

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

IN RE: AQUEOUS FILM-FORMING FOAMS) MDL No.
PRODUCTS LIABILITY LITIGATION) 2:18-mn-2873-RMG
)

CITY OF CAMDEN, et al.) Case No: 2:23-cv-03230-RMG
)
Plaintiffs,)
)
-vs-)
)
E.I. DUPONT DE NEMOURS AND COMPANY (n/k/a)
EIDP, Inc.), et al.,)
)
Defendant.)

DECLARATION OF NOTICE ADMINISTRATOR STEVEN WEISBROT, ESQ. OF ANGEION GROUP, LLC REGARDING UPDATED REPORT ON REQUESTS FOR EXCLUSION RECEIVED

I, Steven Weisbrot, Esq., declare and state as follows:

1. I am the President and Chief Executive Officer at the class action notice and claims administration firm Angeion Group, LLC (“Angeion”). I am fully familiar with the facts contained herein based upon my personal knowledge and as reported to me by Angeion staff members.
2. My credentials have been previously reported to this Court in my initial declaration which was filed with *Plaintiffs’ Motion for Preliminary Approval of Class Settlement, For Certification of Settlement Class and For Permission To Disseminate Class Notice* (Dkt. No. 3393-8).

3. The purpose of this declaration is to provide the Court with an updated report regarding the Requests for Exclusion (“Opt-Outs”) received by Angeion and evaluated in accordance with the Court’s guidance in reviewing opt outs for compliance with the Settlement Agreement outlined in the *Order* entered on January 22, 2024 (Dkt. No. 4368) (“Order Setting Opt Out Standards”).

Opt-Outs

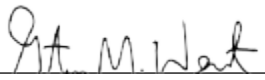
4. Angeion received timely submitted Opt-Outs from a total of 1,012 entities that were on the Class List.¹ These 1,012 timely submitted Opt-Outs included the following:
 - a) A total of 180 entities included on 13 submissions by companies on behalf of multiple PWSs. These 13 submissions have been categorized as “‘mass,’ ‘class,’ ‘group’ or otherwise combined Request[s] for Exclusion. Of these 13 submissions, there are four (4) have filed opt-out requests as ‘owner-operators’ on behalf of a total 93 PWS; and nine (9) have filed opt-out requests as ‘operators’ on behalf of 87 PWS. Pursuant to the Court’s Order Setting Opt Out Standards, only the 9 submissions on behalf of 87 PWS have been deemed non-compliant because they are not owners of the PWS.

¹ As explained in my Declaration dated January 3, 2024 (Dkt. No. 4309), Class Counsel previously provided Angeion with a Class List comprised of 14,167 entities that had been identified as potential members of the Settlement Class for purposes of providing notice. Accordingly, the opt-outs described in paragraph 4 do not include purported Requests for Exclusion that were received from entities that were not included on the Class List. In total, Angeion received 310 Requests for Exclusion from entities that were not on the Class List; of which 300 were timely received, and 10 were untimely. All 310 Requests for Exclusion complied with the requirements as set forth in the Order Setting Opt Out Standards. Subsequently, 2 entities decided that they wish to participate in the Settlement and have withdrawn their requests to opt out.

- b) A total of 1 entity that did not comply with the other requirements of § 9.7.1 of the Settlement Agreement. This entity failed to certify legal authority to submit the opt-out request.
5. Angeion did not receive any untimely Opt-Outs from entities that were on the Class List, based on the guidance set forth in Paragraph 5 of the Order Setting Opt Out Standards.
6. Attached hereto as Exhibit A, is a list of the 88 PWS included on opt-out requests deemed to be non-compliant along with the reason for this determination.

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

Signed on February 5, 2024, in Coral Springs, Florida.



