

COLE & VAN NOTE  
ATTORNEYS AT LAW  
555 12<sup>TH</sup> STREET, SUITE 2100  
OAKLAND, CA 94607  
TEL: (510) 891-9800

1 Scott Edward Cole, Esq. (S.B. #160744)  
Laura Grace Van Note, Esq. (S.B. #310160)  
2 **COLE & VAN NOTE**  
555 12<sup>th</sup> Street, Suite 2100  
3 Oakland, California 94607  
Telephone: (510) 891-9800  
4 Facsimile: (510) 891-7030  
Email: sec@colevannote.com  
5 Email: lvn@colevannote.com

6 Attorneys for Representative Plaintiff  
and the Plaintiff Class

7  
8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **OAKLAND DIVISION**  
11

12 JAMI ZUCCHERO, individually, and on  
13 behalf of all others similarly situated,

14 Plaintiff,

15 v.

16 HEIRLOOM ROSES, INC.,

17 Defendant.

**Case No. 4:22-cv-00068-KAW**

**CLASS ACTION**

**DECLARATION OF CAROLE  
THOMPSON ON BEHALF OF  
SETTLEMENT ADMINISTRATOR  
REGARDING DISBURSEMENT OF  
CLASS ACTION SETTLEMENT**

**Judge: Hon. Kandis A. Westmore**

18  
19  
20  
21  
22  
23  
24  
25  
26  
27 I, Carole Thompson, declare as follows:  
28

1           1.       I am the Associate Director of Case Management for CPT Group, Inc. (“Settlement  
2 Administrator” or “CPT”), the Settlement Administrator jointly agreed upon by the Parties and  
3 approved by the Court for *Zuccherro v. Heirloom Roses, Inc.* I have personal knowledge of the facts  
4 set forth in this declaration and, if called upon to testify, I could and would testify competently to  
5 such facts.

6           2.       On December 22, 2023, Notice of the settlement was sent to all 51,907 Settlement  
7 Class Members via mail or email. Of these, 61 notices were returned as undeliverable. As a result,  
8 we were able to effectively notify the majority of class members. A total of 275 valid claim forms  
9 were submitted, representing 0.53% of the total class members. Additionally, there was one opt-  
10 out, accounting for 0.002% of the Settlement Class, and no objections, representing 0% of the  
11 Settlement Class.

12           3.       On May 21, 2024, the Court granted final approval of the settlement. The Court  
13 approved administrative costs in the amount of \$40,000, which were paid separately by the  
14 Defendant. On August 14, 2024, CPT received a check in the amount of \$51,110, which covered  
15 the total amount designated for Settlement Awards and CPT’s fees.

16           4.       On August 23, 2024, CPT issued 275 payments from the Settlement Fund,  
17 representing individual settlement awards to valid Settlement Class Members. These payments,  
18 totaling \$11,110, were disbursed via electronic methods such as PayPal or Venmo, and paper  
19 checks. The payments ranged from a minimum of \$20 to a maximum of \$200 with an average of  
20 \$40.40 and a median of \$40 per claimant.

21           5.       Settlement Class Members have 180 days from the date of issuance, until February  
22 19, 2025, to cash their settlement awards. As of the date of this declaration, one payment has been  
23 cashed; it is too early to determine the total number or value of checks that remain uncashed.

24           6.       The administrative costs for the settlement amount to \$40,000, and the attorneys’  
25 fees and costs total \$198,500, which were paid separately by the Defendant. This information will  
26 be posted on the settlement website within 21 days after all funds have been paid to class members.  
27  
28

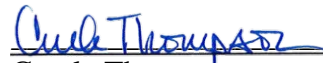
COLE & VAN NOTE  
ATTORNEYS AT LAW  
555 12<sup>TH</sup> STREET, SUITE 2100  
OAKLAND, CA 94607  
TEL: (510) 891-9800

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

7. The disbursements to the Settlement Class Members were completed in full compliance with the Court's Final Approval Order and the terms of the Settlement Agreement.

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

Executed on September 3, 2024, at Irvine, California.

  
\_\_\_\_\_  
Carole Thompson