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Attorneys for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA**

SETH KONECKY and JENNIFER KONECKY,
husband and wife, FLATHEAD VALLEY DIST.,
INC., a Montana Corporation, individually, and
on behalf of all others similarly situated,

Plaintiff,

vs.

ALLSTATE FIRE & CAS. INS. CO.,
ALLSTATE INDEM. CO., ALLSTATE PROP.
& CAS. INS. CO., and ALLSTATE INS. CO.,

Defendants.

Case No. 17-CV-00010-DWM

**SECOND DECLARATION OF
MARK GLUODENIS**

I, Mark Gluodenis, declare as follows:

1. I am over the age of 21 years and am authorized to execute this affidavit on Defendants' behalf
2. I have knowledge of the facts set forth in this Declaration, both personally and through a review of Defendants' business records, made and kept in the regular course of Defendants' business by those whose regular job function it is to make and keep such records.

3. I have been asked to supervise an audit to determine the amount of Defendants' automobile subrogation in Montana, both personal lines and commercial, from October 21, 2008 to the date of the Court's preliminary approval of the settlement in this matter, which I am informed occurred on September 28, 2018.

4. As the Court will recall, on June 1, 2018 my initial Declaration was submitted in support of the Motion for Preliminary Approval. At that time, I informed the Court that my audit of the amount of Defendants' Montana Subrogation through May 25, 2018, when the parties submitted their settlement for preliminary approval, had not yet been completed because some older data had not yet become available.

5. At that time, I was able to state that, based on the then current results, and my knowledge of Defendants' subrogation recoveries generally, to a reasonable degree of certainty the final total amount of subrogation during the above period (October 21, 2008 to May 25, 2018) would be between \$3.3 and \$3.4 million, and would not be in excess of \$3.4 million.

6. I also stated, however, that since there was a possibility the amount could be slightly higher, than \$3.4 million, that would be reflected in the final totals.

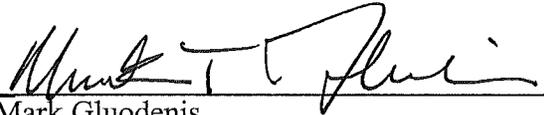
7. I have now updated the final totals, for the complete period between October 21, 2008 and the September 28, 2018 date of preliminary approval, and a spreadsheet reflecting that information, as well as the contact information of the parties involved, which I am informed is necessary for class notification purposes, is attached hereto as Exhibit A.

8. My analysis has shown, with respect to amounts of subrogation collected by Defendants at particular interim periods of time, that between October 21, 2008 and December 31, 2017, the total was approximately \$3.25 million, which was approximately \$40,000 less than I am informed Defendants' counsel estimated to Plaintiffs' counsel for that period. Between

October 21, 2008 and May 25, 2018, the total was approximately \$3.5 million, which is approximately \$100,000 more than I estimated at the time. And between October 21, 2008 and September 28, 2018, which adds the time between the preliminary approval papers being filed and the Court granting preliminary approval, the total was approximately \$3.72 million.

I declare under penalty of perjury of the laws of the United States and the State of Montana that the foregoing is true to the best of my knowledge and belief.

Executed this 30th day of October, 2018.

By: 
Mark Gluodenis