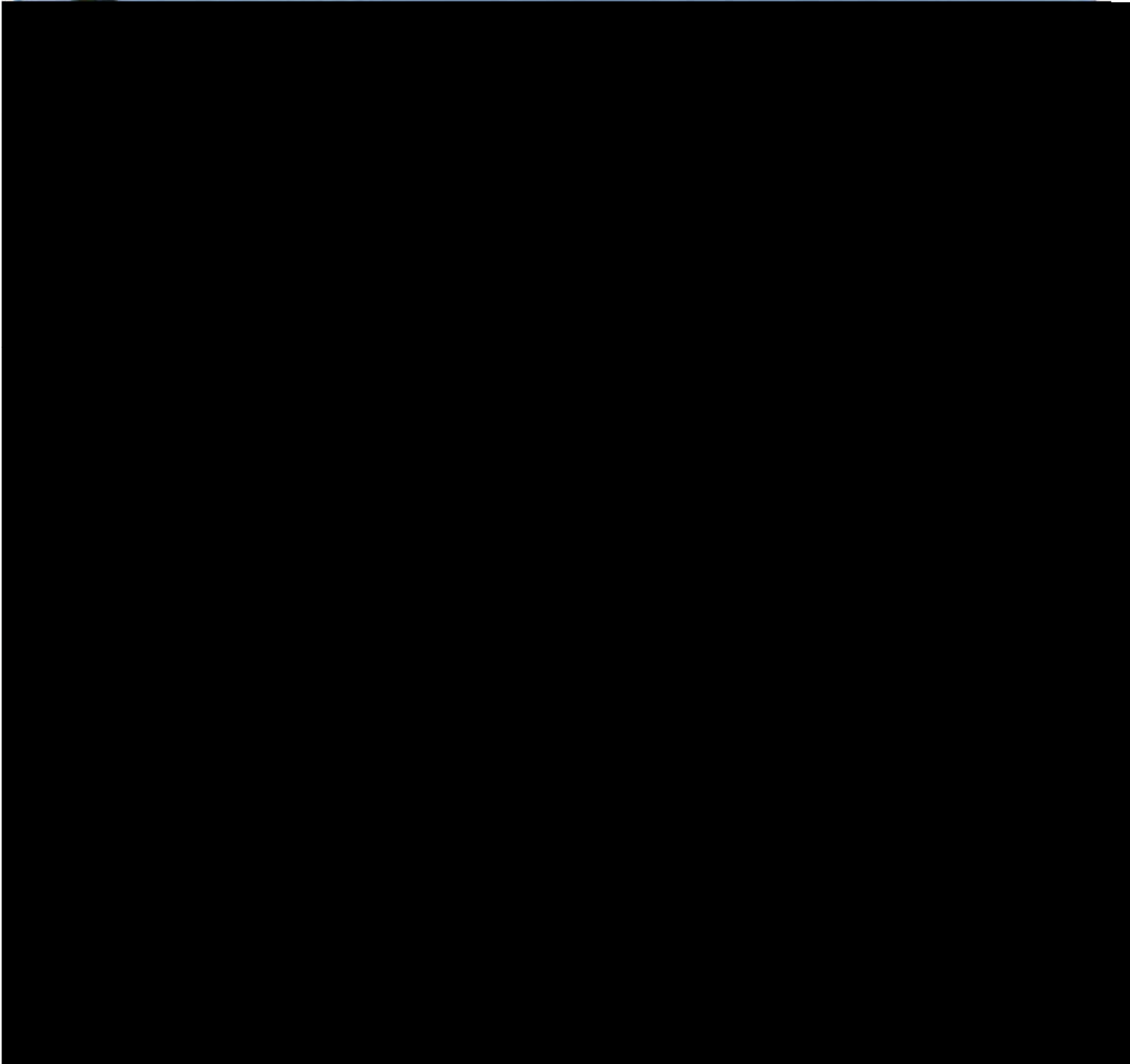


Requested
Copies of
Faded licenses
from CDFW







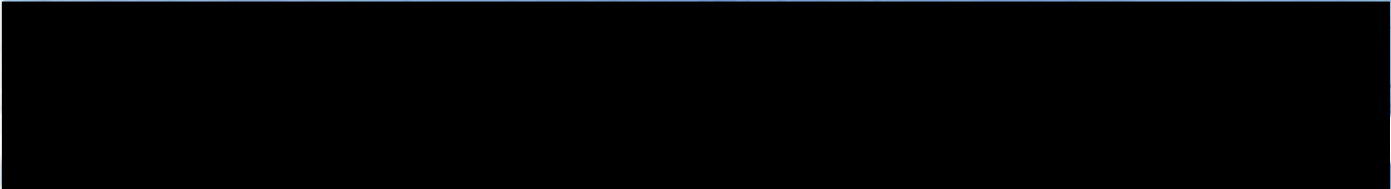


FOR DRIFT GILL NET PERMITS ONLY

F & G BOAT # _____

BOAT NAME _____

(For Sea Urchin Diving, Sea Cucumber (Diving or Trawl), General Gill, Drift Gill and Lobster Operator.)



Dual Short Form Notice

If you were affected by the 2015 Santa Barbara Oil Spill, you may be entitled to a payment from a class action settlement

A Federal Court authorized this Notice.

*Para una notificación en español, visite: www.PlainsOilSpillSettlement.com
Để nhận thông báo tiếng Việt, vui lòng truy cập: www.PlainsOilSpillSettlement.com
如需中文通知, 请访问: www.PlainsOilSpillSettlement.com*

A Settlement has been reached in the class action lawsuit called *Andrews et al. v. Plains All American Pipeline, L.P. et al.*, No. 2:15-cv-04113 (PSG:JEM) (C.D. Cal.).

What is this about?

The lawsuit claims that Plains All American Pipeline L.P. and Plains Pipeline L.P. (“Plains” or “Defendants”) caused an underground pipeline to rupture, resulting in an oil spill along the coast in Santa Barbara County on May 19, 2015. The Settlement is on behalf of members of the Fisher Class and Property Class previously certified by this Court. Plaintiffs for the Fisher Class allege the spill caused long term harm to commercial fishing in the affected class blocks, including significant financial losses. Plaintiffs for the Property Class allege that owners and lessees were unable to use and enjoy their properties as a result of the spill because oil washed up onto their properties and onto beaches adjacent to their properties. Plains denies any claims of wrongdoing and disputes all claims. The Settlement, if approved by the Court, will resolve all remaining claims in the class action litigation pending in the United States District Court for the Central District of California. The Fisher Class Settlement is \$184 million, and the Property Class Settlement is \$46 million, inclusive of attorneys’ fees and costs.

