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17 **GENERAL DYNAMICS INFORMATION**
18 **TECHNOLOGY, INC.**

19 (Counsel continued on next page)

20 **UNITED STATES DISTRICT COURT**
21 **SOUTHERN DISTRICT OF CALIFORNIA**

22 JOSE LORETO, on behalf of all
23 others similarly situated,

24 Plaintiff,

25 vs.

26 **GENERAL DYNAMICS**
27 **INFORMATION TECHNOLOGY,**
28 **INC., a Virginia Corporation; and**
DOES 1-10, inclusive

Defendants.

CASE NO.: 3:19-cv-01366-GPC-MSB

DECLARATION OF ERIN LA RUSSA
ON BEHALF OF CPT GROUP, INC.
RE DISBURSEMENT AND FINAL
ACCOUNTING

Date: January 28, 2022
Time: 1:30 p.m.
Judge: Gonzalo P. Curiel
Ctrm.: 2D (2nd Floor)

Action filed: July 23, 2019
Trial Date: Not set

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Attorneys for Plaintiff Jose Loreto, on behalf of himself
and all others similarly situated

1 **DISBURSEMENT DECLARATION OF ERIN LA RUSSA**

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3 1. I am a Case Manager for CPT Group, Inc., the Court-approved class
4 action settlement administrator for *Loreto v. General Dynamics Information*
5 *Technology, Inc.* I have personal knowledge of the facts set forth in this Declaration
6 and, if called as a witness, could and would testify competently thereto.

7 2. Settlement Administrator (“CPT”) has extensive experience in providing
8 notice of class actions and administering class action settlements. In the past 30 years,
9 we have provided notification and/or claims administration services in over one
10 thousand class action cases.

11 3. On February 2, 2022, the Court approved the Settlement. There were a
12 total of 720 participating class members. The total settlement amount paid to the
13 Class was \$530,110.00. The Court approved Attorney’s fees in the amount of
14 \$300,000.00, Attorney’s costs in the amount of \$12,940.00, the Lead Plaintiff’s
15 enhancement award of \$10,000.00, and \$33,750.00 to the Labor and Workforce
16 Development Agency (LWDA) for PAGA penalties. Lastly, administration fees in
17 the amount of \$13,200.00 were approved for payment to CPT.

18 4. CPT was selected by the parties to provide notice of the settlement,
19 process exclusions, and disburse the funds in this action. In this capacity, CPT
20 obtained an EIN from the IRS and opened a bank account through Enterprise Bank.
21 This account was titled *Loreto v. General Dynamics Information Technology, Inc.*
22 *Fund*, also known as the Qualified Settlement Fund (QSF).

23 5. The total required settlement payment from General Dynamics
24 Information Technology, Inc. to complete the settlement distribution was
25 \$938,265.93. This total settlement payment was sufficient in paying the participating
26 class members, class counsel fees and costs, lead plaintiff’s enhancement award, the
27 LWDA, administration fees, as well as applicable employer and employee-sided
28 federal and state tax payments.

1 6. The settlement funds were timely received from General Dynamics
2 Information Technology, Inc. The disbursements to class counsel, lead plaintiff, the
3 720 participating class members, the LWDA, and to CPT for administration fees were
4 completed as of April 1, 2022.

5 7. CPT was also responsible for causing payment of applicable State and
6 Federal taxes. Therefore, on April 1, 2022, CPT mailed checks to the California
7 Employment Development Department for applicable State taxes in the total amount
8 of \$36,061.00, issued from the QSF; also from the QSF, CPT administered 2 wire
9 transfers representing the 940 and 941 Federal tax payments to the IRS, totaling an
10 amount of \$98,324.82.

11 8. All settlement checks are valid for 120 calendar days from the date of
12 issuance. The check cashing period will expire on July 30, 2022. As of the date of
13 this declaration, there are 388 outstanding settlement checks totaling an amount of
14 \$192,727.50. All uncashed funds will be forwarded to the California Controller
15 Unclaimed Property Division in the name of the Class Member. As pursuant to the
16 reporting regulations set forth by the State Controller's Office (SCO), unclaimed
17 property reports are due to the SCO every year during the month of October, which
18 provides to the State the name of the property holder, their last known address, and
19 their check amount. During the period of November through April of the year
20 following the reporting, the SCO will attempt to locate an updated address for the
21 Class Member and will notify the Class Member of a settlement check being held for
22 them by CPT. Once they contact CPT, their check will be reissued and sent out to
23 them. If any Class Member's checks remain un-cashed by June of that year, CPT
24 shall remit all remaining un-claimed funds to the SCO based on the report submitted
25 to the State and the removal of any checks that were ultimately reissued and cashed by
26 the Class Member. Therefore, the entire process will be completed in June of the year
27 following the initial October reporting.

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration is executed this 22nd day of April 2022, at Irvine, California.


Erin La Russa