STEVEN WEISBROT

EXHIBIT A

Exhibit A

Non-Compliant Opt-Out Submissions

Count	PWS ID	PWS Name	Cause of Non-Compliance
1	AL0000184	Chattahoochee Valley Water Supply Dist	Non-Owner Mass, Group or Otherwise Combined Request
2	CA0710009	Town of Discovery Bay	Non-Owner Mass, Group or Otherwise Combined Request
3	CA3610038	Rialto, City of	Non-Owner Mass, Group or Otherwise Combined Request
4	CA4110024	City of East Palo Alto	Non-Owner Mass, Group or Otherwise Combined Request
5	CT0950011	New London Dept of Public Utilities	Non-Owner Mass, Group or Otherwise Combined Request
6	CT0970021	Fairfield Hills	Non-Owner Mass, Group or Otherwise Combined Request
7	CT1180382	Ridgefield High and Middle School	Non-Owner Mass, Group or Otherwise Combined Request
8	Did Not Provide	Virginia Beach	Non-Owner Mass, Group or Otherwise Combined Request
9	Did Not Provide	Hanover (Part of Joint Powers Water Board)	Non-Owner Mass, Group or Otherwise Combined Request
10	Did Not Provide	St Michael (Part of Joint Powers Water Board)	Non-Owner Mass, Group or Otherwise Combined Request
11	FL3590879	Winter Springs, City of	Non-Owner Mass, Group or Otherwise Combined Request
12	FL6296139	Tampa Bay Water Reg Surface Water Plant	Non-Owner Mass, Group or Otherwise Combined Request
13	FL6296177	Tampa Bay Water Morris Bridge Pump Station	Non-Owner Mass, Group or Otherwise Combined Request
14	FL6410322	City of Palmetto Water Dept	Non-Owner Mass, Group or Otherwise Combined Request
15	GA1210038	Atlanta-Fulton County Water Resources	Non-Owner Mass, Group or Otherwise Combined Request
16	IL0195150	Sangamon Valley PWD	Non-Owner Mass, Group or Otherwise Combined Request
17	IL1190250	Edwardsville	Non-Owner Mass, Group or Otherwise Combined Request
18	IN5287001	Veolia Water of Boonville	Non-Owner Mass, Group or Otherwise Combined Request
19	IN5287006	Lynnville Water Works	Non-Owner Mass, Group or Otherwise Combined Request
20	KS2006108	Junction City, City of	Non-Owner Mass, Group or Otherwise Combined Request
21	KY0140966	Hardinsburg RO WTP	Non-Owner Mass, Group or Otherwise Combined Request
22	KY0450479	Wurtland Water Department	Non-Owner Mass, Group or Otherwise Combined Request
23	MA1005000	Agawam Water Department	Non-Owner Mass, Group or Otherwise Combined Request
24	MA2011004	Ash/Win Joint Water Authority	Non-Owner Mass, Group or Otherwise Combined Request
25	MA2019000	Ayer DPW Water Division	Non-Owner Mass, Group or Otherwise Combined Request
26	MA2103000	Gardner Water Department	Non-Owner Mass, Group or Otherwise Combined Request
27	MA2153000	Leominster Water Division	Non-Owner Mass, Group or Otherwise Combined Request
28	MA2287000	Sturbridge Water Department	Non-Owner Mass, Group or Otherwise Combined Request
29	MA2328000	Westborough Water Department	Non-Owner Mass, Group or Otherwise Combined Request
30	MA3107000	Gloucester Public Utility Division	Non-Owner Mass, Group or Otherwise Combined Request
31	MA3163000	Lynn Water and Sewer Comm	Non-Owner Mass, Group or Otherwise Combined Request
32	MA4020004	Hyannis Water System, Town of Barnstable	Non-Owner Mass, Group or Otherwise Combined Request
33	MA4044000	Brockton Water Department	Non-Owner Mass, Group or Otherwise Combined Request
34	MA4131000	Weir River Water System	Non-Owner Mass, Group or Otherwise Combined Request
35	MI0000160	Alpena, City of	Non-Owner Mass, Group or Otherwise Combined Request
36	MI0001860	Dowagiac	Non-Owner Mass, Group or Otherwise Combined Request
37	MI0005234	Cass County Water System	Non-Owner Mass, Group or Otherwise Combined Request
38	MI0005520	Portage	Non-Owner Mass, Group or Otherwise Combined Request
39	MN1270074	Greenfield	Non-Owner Mass, Group or Otherwise Combined Request
40	MN1860018	Rockford	Non-Owner Mass, Group or Otherwise Combined Request
41	MN1860024	Joint Powers Water Board	Non-Owner Mass, Group or Otherwise Combined Request
42	MS0290019	N.E. MS. Regional W/S	Non-Owner Mass, Group or Otherwise Combined Request