The Court has not decided whether Plaintiffs or Defendants should win this Litigation. The Settling Parties do not agree on whether Plaintiffs would have prevailed on any of their claims against Plains, or the amount of damages, if any, that would be recoverable if the Class prevailed on the claims alleged. Instead, both sides agreed to the Settlement after years of contested litigation, including at the motion to dismiss, class certification, and summary judgment stages. The Parties had also completed substantial discovery and were preparing for trial to commence on June 2, 2022.

Who is affected?

You are a **Fisher Class Member** if you are a person or business who owned or worked on a vessel that was in operation as of May 19, 2015 and that: (1) landed any commercial seafood in California Department of Fish & Wildlife (“CDFW”) fishing blocks 654, 655, or 656; or (2) landed any commercial seafood, except groundfish or highly migratory species (as defined by the CDFW and the Pacific Fishery Management Council), in CDFW fishing blocks 651-656, 664-670, 678-686, 701-707, 718-726, 739-746, 760-765, or 806-809; from May 19, 2010 to May 19, 2015, inclusive; or if you are a person or business in operation as of May 19, 2015 who purchased such commercial seafood directly from the Commercial Fishers and re-sold it at the retail or wholesale level. You can find out if you are a Fisher Class Member by going to www.PlainsOilSpillSettlement.com.

You are a **Property Class Member** if you owned or leased residential beachfront property or property with a private easement to a beach where oil from the 2015 Santa Barbara oil spill washed up and the oiling was categorized as heavy, moderate, or light. You can find out if your property is included by going to www.PlainsOilSpillSettlement.com, where a list of properties Plaintiffs claim were impacted is posted.

What does the Settlement provide?

The Settlement, if approved, will result in the creation of two cash settlement funds of \$184,000,000 (the “Fisher Class Settlement Amount”) and \$46,000,000 (“the Property Class Settlement Amount”), together with any interest earned thereon, the “Fisher Class Common Fund” and “Property Class Common Fund,” respectively. Each of the common funds less (a) any Taxes and Tax Expenses; (b) any Notice and Administration Expenses; and (c) any attorneys’ fees and costs and any service awards to Class Representatives in connection with their

representation of the Class, awarded by the Court (the “Net Settlement Funds”), will be distributed to eligible Class Members pursuant to a proposed plan of distribution (“Plan of Distribution”). If you are entitled to relief under the Settlement, the Settlement Administrator will determine your portion of the Net Settlement Fund payable to you pursuant to the Court-approved Plan of Distribution.

Who represents the Class?

The Court has appointed Lief Cabraser Heimann Bernstein LLP, Keller Rohrback L.L.P., Cappello & Noel LLP, and Audet & Partners, LLP (“Class Counsel”) to be the attorneys representing the Class. You will not be charged for these lawyers. Class Counsel will apply to the Court for an award of attorneys’ fees in an amount not to exceed 33% of the total Settlement Amount (no more than \$60,720,000 from the Fisher Class Settlement Amount and \$15,180,000 from the Property Class Settlement Amount). In addition, Class Counsel will apply to the Court for reimbursement of their litigation expenses (in an amount not to exceed \$5.2 million from the Fisher Class Settlement Amount and \$1.3 million from the Property Class Settlement Amount). If you want to be represented by your own lawyer, you may hire one at your own expense.

What do I need to do to?

If you are a Class Member and you wish to get money from the Settlement, you are required to submit a Claim Form available at www.PlainsOilSpillSettlement.com, or by calling the toll-free number 1-844-202-9486 to request that a hard copy Claim Form be mailed to you. Your Claim Form and, if necessary, any required supporting documentation as set forth therein must be postmarked (if mailed) or submitted online to the address below **on or before the claims deadline [to be announced]**.

Plains Oil Spill Settlement
c/o JND Legal Administration
P.O. Box 91450
Seattle, WA 98111
Email: info@PlainsOilSpillSettlement.com
www.PlainsOilSpillSettlement.com
Telephone: 1-844-202-9486

If you are a Class Member you may object or tell the Court what you do not like about the Settlement. You will still be bound by the Settlement, and you may still file a claim. Objections must be served/filed no later than **August 19, 2022**. Go to www.PlainsOilSpillSettlement.com for details on how to object to the Settlement. If you are a Class Member and you did not previously opt out of the Class or enter a separate settlement with Plains for which you signed a full release, you are a member of the Class and you will be bound by the release of claims as part of the Settlement. The Fisher Class was first certified on February 28, 2017, and later amended on November 22, 2019. The Property Class was certified on April 17, 2018. You previously had an opportunity exclude yourself from the Fisher Class and the Property Class. If you did not exclude yourself then, you may not exclude yourself now.

What happens next?

The Court will hold a Final Approval Hearing on **September 16, 2022, at 1:30 p.m. Pacific**, before the Honorable Phillip S. Gutierrez at the United States District Court for the Central District of California, First Street Courthouse, 350 West 1st Street, Courtroom 6A, 6th Floor, Los Angeles, California 90012-4565. At the hearing the Court will determine whether: (1) the Settlement of \$184,000,000 for the Fisher Class and \$46,000,000 for the Property Class should be approved by the Court as fair, reasonable and adequate; (2) the Judgment as provided under the Settlement Agreement should be entered; (3) to award Class Counsel attorneys’ fees and expenses out of the Fisher and Property Class Common Funds and, if so, in what amount; (4) to award Plaintiffs’ service awards (Class Counsel is requesting \$15,000 for each of the 14 Class Representatives) in connection with their representation of the Classes out of the Fisher and Property Class Common Funds and, if so, in what amount; and (5) the Plans of Distribution should be approved by the Court.

How do I get more information?

For more details and to print the Settlement Agreement, go to www.PlainsOilSpillSettlement.com. You may also write with questions or notify the Settlement Administrator regarding address changes to *Plains Oil Spill Settlement* c/o JND Legal Administration, P.O. Box 91450, Seattle, WA 98111, email at info@PlainsOilSpillSettlement.com or call the Settlement Administrator at 1-844-202-9486.

Updated Legal Notice

UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA

Andrews et al. v. Plains All American Pipeline, L.P. et al., No. 2:15-cv-04113 (PSG:JEM)

Fisher Short Form

Notice

If you are a Commercial Fisher or Fish Processor that was in operation as of May 19, 2015, and fished or purchased fish from certain Southern California Fishing Blocks, you may be entitled to a payment from a class action settlement

A Federal Court authorized this Notice.

*Para una notificación en español, visite: www.PlainsOilSpillSettlement.com
Để nhận thông báo tiếng Việt, vui lòng truy cập: www.plainsoilspillsettlement.com
如需中文通知, 请访问: www.plainsoilspillsettlement.com*

A Settlement has been reached in the class action lawsuit claiming that Plains All American Pipeline L.P. and Plains Pipeline L.P. (“Plains” or “Defendants”) caused an underground pipeline to rupture, resulting in an oil spill along the coast in Santa Barbara County on May 19, 2015. Plaintiffs allege the spill caused long term harm to commercial fishing in the affected class blocks, including significant financial losses. Plains denies any claims of wrongdoing and disputes Plaintiffs’ claims. A Fisher Class was previously certified by this Court. This Notice provides information regarding the \$184 million Fisher Class Settlement. A settlement has also been reached on behalf of certain property owners and lessees (“the Property Class Settlement”). The Fisher and Property Class Settlement, if approved by the Court, will resolve all remaining claims in the class action litigation pending in the United States District Court for the Central District of California.

