

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE JPMORGAN PRECIOUS METALS
SPOOFING LITIGATION

Case No. 1:18-cv-10356

Hon. Gregory H. Woods

**SUPPLEMENTAL DECLARATION OF JACK EWASHKO
ON BEHALF OF A.B. DATA, LTD. REGARDING UPDATED
REPORT ON REQUESTS FOR EXCLUSION**

Pursuant to 28 U.S.C. §1746, I, Jack Ewashko, declare:

1. I am a Client Services Director of A.B. Data, Ltd.’s Class Action Administration Division (“A.B. Data”). I am over 21 years of age and am not a party to the above-captioned action (the “Action”). My business address is 600 A.B. Data Drive, Milwaukee, WI 53217, and my telephone number is 414-961-7555. A.B. Data was authorized to act as the Settlement Administrator in connection with the settlement in the Action.¹ I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

2. I submit this Declaration to supplement my earlier declarations: (1) the Declaration of Jack Ewashko on Behalf of A.B. Data, Ltd. Regarding Notice Administration, dated May 6, 2022 (ECF No. 97) (the “Initial Mailing Declaration”), which provided the Court with information regarding the implementation of the notice plan, and (2) the Supplemental Declaration of Jack Ewashko on Behalf of A.B. Data, Ltd. Regarding Report On Requests For Exclusion, dated May 31, 2022 (ECF No. 112) (the “First Supplemental Declaration”), which provided the Court with information regarding the number of objections and exclusions received by the May 23, 2022 deadline.

¹ Unless otherwise noted, capitalized terms not defined herein have the same meaning as in the Mailed Notice and the Stipulation and Agreement of Settlement dated November 19, 2021 (the “Settlement Agreement”). ECF No. 79-1.

UPDATED REPORT ON REQUESTS FOR EXCLUSION RECEIVED

3. The Notice informed potential members of the Class that Requests for Exclusion from the Class were to be mailed or otherwise delivered such that they are **received by May 23, 2022**. As Class Plaintiffs reported to the Court, as of May 31, 2022 A.B. Data received no objections to the Settlement and received only one (1) Request for Exclusion. *See* ECF Nos. 111 (Letter to the Court); 112 (First Supplemental Declaration).

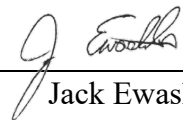
4. However, on June 2, 2022, A.B. Data received an additional request for exclusion from FP Westport Trading LLC f/k/a/ Phibro Trading LLC (the “FP Westport Request”). The FP Westport Request was (1) dated May 19, 2022, (2) sent via First Class U.S. Mail, (3) postmarked on May 20, 2022, and (4) delivered to A.B. Data on June 2, 2022.

5. Since the FP Westport Request was received after the May 23, 2022 deadline, A.B. Data has deemed it untimely. However, in light of the apparent delay caused by the transmission of the U.S. Mail, the FP Westport Request will be referred to the Court for further consideration. I understand that Plaintiffs and Defendants take no position as to whether the FP Westport Request should be accepted by the Court.

6. Attached hereto as Exhibit A is an updated summary report of all Requests for Exclusion that have been received as of the date of this Declaration.

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

Executed this 17th day of June 2022.



Jack Ewashko

EXHIBIT A

**JPMorgan Precious Spoofing Litigation
Exclusion Report**

	Name	Exclusion ID #	Postmark	Timely?	Name?	Address?	Phone?	Name of Actions?	Signed?	If entity, proof of Auth?
1.	Oliver Dowding	145467070	4/20/2022	Yes	Yes	Yes	Yes	Yes	Yes	N/A
2.	FP Westport Trading LLC fka Phibro Trading LLC	145467071	5/20/2022	No	Yes	Yes	Yes	Yes	Yes	No