

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

Craftwood Lumber Company, on behalf of  
itself and all others similarly situated,

Plaintiffs,

v.

Senco Brands, Inc.,

Defendant.

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Case No. 1:14-cv-06866

**Hon. John Robert Blakey**

**Plaintiff's Status Update Regarding Class Action Settlement**

Craftwood Lumber Company provides this status update regarding the class action settlement set for a fairness hearing June 6.

1. On April 5 Craftwood filed motions for final approval of class action settlement, request for attorneys' fees and reimbursement of expenses, and incentive award for class representative. (D.E. 156, 159, 162.) At that time only two of the 3,731 class members had opted out and none had objected to the settlement. (D.E. 155-6 [Robin Decl. ¶ 17].)

2. After the filing, the settlement administrator quickly posted the motions on the settlement website. (Robin Supp'l Decl. ¶ 4.) The class had almost a month from filing to object to any aspect of the settlement before the May 2 deadline. (D.E. 152.) But not a single member has objected. (Luskin Decl. ¶ 2; Robin Supp'l Decl. ¶ 2.) And, while the opt-out deadline was March 17, the settlement administrator also hasn't received any more opt-outs. (Robin Supp'l Decl. ¶ 2.)

3. In that same time, 120 more class members have sent in class member information forms. (Robin Supp'l Decl. ¶ 3.) In total, 704 class members have sent in information forms, although the forms are not generally required to receive benefits under the settlement. (*Id.*) These forms are only necessary to update class member contact information.

4. The lack of objections and the class's continued support for the settlement favor granting Craftwood's pending motions. *See, e.g., In re Dairy Farmers of Am., Inc.*, 80 F. Supp. 3d 838, 847 (N.D. Ill. 2015); *In re AT & T Mobility Wireless Data Servs. Sales Tax Litig.*, 789 F. Supp. 2d 935, 964-65 (N.D. Ill. 2011).

DATED: May 11, 2017

PAYNE & FEARS LLP

/s/ Scott O. Luskin  
Scott O. Luskin  
Attorneys for Plaintiff Craftwood Lumber Company,  
on behalf of itself and all others similiary situated

**CERTIFICATE OF SERVICE**

The undersigned, an attorney, states that on this eleventh day of May, 2017, he caused the foregoing **Plaintiff's Status Update Regarding Class Action Settlement** to be filed electronically with the Clerk of Court using the CM/ECF system, and which will send electronic notification to the following:

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*/s/ Scott O. Luskin*  
\_\_\_\_\_  
Scott O. Luskin

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Case No. 1:14-cv-06866

**Hon. John Robert Blakey**

**Supplemental Declaration of Settlement Administrator Senior Consultant Eric Robin  
re Settlement Administration**

I, Eric Robin, declare:

1. I am a Senior Project Manager at Kurtzman Carson Consultants LLC, the Settlement Administrator for the settlement in the above-referenced case involving Plaintiff Craftwood Lumber Company and Defendant Senco Brands, Inc. I am principally responsible for the activities of KCC in connection with the administration of the settlement. I therefore have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto. This declaration supplements the declaration I executed April 5, 2017, and reflects activity after that time.

**Settlement Statistics**

2. As of this declaration, KCC has not received any additional opt-outs or any objections to the settlement since my April 5, 2017 declaration. That means out of 3,731 class members, only two members have opted out and none have objected to the settlement.

3. On the other hand, we have received 704 class member information forms. That means that an additional 120 class members have expressed an interest in the settlement since the final approval motion was filed April 5, 2017. Of these 120 additional forms, three were unnecessary. These Class members sent in forms merely confirming the information for receiving settlement funds.

### **Posting to the Settlement Website**

4. On April 7, 2017, KCC posted to the settlement website (sbisettlement.com) the Motions for (1) Final Approval, (2) Attorneys' Fees and Reimbursement of Expenses, and (3) Incentive Award to Class Representative. These documents have been and continue to be available for viewing and download by anyone visiting the website.

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

Dated this 11<sup>th</sup> day of May, 2017, at San Rafael, California.



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Eric Robin

**CERTIFICATE OF SERVICE**

The undersigned, an attorney, states that on this eleventh day of May, 2017, he caused the foregoing **Supplemental Declaration of Settlement Administrator Senior Consultant Eric Robin re Settlement Administration** to be filed electronically with the Clerk of Court using the CM/ECF system, and which will send electronic notification to the following:

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/s/ Scott O. Luskin  
\_\_\_\_\_  
Scott O. Luskin

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Case No. 1:14-cv-06866

**Hon. John Robert Blakey**

**Declaration of Scott O. Luskin in Support of Plaintiff's Status Update  
Regarding Class Action Settlement**

I, Scott O. Luskin, declare:

1. I am an attorney duly admitted to practice before this Court. I am a partner with Payne & Fears LLP, attorneys of record for Plaintiff Craftwood Lumber Company. I have personal knowledge of the facts set forth herein, except as to those stated on information and belief and, as to those, I am informed and believe them to be true. If called as a witness, I could and would competently testify to the matters stated herein.

2. The purpose of this declaration is to report to the Court that I have not received or heard of any objections to the April 5 motion for final approval (D.E. 156), motion for award of attorney's fees and reimbursement of expenses (D.E. 159), or motion for incentive fee award to class representative (D.E 162). The deadline for filing and service of objections was May 2,



2017. I make this report to the Court because I was designated in the notice to the class as the person upon whom objections were to be served.

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

Executed this 11<sup>th</sup> day of May 2017 at Los Angeles, California.

/s/ Scott O. Luskin  
Scott O. Luskin

**CERTIFICATE OF SERVICE**

The undersigned, an attorney, states that on this eleventh day of May, 2017, he caused the foregoing **Declaration of Scott O. Luskin in Support of Plaintiff's Status Update Regarding Class Action Settlement** to be filed electronically with the Clerk of Court using the CM/ECF system, and which will send electronic notification to the following:

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