You are a Fisher Class Member if you are a person or business who owned or worked on a vessel that was in operation as of May 19, 2015 and that: (1) landed any commercial seafood in California Department of Fish & Wildlife (“CDFW”) fishing blocks 654, 655, or 656; or (2) landed any commercial seafood, except groundfish or highly migratory species (as defined by the CDFW and the Pacific Fishery Management Council), in CDFW fishing blocks 651-656, 664-670, 678-686, 701-707, 718-726, 739-746, 760-765, or 806-809; from May 19, 2010 to May 19, 2015, inclusive; or if you are a person or business in operation as of May 19, 2015 who purchased such commercial seafood directly from the Commercial Fishers and re-sold it at the retail or wholesale level. You can find out if you are a Fisher Class Member by going to www.PlainsOilSpillSettlement.com.

What does the Settlement provide?

The Fisher Class Settlement, if approved, will result in the creation of a cash settlement fund of \$184,000,000 (the “Fisher Class Settlement Amount”). The Fisher Class Settlement Amount, together with any interest earned thereon, is the “Fisher Class Common Fund.” The Fisher Class Common Fund less (a) any Taxes and Tax Expenses; (b) any Notice and Administration Expenses; and (c) any attorneys’ fees and costs and any service awards to Class Representatives in connection with their representation of the Class, awarded by the Court (the “Net Settlement Fund”), will be distributed to eligible Class Members pursuant to a proposed plan of distribution (“Plan of Distribution”). If you are entitled to relief under the Fisher Class Settlement, the Settlement Administrator will determine the portion of the Fisher Class Net Settlement Fund payable to you pursuant to the Court-approved Plan of Distribution.

What are the reasons for the Settlement?

The Court has not decided whether Plaintiffs or Defendants should win this Litigation. The Settling Parties do not agree on whether Plaintiffs would have prevailed on any of their claims against Plains, or the amount of damages, if any, that would be recoverable if the Class prevailed on the claims alleged. Instead, both sides agreed to the Settlement after years of contested litigation, including at the motion to dismiss, class certification, and summary judgment stages. The Parties had also completed substantial discovery and were preparing for trial to commence on June 2, 2022.

Updated Legal Notice

Who represents the Class?

The Court has appointed Lief Cabraser Heimann Bernstein LLP, Keller Rohrback L.L.P., Cappello & Noel LLP, and Audet & Partners, LLP (“Class Counsel”) to be the attorneys representing the Class. You will not be charged for these lawyers. Class Counsel will apply to the Court for an award of attorneys’ fees in an amount not to exceed 33% of the total amount of the Fisher Settlement (or \$60,720,00), plus their litigation expenses (not to exceed \$5.2 million). (Class Counsel’s fee and litigation expenses application will also include a request for an equivalent percentage from the Property Class Settlement, plus additional litigation expenses.) If you want to be represented by your own lawyer, you may hire one at your own expense.

What do I need to do to?

If you are a Class Member and you wish to get money from the Settlement, you are required to submit a Claim Form available at www.PlainsOilSpillSettlement.com, or by calling the toll-free number 1-844-202-9486 to request that a hard copy Claim Form be mailed to you. Your Claim Form and, if necessary, any required supporting documentation as set forth therein must be postmarked (if mailed) or submitted online **on or before October 31, 2022**.

Plains Oil Spill Settlement
c/o JND Legal Administration
P.O. Box 91450
Seattle, WA 98111
Email: info@PlainsOilSpillSettlement.com
www.PlainsOilSpillSettlement.com
Telephone: 1-844-202-9486

If you are a Class Member, you may object or tell the Court what you do not like about the Settlement. You will still be bound by the Settlement, and you may still file a Claim. Objections must be served/filed no later than **August 19, 2022**. Go to www.PlainsOilSpillSettlement.com for details on how to object to the Settlement.

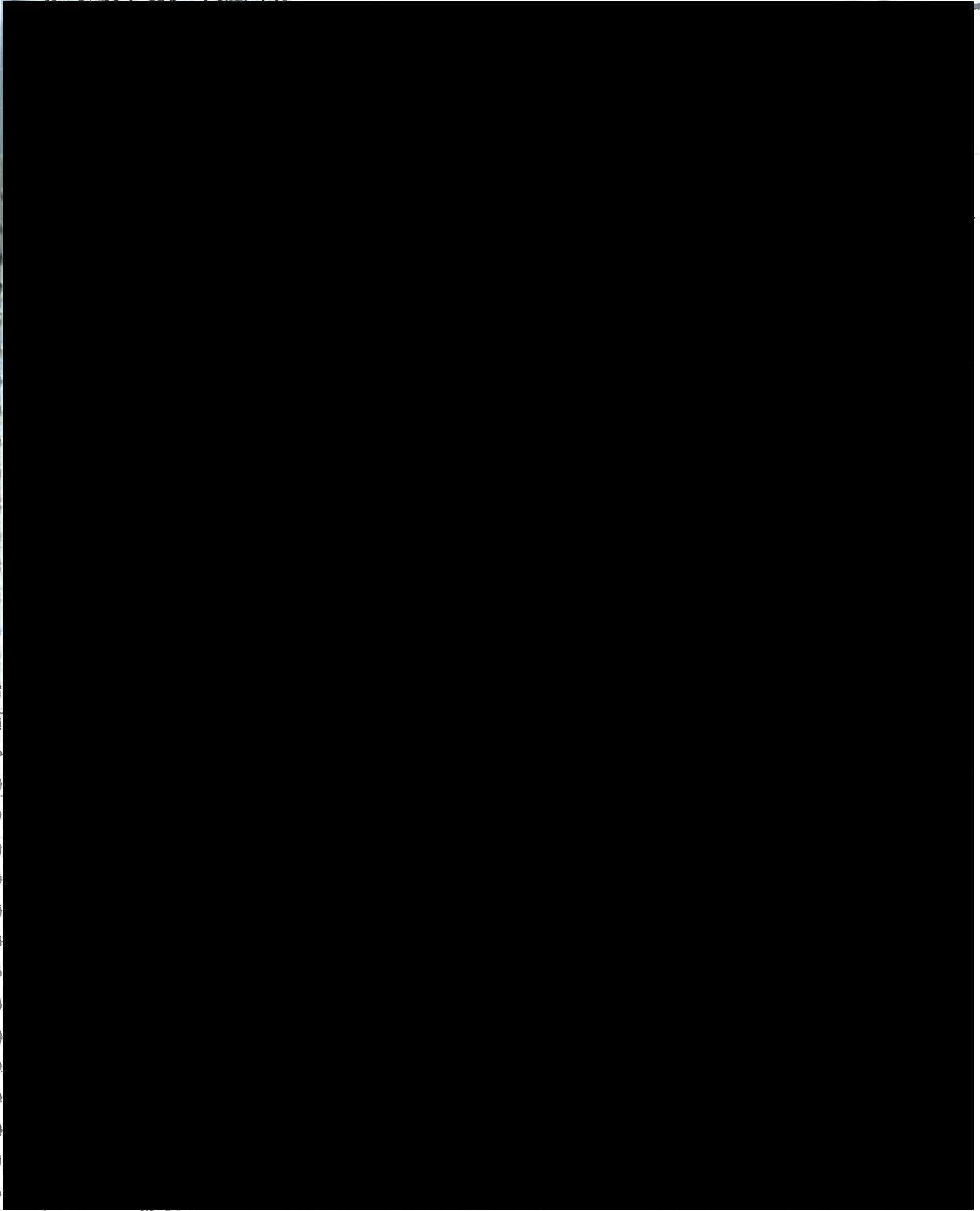
If you are a Class Member and you did not previously opt out of the Fisher Class or enter a separate settlement with Plains for which you signed a full release, you are a member of the Class and you will be bound by the release of claims as part of the Settlement. The Fisher Class was first certified on February 28, 2017, and later amended on November 22, 2019, and you previously had an opportunity exclude yourself. If you did not exclude yourself then, you may not exclude yourself now.

