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 5 *Attorneys for Plaintiffs United Desert Charities, Fred Ede III, Emily Williams,
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6 **IN THE UNITED STATES DISTRICT COURT**
 7 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

9 UNITED DESERT CHARITIES,
 10 FRED EDE, III, EMILY WILLIAMS,
 BRUCE PRITCHARD, and JEAN
 11 STEINER, on behalf of themselves and
 all others similarly situated,

12 Plaintiffs,

13 vs.

14 SLOAN VALVE COMPANY,
 AMERICAN STANDARD BRANDS
 15 AS AMERICA, INC. KOHLER CO.,
 GERBER PLUMBING FIXTURES,
 16 LLC, MANSFIELD PLUMBING
 PRODUCTS, LLC, and HOME
 17 DEPOT, U.S.A., INC.,

18 Defendants.

Case No. 2:12-cv-06878 SJO (SHx)

**SUPPLEMENTAL DECLARATION
 OF STEVEN H. FRANKEL IN
 SUPPORT OF JOINT MOTION FOR
 FINAL APPROVAL OF
 MODIFICATIONS OF SETTLEMENT
 AGREEMENT AND PLAN OF
 ALLOCATION**

The Honorable. S. James Otero

Date: September 18, 2017

Time: 10:00 a.m.

Courtroom: 10C

Consolidated Cases:

Berube v. Flushmate

2:13-cv-02372-SJO-SH

Brettler v. Flushmate

2:13-cv-02499-SJO-SH

Kubat, et al. v. Flushmate

2:13-cv-02425-SJO-SH

Patel v. Flushmate

2:13-cv-02428-SJO-SH

Related Cases:

Mergens v. Sloan Valve Co.

2:16-cv-05255-SJO-SKx

Dimov v. Sloan Valve Co.

1:12-cv-09700 (N.D. Ill)

1 I, Steven H. Frankel, declare as follows:

2 1. I am an attorney duly licensed to practice law before all courts of the
3 State of California, and I am a partner in the law firm of Dentons US LLP, counsel
4 of record for Defendants Sloan Valve Company, Flushmate, a division of Sloan
5 Valve Company (“Flushmate”), AS America, Inc., doing business as American
6 Standard Brands, Kohler Co., Gerber Plumbing Fixtures, LLC, and Mansfield
7 Plumbing Products, LLC, in this action. I submit this supplemental declaration in
8 support of the Joint Motion for Final Approval of Modifications of Settlement
9 Agreement and Plan of Allocation. I have personal knowledge of all facts set forth
10 herein, and, if called as a witness, I can and would testify competently thereto under
11 oath.

12 2. Pursuant to the Notice Program and the April 10, 2017 Amended
13 Order Conditionally Approving Modifications to Settlement Agreement and Plan of
14 Allocation (ECF No. 164), Settlement Class Members¹ were given the opportunity
15 to submit written comments on the proposed modifications by sending them to my
16 attention, postmarked no later than August 21, 2017. As of August 31, 2017, I have
17 not received any written comments on the proposed modifications from any
18 Settlement Class Member.

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

21 Executed this 1st day of September 2017, at Oakland, California.

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/s/ Steven H. Frankel

Steven H. Frankel

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¹ Initial capitalized terms utilized herein have the same definitions as set forth in the Class Action Settlement Agreement and Release, filed January 31, 2014 (ECF No. 119-1) unless otherwise specified.