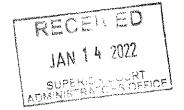
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TIMOTHY W. FITZGERALD SPOKANE COUNTY CLERK



## IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF SPOKANE

JAKE MILLER and DOREEN MILLER, husband and wife, on behalf of themselves and all others similarly situated,	Case No.: 20-2-02604-32
Plaintiffs,	DECLARATION OF KIRK D. MILLER IN SUPPORT OF PLAINTIFFS'
vs.	UNOPPOSED MOTION FOR FINAL
GUENTHER MANAGEMENT, LLC, a Washington limited liability company,	APPROVAL OF CLASS ACTION SETTLEMENT
Defendant. )	

Kirk D. Miller declares the following under penalty of perjury, as provided for and by the laws of the state of Washington:

- 1. I am one of the attorneys representing Plaintiffs in this matter.
- 2. This Declaration is based on my personal knowledge.
- 3. The parties, through counsel, engaged in extensive settlement discussions which ultimately resulted in the Settlement Agreement.
- 4. Counsel spent a considerable amount of time engaging in written discovery, document review, data analysis, and analyzing legal issues related to the lawsuit's claims.

DECLARATION OF KIRK D. MILLER IN SUPPORT OF PLAINTIFFS' UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT - 1

Kirk D. Miller, P.S. 421 W. Riverside Ave., Ste. 660 Spokane, WA 99201 (509) 413-1494

- 5. Class Counsel has a significant amount of experience in consumer individual and class actions, including consumer protection actions involving debt collection, and know from our own experience that any case involving a class of consumers can, and often does, lead to costly litigation that goes on for years.
- 6. Class Counsel has thoroughly analyzed the factual and legal issues involved in this case.
- 7. In addition to the monetary relief achieved for the class members and proposed cy pres recipients, Defendant also changed its tenant screening processes to conform with Washington law and provide prospective tenants with information deemed essential by the Washington legislature for prospective tenants to make informed renting decisions.
- 8. Out of the 1,759 class members who received notice, not a single class member objected to the Parties Settlement, Class Counsel's requested attorneys' fees, or requested incentive awards to the Class Representatives, and only one class member requested to be excluded from the settlement. Accordingly, 1,758 class members will be issued payments in the amount of \$30.00 each.
- 9. The proposed cy pres recipients for unclaimed class member funds are the Legal Foundation of Washington and Northwest Justice Project. Northwest Justice Project has a dedicated fair housing unit and accepts direct representation of low-income clients who are facing rental housing legal problems.
- 10. To the best of my knowledge, no government entity has objected to this Settlement.
- 11. Class Counsel believes the Settlement is fair, reasonable, adequate, and in the best interest of the Settlement Class as a whole.

RESPECTFULLY SIGNED this day of January, 2022 at SPOKANE, WA.

KIRK D. MILLER, WSBA #40025
Attorney for Plaintiffs and Class

## CERTIFICATE OF SERVICE

I hereby declare upon penalty of perjury under the laws of the state of Washington that on the date stated below I served a copy of this document in the manner indicated:

Jeffrey P. Downer Carinne E. Bannan LEE SMART, P.S. INC. 1800 One Convention Place 701 Pike Street Seattle WA 98101

☐ First Class U.S. Mail E-Mail: jpd@leesmart.com

ceb@leesmart.com kxc@leesmart.com ☐ Hand Delivery ☐ Next Day Air

DATED this Harday of January, 2022.

Teri A. Brown, Paralegal