What happens next?

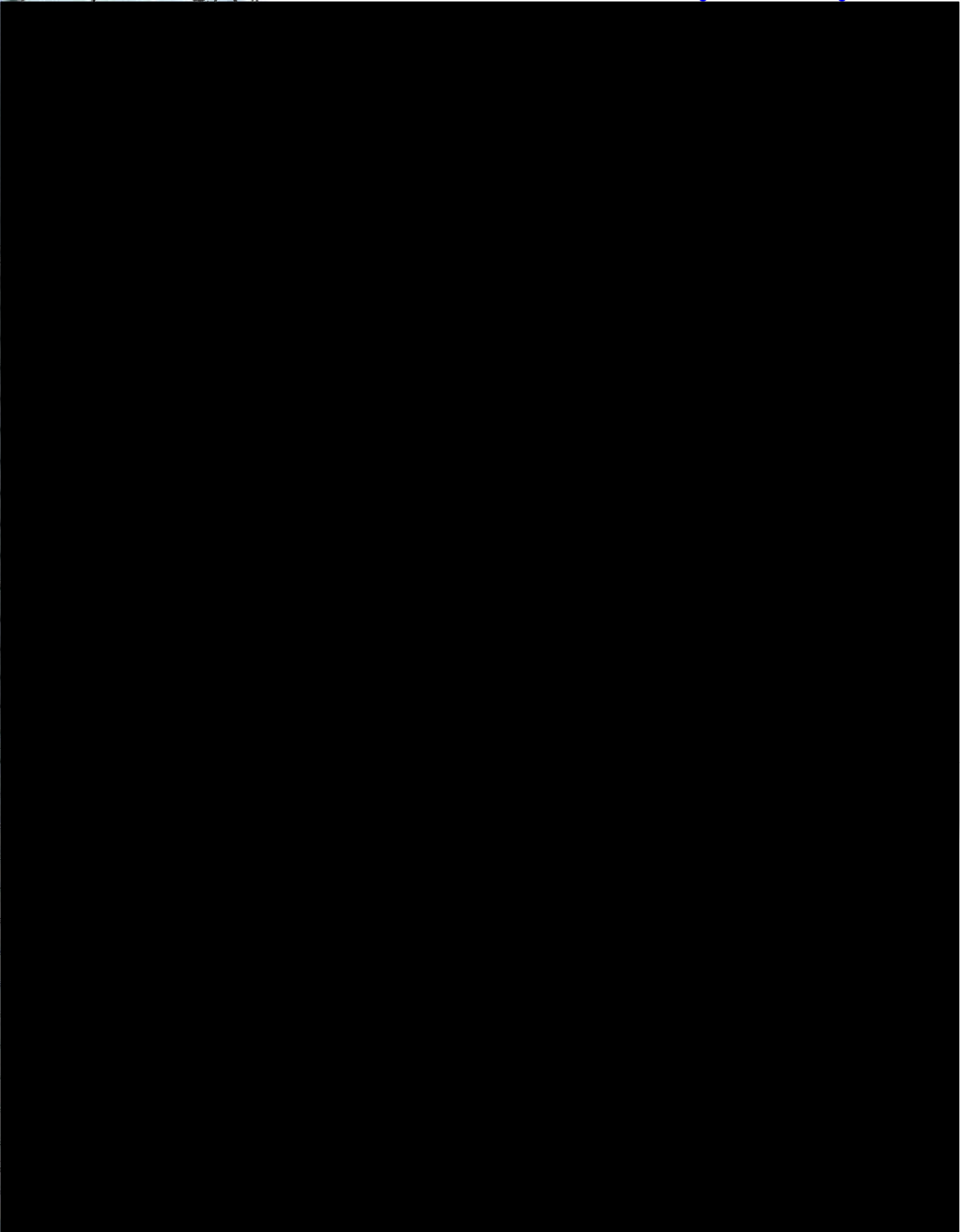
The Court will hold a Final Approval Hearing on **September 16, 2022, at 1:30 p.m. Pacific**, before the Honorable Phillip S. Gutierrez at the United States District Court for the Central District of California, First Street Courthouse, 350 West 1st Street, Courtroom 6A, 6th Floor, Los Angeles, California 90012-4565. At the hearing the Court will determine whether: (1) the Settlement as set forth in the Settlement Agreement for \$184,000,000 in cash should be approved by the Court as fair, reasonable and adequate; (2) the Judgment as provided under the Settlement Agreement should be entered; (3) to award Class Counsel attorneys’ fees and expenses out of the Fisher Class Common Fund and, if so, in what amount; (4) to award Plaintiffs’ service awards (Class Counsel is requesting \$15,000 for each Fisher Class Representative) in connection with their representation of the Class out of the Fisher Class Common Fund and, if so, in what amount; and (5) the Plan of Distribution should be approved by the Court.

