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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

IN RE:

BofI HOLDING, INC. SECURITIES  
LITIGATION.

Case No.: 3:15-cv-02324-GPC-KSC

**DECLARATION OF LUIGGY  
SEGURA REGARDING NOTICE  
ADMINISTRATION**

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I, LUIGGY SEGURA, declare as follows:

1. I am a Senior Director with JND Legal Administration (“JND”), whose Corporate Office is located in Seattle, Washington. I am over 21 years of age and am not a party to the Action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

2. JND has been retained by Class Counsel to act as the Notice Administrator in connection with the proposed lawsuit of the above captioned action (the “Action”).

3. JND is one of the leading legal administration firms in the country. Attached as Exhibit A is some information about JND’s experience in general as well as our experience related to Class Action administration and securities class actions in particular. Additional information about JND can be found at our corporate website, [www.JNDLA.com](http://www.JNDLA.com). JND’s Class Action division provides all services necessary for the effective implementation of class actions including (1) all facets of legal notice, such as outbound mailing, email notification, and the design and implementation of publication programs, including through digital and social media platforms; (2) website design and deployment; (3) call center and other contact support; and (4) secure class member data management.

4. JND was recently approved as a vendor for the United States Securities and Exchange Commission (“SEC”) as well as by the Federal Trade Commission (“FTC”). We also have Master Services Agreements with various law firms, corporations, banks, and other government agencies, which were only awarded after JND underwent rigorous reviews of its systems, privacy policies, and procedures. JND has also been certified as SOC 2 compliant by noted accounting firm Moss Adams. Finally, JND has been recognized by various publications, including the National Law Journal, the Legal Times, and, most recently, the New York Law Journal, for excellence in Class Action administration.

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2 5. JND and its principals have extensive experience handling securities  
3 settlements including *In re Equifax Inc. Securities Litigation*, Case No. 1:17-cv-  
4 03463-TWT, *In Re Yahoo! Inc. Securities Litigation*, Case No. 5:17-CV-00373-  
5 LHK; *In Re GoPro, Inc. Shareholder Litigation*, Case No. CIV537077; *Fresno*  
6 *County Employees' Retirement Association v. Comscore, Inc.*, Case No. 1:16-cv-  
7 01820-JGK; *James Carmack, Michael Neuberger, Bahram Salehian, and Andrew*  
8 *Song v. Amaya Inc.*, Case No. 16-CV-01884-JHR-JS; *BlackRock Core Bond*  
9 *Portfolio, et al., v. Wells Fargo Bank, National Association*, Index No.  
10 656587/2016; *Barbera Strougo v. Barclays PLC, Barclays Capital Inc.*, Case No.  
11 1:14-cv-05797-VM-DCF; *Cynthia A. Parmelee, v. Santander Consumer USA*, Case  
12 No. 3:16-cv-00783-K; *Carl Palazzolo and Albert Ferrandi, v. Fiat Chrysler*  
13 *Automobiles N.V.*, Case No. 4:16-cv-12803-LVP-SDD; and *In Re Akorn, Inc.*  
14 *Securities Litigation*, Case No. 15 C 01944.

15 **I. PROPOSED NOTICE PROGRAM**

16 6. As in most class actions of this nature, to effectuate notice to the class,  
17 JND will mail a copy of the notice to the shareholders of record identified by the  
18 parties and to JND's database of approximately 4,000 banks, brokers, and other  
19 nominees. These banks and brokers are instructed to either forward the notice to  
20 potential class members or to provide the names and addresses of potential class  
21 members to JND so that we may forward the notice directly.

22 7. As currently proposed, Class Members will receive a mailed postcard  
23 (the "Short Form Notice") informing them of the pending Class Action. JND has  
24 administered several successful notice programs utilizing a mailed Short Form  
25 Notice, as proposed here.

