

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

37 BESEN PARKWAY, LLC, on behalf of itself and all others similarly situated,)	Civil Action No. 15-cv-9924
)	
Plaintiff,)	
)	
vs.)	
)	
JOHN HANCOCK LIFE INSURANCE COMPANY (U.S.A.),)	
)	
Defendant.)	
)	
)	

**DECLARATION OF STEVEN G. SKLAVER IN SUPPORT OF REPLY IN SUPPORT
OF PLAINTIFF'S MOTION FOR FINAL APPROVAL OF CLASS ACTION
SETTLEMENT AND CLASS COUNSEL'S MOTION FOR ATTORNEYS' FEES,
REIMBURSEMENT OF LITIGATION EXPENSES, AND INCENTIVE AWARDS**

I, Steven G. Sklaver, declare as follows:

1. I submit this declaration in support of Plaintiff's Reply in Support of Plaintiff's Motion for Final Approval of Class Action Settlement and Class Counsel's Motion for Attorneys' Fees, Reimbursement of Litigation Expenses, and Incentive Awards, in connection with the proposed class action settlement between Plaintiff 37 Besen Parkway, LLC, for itself and on behalf of the proposed Settlement Class, and defendant John Hancock Life Insurance Company (U.S.A.) ("Defendant," or "John Hancock").

2. I, along with other attorneys at Susman Godfrey, have worked closely with the Settlement Administrator in disseminating notice, the settlement website, and responding to inquiries from Class members about the Settlement. The Settlement Administrator has prepared a Weekly Administration Report detailing information about the notice and administration of the settlement. Attached as Exhibit A to this declaration is a true and correct copy of the most recent Weekly Administration Report, for the week ending February 8, 2019. As that report reflects, under the Court-approved notice program, the Settlement Administrator has sent out a total of 87,511 notices to the Class. This total includes:

- 83,961 notices sent in the original wave of notices (including duplicate notices sent to policies with multiple addresses in John Hancock records);
- 3,524 notices sent after the initial notice was returned as undeliverable and the Settlement Administrator located potential alternative addresses for the Class member; and
- 26 notices requested directly by Class members via the toll-free line or correspondence to the Settlement Administrator.

3. The settlement website established by the Settlement Administrator, www.JohnHancockCOIClassAction.com, has received 13,685 hits. The toll-free line established by the Settlement Administrator has received 323 calls. Dozens of members of the

Class have also placed calls directly to Class Counsel to check on the status of the settlement, ask about the terms of the Settlement Agreement, and inquire about prospective payments under the plan of distribution. These calls are not reflected on the Weekly Administration Report. Several of these calls were from institutional investors and other sophisticated life insurance investors who had acquired portfolios composed of multiple Class policies. For example, one hedge fund class member inquired about a distribution owed to it for over a dozen policies that will receive several hundred thousand dollars under the plan of distribution, net of all fees and expenses requested. None of these investors has opted-out or objected to the Settlement.

4. Under the Court’s preliminary approval order, the deadline for objections to and requests for exclusion from the settlement was February 4, 2019. That deadline has passed, and neither Class Counsel nor the Settlement Administrator has received any objections.

5. The Settlement Administrator and Class Counsel have received six requests for exclusion, each of which is on behalf of a single policy:

Name	Policy Number
Stanley Rydzewski	1002832
Nancy Vaughan	91377001
David Couret	257610
Nicholas Kokalis, Trustee/1997 Kokalis Family Trust	5701669
Robert Lynch/The R. Lynch Jr. and J. Lynch Irr. Life Trust	5702444
William Larsen	58541001

6. As of February 12, 2019, the total amount in the Settlement Fund, inclusive of interest, is \$91,450,345.91. The Settlement Administrator has incurred a total of \$139,556.15 in notice and administration costs to date.

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

DATED: February 12, 2019

/s/ Steven G. Sklaver
Steven G. Sklaver

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

37 BESEN PARKWAY, LLC, on behalf of itself
and all others similarly situated,

Plaintiff,

vs.

JOHN HANCOCK LIFE INSURANCE
COMPANY (U.S.A.),

Defendant.

Civil Action No. 15-cv-9924

DECLARATION OF SERVICE

I, Glenn C. Bridgman, declare:

1. I am over eighteen years of age, I am not a party to this action, and I am an employee with the law firm of Susman Godfrey L.L.P., in the Los Angeles, California office.

2. My business address is 1900 Avenue of the Stars, Suite 1400, Los Angeles, California 90067.

3. On February 12, 2019, I served a copy of the DECLARATION OF STEVEN G. SKLAVER IN SUPPORT OF REPLY IN SUPPORT OF PLAINTIFF'S MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND CLASS COUNSEL'S MOTION FOR ATTORNEYS' FEES, REIMBURSEMENT OF LITIGATION EXPENSES, AND INCENTIVE AWARDS via email upon the following persons:

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*Attorneys for Defendant,
John Hancock Life Insurance Company (U.S.A.)*

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

Dated: February 12, 2019, at Los Angeles, California.

/s/ Glenn C. Bridgman
Glenn C. Bridgman

Exhibit A



37 Besen Parkway LLC v John Hancock (7649)
Weekly Administration Report
Final Approval Hearing - 2/19/2019

	Week Ending	1/18/2019	1/25/2019	2/1/2019	2/8/2019	Cumulative
Outgoing Mailings						
Initial Mailing Date 12/21/2018						
Notice - Initial						83,961
Notice - Remail		441	2,912	126	45	3,524
Notices Requested via Toll Free Number/Correspondence		20	3	2	1	26
Total Mailings Sent		461	-	128	46	87,511
Undeliverable Mailings						
Total Processed Undeliverable Notices (including Remails)		5,756	760	324	815	12,947
Current Undeliverable Records From Initial Mailing*		10,433	8,463	8,661	9,433	
*Unique record where we were not able to obtain a more current address.						
Opt Outs						
Deadline 02/04/2019						
Total Opt Outs Received		2	1	1	1	6
- Timely		2	1	1	1	6
- Late		-	-	-	-	-
Objections						
Deadline 02/04/2019						
Total Objections Received		-	-	-	-	-
- Timely		-	-	-	-	-
- Late		-	-	-	-	-
Incoming and Outgoing						
Correspondence (Received)		13	7	5	2	28
Correspondence (Sent)		-	-	-	-	-
Call Center Support						
+1 855 367 5404						
Launch Date 12/21/2018						
IVR - Total Calls		30	21	24	12	323
IVR - Total Minutes		117	63	66	53	1,050
WebSite						
www.JohnHancockCOIClassAction.com						
Launch Date 12/21/2018						
Page Hits		815	1,634	1,080	189	13,685
Sessions		112	104	82	54	1,657

DISCLAIMER: Epiq Class Action & Mass Tort Solutions ("ECA") maintains this report for its clients to provide a near-real-time view into the Administrator's database. Please be aware that, while ECA makes every effort to ensure that the information provided is timely, accurate and complete, the status of documents and line-item counts may be changing due to work in progress, analyst review, quality assurance audits, processing of additional documentation, and data validation. Before using these statistics for critical analysis or for court filings, you should contact your Project Manager.