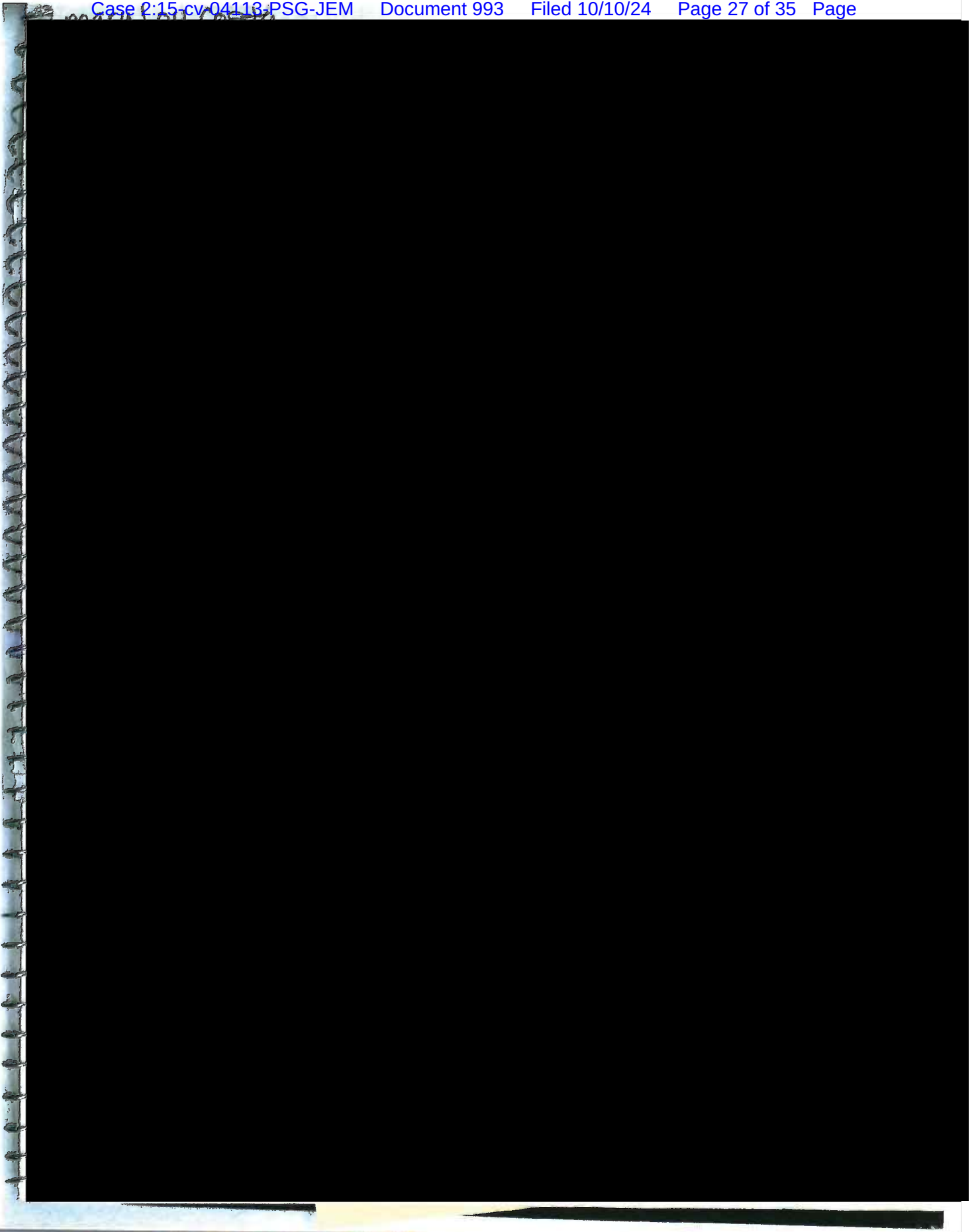
How do I get more information?

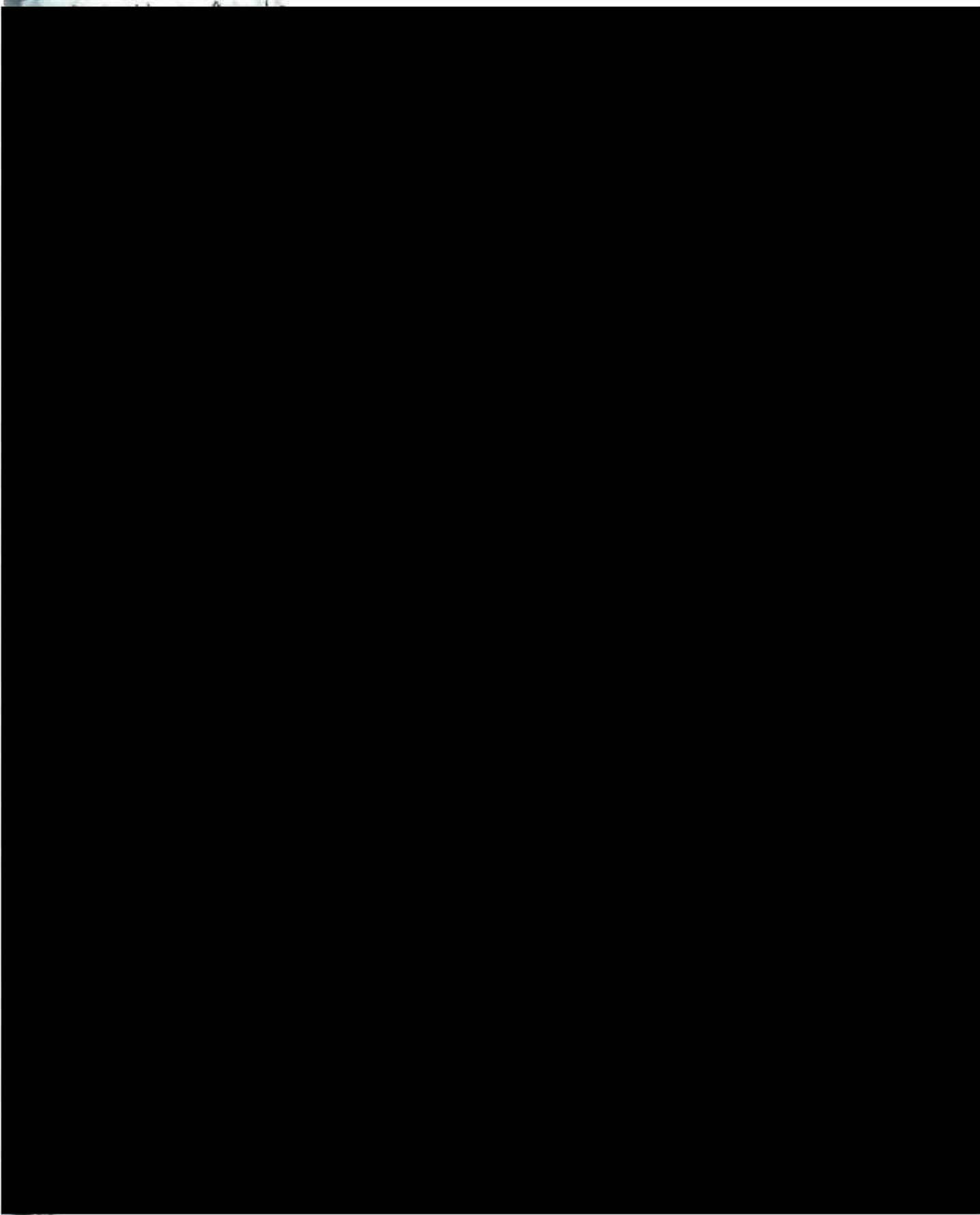
For more details and to print the Settlement Agreement go to www.PlainsOilSpillSettlement.com. You may also write with questions or notify the Settlement Administrator regarding address changes to *Plains Oil Spill Settlement* c/o JND Legal Administration, P.O. Box 91450, Seattle, WA 98111, email at info@PlainsOilSpillSettlement.com or call the Settlement Administrator at 1-844-202-9486.