26 8. The Short Form Notice, along with the joint Summary Notice to be  
27 published in Investor's Business Daily transmitted over the PR Newswire, will  
28 direct recipients to a website, [www.BofISecuritiesLitigation.com](http://www.BofISecuritiesLitigation.com). The website will  
include information and relevant documents, including the long-form notice which

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2 will include details of the pending Class Action. The proposed notice program was  
3 designed to provide adequate notice to class members and ensure that they will be  
4 exposed to information about the Action.

5         9.         Similar to other matters, the proposed notices are designed to attract  
6 the attention of potential class members so that they can take additional action. The  
7 notices feature a prominent headline in bold text, alerting readers that the notices  
8 are important documents authorized by a court and that the content may affect  
9 them. The information in the notices is presented in plain language that can be  
10 easily understood by potential class members. The notices provide all of the key  
11 information about class members' rights and options (including the deadlines to  
12 act). Consistent with our normal practice, all notice documents will undergo a final  
13 review prior to actual mailing, posting, and publication for grammatical errors and  
14 accuracy.

15         10.         In order to effectively reach Class Members, JND will mail the Short  
16 Form Notice to the names and addresses provided by the parties procured from the  
17 Transfer Agent, as well as to the additional addresses of institutions and or entities  
18 acquired through researched filings with the U.S. Securities and Exchange  
19 Commission (the "SEC") on Form 13F ("13F List"). JND will also mail the Short  
20 Form Notice to the approximately 4,000 nominees contained in JND's proprietary  
21 database of the largest and most common nominee holders, which consists of U.S.  
22 and international banks, brokerage firms, and other nominee purchasers ("Nominee  
23 Database") in order to identify additional potential Class Members. The Nominee  
24 Database is continually monitored and updated as brokerage firms change  
25 addresses, merge, go out of business, and/or come into existence. JND has  
26 developed strong working relationships with these banks, brokerage firms, and  
27 nominees. The Nominee Database is an important means for providing notice to  
28 potential Class Members in this case.

1  
2 11. JND will also submit the Notice to the Depository Trust Company  
3 (“DTC”) to post on the DTC Legal Notice System (“LENS”). LENS enables DTC  
4 member banks and brokers to review the Notice and contact JND directly to obtain  
5 copies of the Short Form Notice for their clients who may be potential Class  
6 Members.

7 12. On a rolling basis, JND will mail the Short Form Notice by first-class  
8 mail to the banks, brokerage firms and/or nominees as requested (in bulk), or  
9 directly mail and/or email the Short Form Notice to potential Class Members  
10 identified pursuant to the Broker Outreach. JND will also disseminate the Short  
11 Form Notice, and Long Form Notice, to any other persons requesting them or other  
12 points of contact for potential Class Members as appropriate.

13 **II. WEBSITE, TELEPHONE, AND EMAIL**

14 13. As stated above, JND will establish a website for Class Members. JND  
15 will also establish a telephone number and email inbox, staffed with customer  
16 service representatives trained to answer questions about the Action. Both the  
17 telephone number and email address will be displayed on the Short Form Notice,  
18 Summary Notice, Long Form Notice, as well as on the website.

19 14. Based on my experience, I believe the proposed notice program meets  
20 the requisite standards and will provide the best notice practicable under the  
21 circumstances.

22 I declare under penalty of perjury, under the laws of the United States of  
23 America that the foregoing is true and correct.

24 Executed this 19 day of November 2021.

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27 LUIGGY SEGURA  
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# **EXHIBIT A**

# SECURITIES MATTERS



**NEIL ZOLA**  
EXECUTIVE CO-CHAIRMAN

JND's securities team, located in New York, is managed day-to-day by Senior Director Luiggy Segura and is ultimately overseen by Co-Founder Neil Zola, with over 25 years' experience in securities class action litigation and administration. Neil has played a direct role in many of the largest securities settlements in our country's history, including the \$6.15 billion WorldCom Securities Litigation settlement, the \$3.2 billion Tyco International Securities Litigation settlement, the \$2.2 billion Nortel Networks Securities Litigation settlement and the \$586 million IPO Securities Litigation settlement, among hundreds of other matters.