43	MS0340003	City of Ellisville	Non-Owner Mass, Group or Otherwise Combined Request
44	MS0340021	City of Laurel	Non-Owner Mass, Group or Otherwise Combined Request
45	NC0161010	Spruce Pine, Town of	Non-Owner Mass, Group or Otherwise Combined Request
46	NC0286020	Elkin, Town of	Non-Owner Mass, Group or Otherwise Combined Request
47	NC0363010	Southern Pines, Town of	Non-Owner Mass, Group or Otherwise Combined Request
48	NC0363025	Carthage, Town of	Non-Owner Mass, Group or Otherwise Combined Request
49	NC0363030	Pinebluff Town of	Non-Owner Mass, Group or Otherwise Combined Request
50	NC0363035	Taylortown, Town of	Non-Owner Mass, Group or Otherwise Combined Request
51	NC0433040	Whitakers, Town of	Non-Owner Mass, Group or Otherwise Combined Request
52	NC0442025	Enfield Water System	Non-Owner Mass, Group or Otherwise Combined Request
53	NC6059015	Martin Co Regional WASA	Non-Owner Mass, Group or Otherwise Combined Request
54	NC6059018	Martin Co. Regional WASA Authority Well	Non-Owner Mass, Group or Otherwise Combined Request
55	NJ0901001	City of Bayonne	Non-Owner Mass, Group or Otherwise Combined Request
56	NJ0905001	Hoboken Water Utility	Non-Owner Mass, Group or Otherwise Combined Request
57	NJ0906001	Jersey City MUA	Non-Owner Mass, Group or Otherwise Combined Request
58	NJ0907001	Kearny Water Department	Non-Owner Mass, Group or Otherwise Combined Request
59	NJ1215001	North Brunswick W Dept	Non-Owner Mass, Group or Otherwise Combined Request
60	NJ2013001	Rahway Water Department	Non-Owner Mass, Group or Otherwise Combined Request
61	NY1330291	Poughkeepsie City	Non-Owner Mass, Group or Otherwise Combined Request
62	NY1400422	Buffalo Water Authority	Non-Owner Mass, Group or Otherwise Combined Request
63	NY3202411	MVWA - Mohawak Valley Water Authority	Non-Owner Mass, Group or Otherwise Combined Request
64	NY5903437	Mount Kisco Water Department	Non-Owner Mass, Group or Otherwise Combined Request
65	NY5903442	New Castle/Standwood WD	Non-Owner Mass, Group or Otherwise Combined Request
66	OH5700812	Englewood City PWS	Non-Owner Mass, Group or Otherwise Combined Request
67	OH5703612	Huber Heights Public Water System	Non-Owner Mass, Group or Otherwise Combined Request
68	OH8301412	Springboro PWS	Non-Owner Mass, Group or Otherwise Combined Request
69	OK2000910	Yukon	Non-Owner Mass, Group or Otherwise Combined Request
70	OK2001412	Moore Public Works Authority	Non-Owner Mass, Group or Otherwise Combined Request
71	OR4100157	Canby Utility	Non-Owner Mass, Group or Otherwise Combined Request
72	OR4100660	West Slope Water District	Failed To Certify Legal Authority To File
73	OR4100789	Sandy City of	Non-Owner Mass, Group or Otherwise Combined Request
74	OR4100954	Wilsonville City of	Non-Owner Mass, Group or Otherwise Combined Request
75	OR4190511	Portland GE PGE Trojan Park	Non-Owner Mass, Group or Otherwise Combined Request
76	OR4195508	PGE Trojan Park	Non-Owner Mass, Group or Otherwise Combined Request
77	PA5020947	Pittsburgh Intl Airport	Non-Owner Mass, Group or Otherwise Combined Request
78	PA5040085	New Sewickley Twp Muni Auth	Non-Owner Mass, Group or Otherwise Combined Request
79	PA5040086	Shippingport Boro Water Sys	Non-Owner Mass, Group or Otherwise Combined Request
80	PA7220038	Veolia Middletown	Non-Owner Mass, Group or Otherwise Combined Request
81	RI1559518	Woonsocket Water Division	Non-Owner Mass, Group or Otherwise Combined Request
82	RI1592021	Pawtucket Water Supply Board Veolia-NA	Non-Owner Mass, Group or Otherwise Combined Request
83	TX0200005	City of Freeport	Non-Owner Mass, Group or Otherwise Combined Request
84	VA3650150	Fort Monroe	Non-Owner Mass, Group or Otherwise Combined Request
85	VT0005151	Smugglers Notch Water System	Non-Owner Mass, Group or Otherwise Combined Request
86	WA5313500	Cle Elum Water Department	Non-Owner Mass, Group or Otherwise Combined Request
87	WI4150526	Sturgeon Bay Waterworks	Non-Owner Mass, Group or Otherwise Combined Request
88	WV3303009	Williamson Utility Board	Non-Owner Mass, Group or Otherwise Combined Request