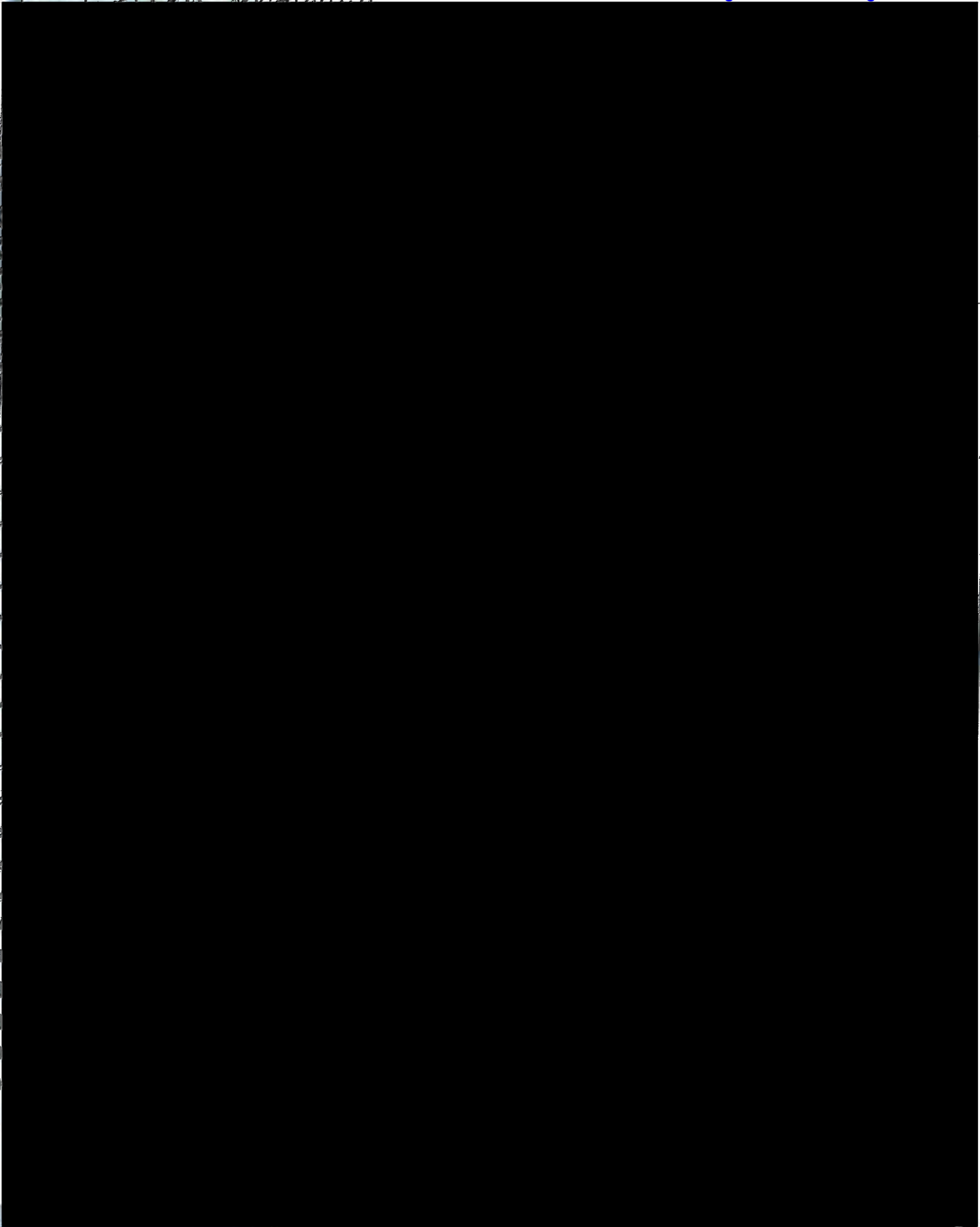


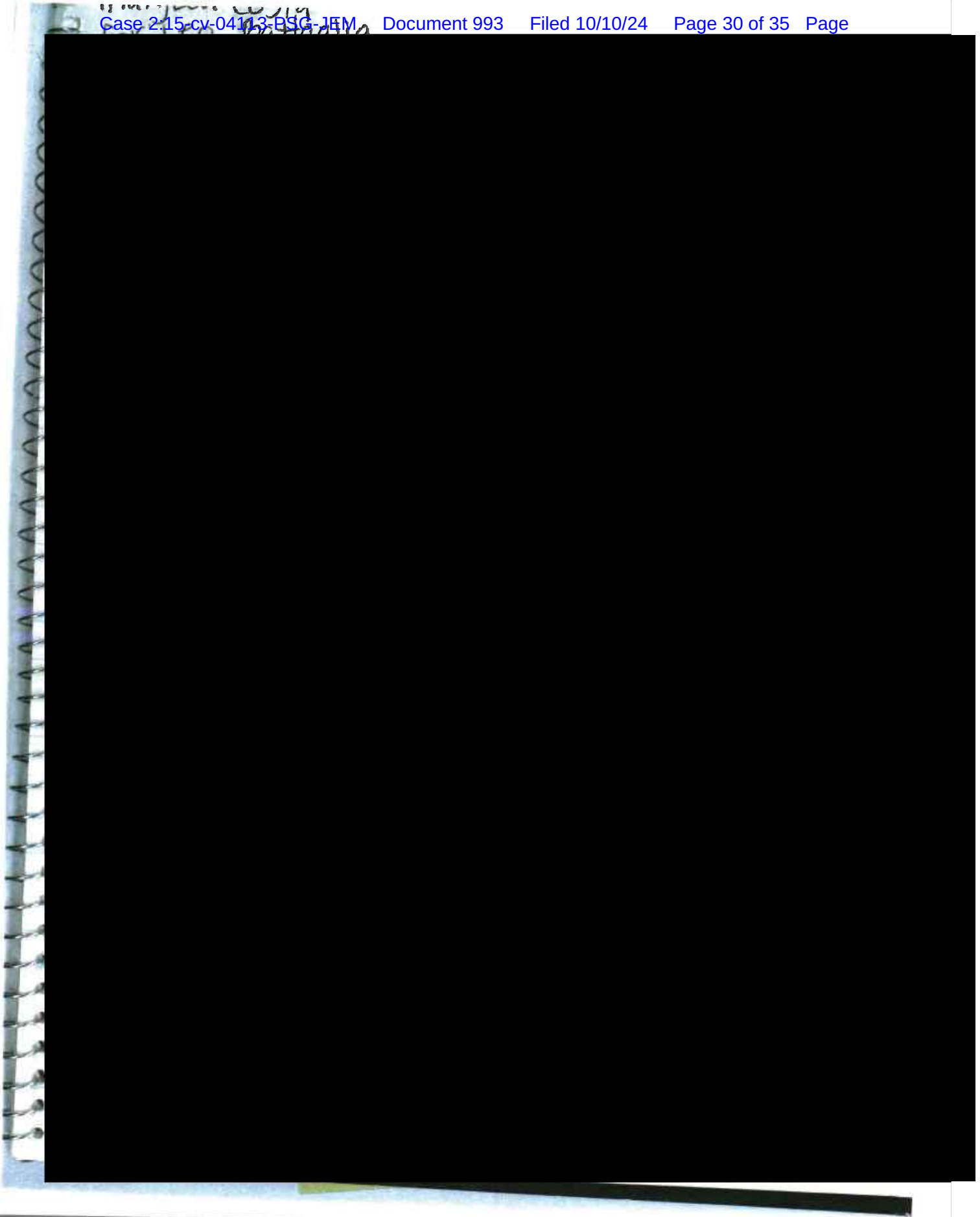