**LUIGGY SEGURA**  
SENIOR DIRECTOR

JND is an approved vendor for the Securities and Exchange Commission ("SEC"). We assist the SEC in developing complex plans of distribution and perform all tasks necessary for the smooth and efficient administration of SEC Fair Funds.



## PRE-SETTLEMENT CONSULTING

We begin by consulting with clients on how to develop allocation methodologies and design efficient, economical roadmaps for settlement administration while providing support prior to and at the preliminary approval stage.



## INDUSTRY-LEADING NOTICE PROGRAM

JND has one of the most extensive broker lists in the business. Our proprietary notice distribution list includes more than:

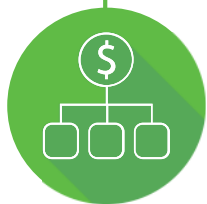
- 400 corporate funds and corporate/public/union pension funds
- 150 banks and insurance companies
- 600 hedge funds
- 1,000 investment banks
- 70 large endowments
- 2,000 broker dealers, money managers and others

We have the capability to support our direct notice mail and email campaigns with a full spectrum of media including television, print, digital and radio.



## COMPLEX CLAIMS PROCESSING

JND seamlessly handles all aspects of claims processing, from intake through deficiency handling to loss calculation. Our proprietary systems enable us to securely handle all kinds of electronic filings from large institutions and third-party filing companies online via JND's case-specific websites. We provide white-glove service to handhold claimants through the process and our on-site team of call center representatives works seamlessly with management to address claimant questions in real time.



## BENEFITS DISBURSEMENT

- Our team has disbursed billions of dollars in settlement benefits and routinely works with major financial institutions to set up Qualified Settlement Funds ("QSFs").
- Our expertise in benefits calculation allows us to navigate even the most complex allocation methodologies and accurately apply them to individual class members, including large institutional investors.

## PROMINENT CASE HISTORY

- Akorn Securities Litigation
- Akorn, Inc. Data Integrity Securities Litigation
- Amaya Securities Litigation
- Babcock & Wilcox Ent., Inc. Securities Litigation
- Bankrate Securities Litigation
- Barclays Dark Pool Securities Litigation
- Citigroup Securities Litigation
- ComScore Securities Litigation
- Dole Food Company Securities Litigation
- Endo International Securities Litigation
- Endurance Securities Litigation
- Equifax Inc. Securities Litigation
- Fenix Parts Inc. Securities Litigation
- Fiat Chrysler Shareholder Litigation
- GoPro Shareholder Litigation
- Halliburton EPJ Fund Securities Litigation
- Higher One Holdings Securities Litigation
- Illumina, Inc. Securities Litigation
- IPO Securities Litigation
- Lannett Company, Inc. Securities Litigation
- Linkwell Corp. Securities Litigation
- Lion Biotechnologies Securities Litigation
- LSB Industries Securities Litigation
- NantHealth, Inc. Securities Litigation
- NantKwest Securities Litigation
- Nortel Networks Securities Litigation I & II
- Opus Bank Securities Litigation
- PPG Industries Securities Litigation
- Precision Castparts Securities Litigation
- Royal Ahold Securities and ERISA Litigation
- Santander Securities Litigation
- SFX Entertainment Securities Litigation
- Signet Securities Litigation
- Snap Inc. Securities Litigation
- Stericycle Securities Litigation
- Terraform Power Securities Litigation
- Tyco International LTD Securities Litigation
- Ubiquiti Networks, Inc. Securities Litigation
- Vale Securities Litigation
- Washington Mutual Securities Litigation
- Wells Fargo RMBS Trustee Litigation
- WorldCom, Inc. Securities Litigation
- Yahoo! Securities Litigation

CONTACT: [JNDLA.com](http://JNDLA.com) 800.207.7160 [info@JNDLA.com](mailto:info@JNDLA.com)

CONNECT: [in /jnd-legal-administration](https://www.linkedin.com/company/jnd-legal-administration) [t /jnd\\_la](https://twitter.com/jnd_la) [f /JNDLegalAdministration](https://www.facebook.com/JNDLegalAdministration)