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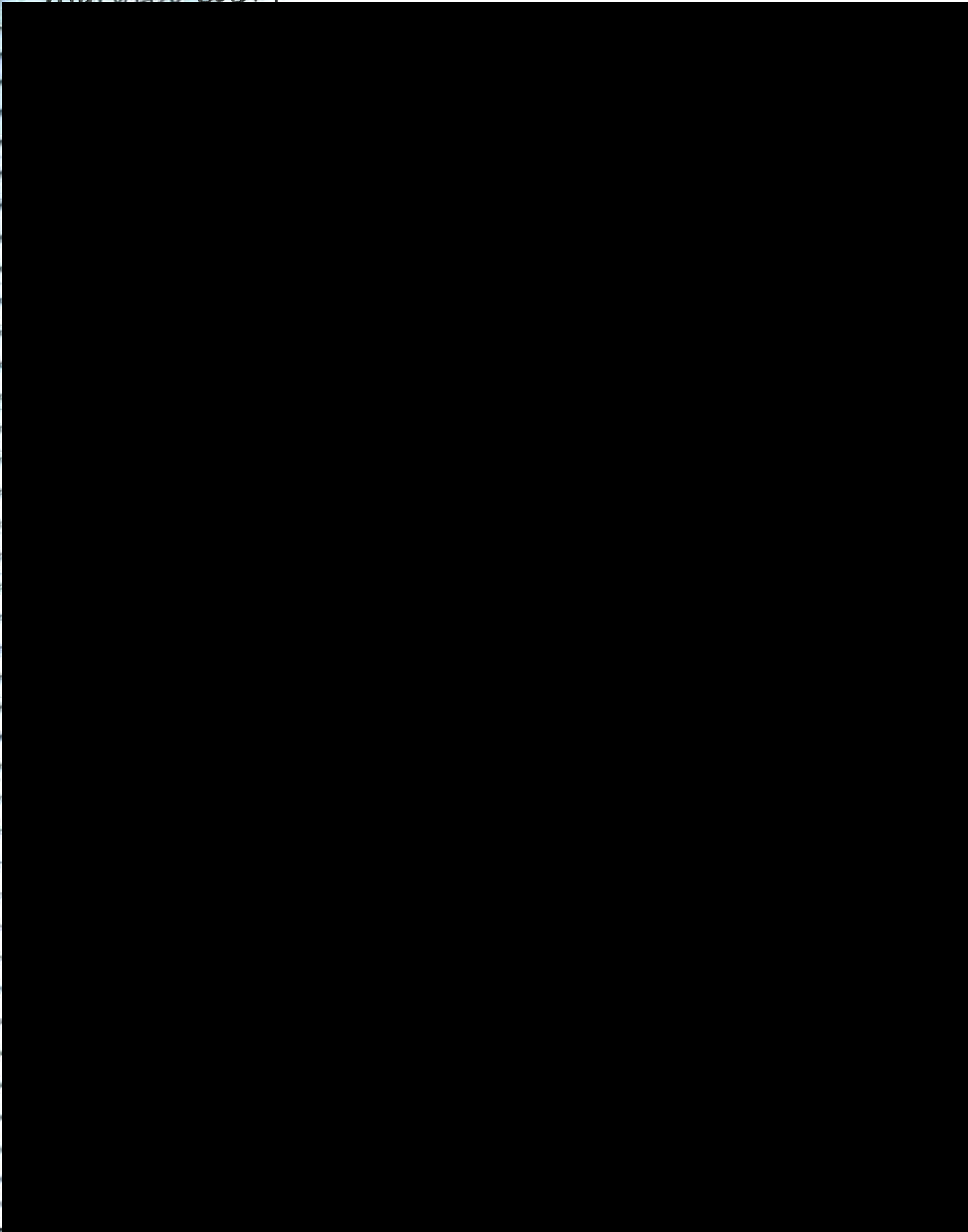


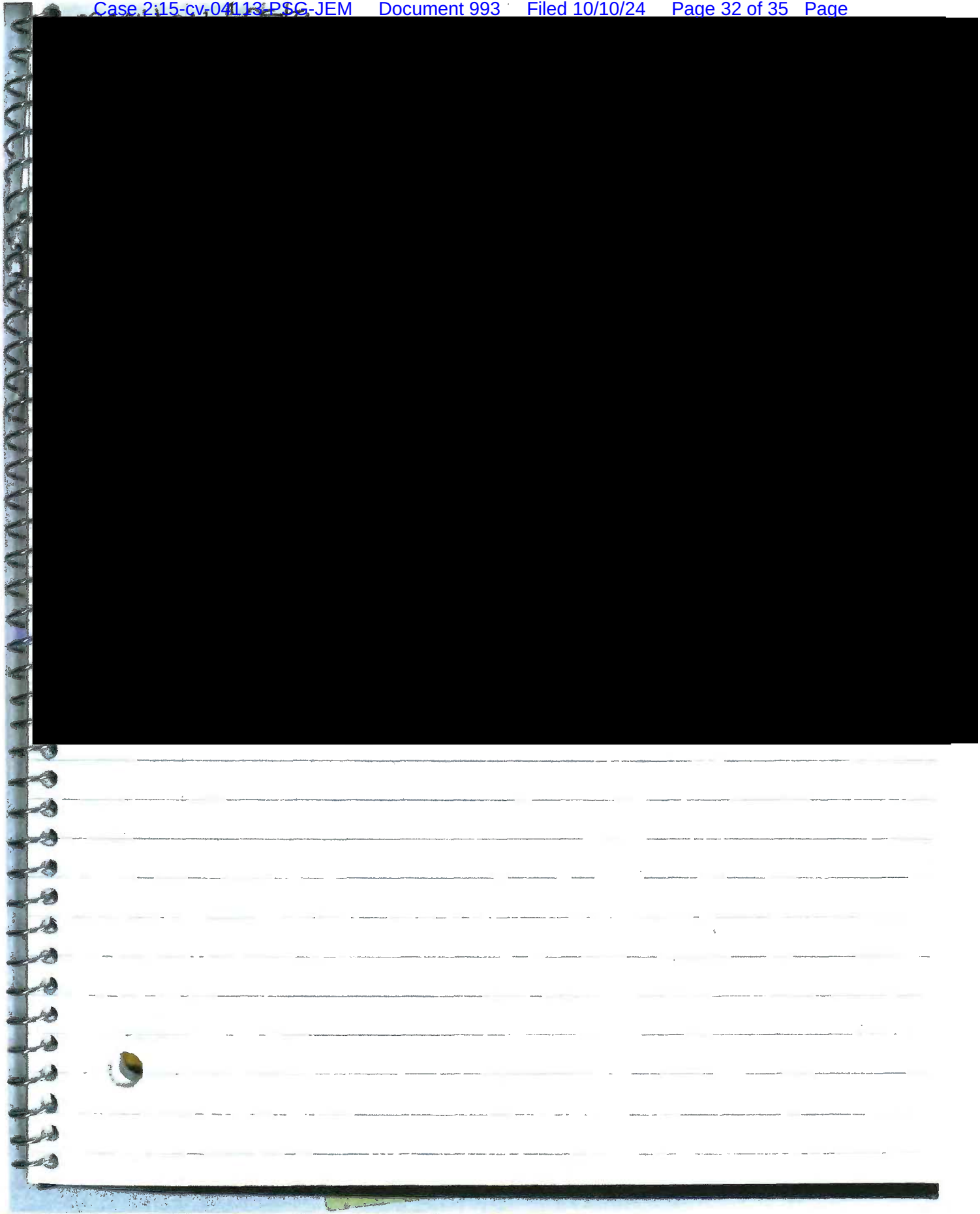






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Honorable Philip S. Gutierrez
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United States District Court
First Street Courthouse
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Court Room 6A, 6th Floor
Los Angeles, CA. 90012-4565

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EXHIBIT D

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September 19, 2024

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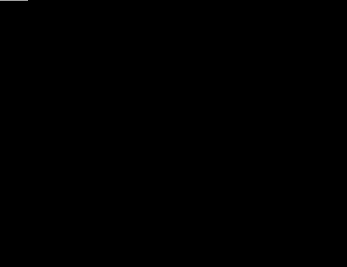
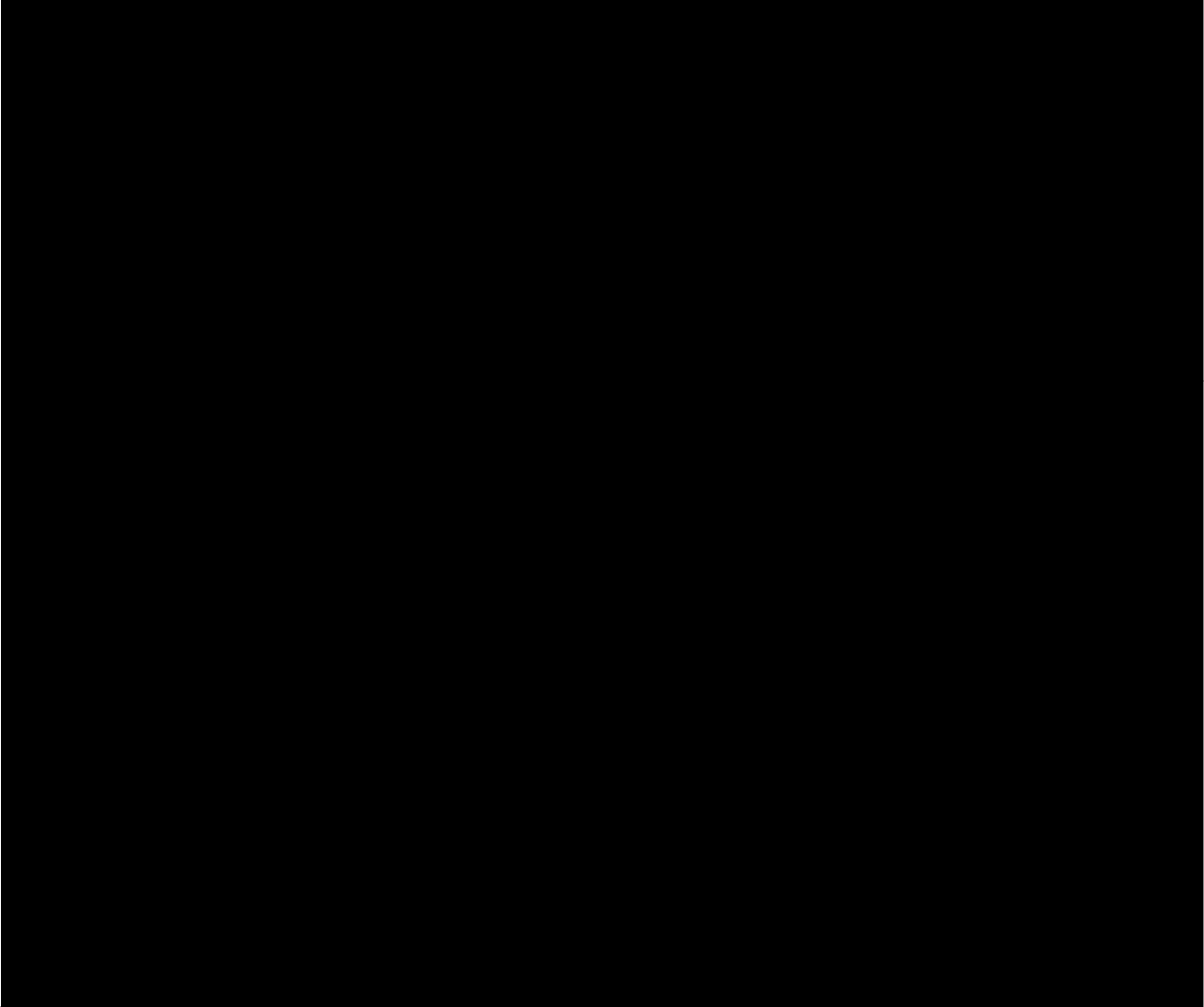
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Subject: Request for Correct Payment in Plains Oil Spill Class Action Lawsuit

Hello,



Cc: consumerspotlightNBC.groundcrew.com



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Plains oil spill

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