

1 1. I am the Court-appointed Claims Administrator of both the Exxon Qualified
2 Settlement Fund (hereinafter "EQSF") and the Alyeska Qualified Settlement Fund
3 (hereinafter "AQSF"). I make this declaration based on personal knowledge and am
4 competent to testify to the matters set forth herein.
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6 2. On August 20, 2009, I submitted my original declaration in support of Lead
7 Counsel's Seventh Application. Thereafter, the court requested I explain "how a group
8 could receive more than its full allocation, but individual members of the group receive
9 less than is due them." On August 31, 2009, I filed a Supplemental Declaration to
10 respond to the court's request. On that same day, Exxon filed an objection to Lead
11 Counsel's Seventh Application, and a motion arguing that it is entitled to \$4,408,499.76
12 from the money it has transferred to the Exxon Qualified Settlement Fund. As a result,
13 Lead Counsel has directed me to provide for an additional reserve adequate to net
14 \$4,408,499.76 to deal with the contingency that Exxon prevails on its motion. The
15 amount is \$5,681,056.39 (calculated at $\$4,408,499.76 / .776$).
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18 3. After setting aside a reserve for Exxon's motion, I now conclude that
19 \$401,425,004.41 can safely be distributed at this time to claimants under the Plan of
20 Allocation rather than the \$407,049,250.24 discussed in my original declaration. Exhibit
21 A, attached hereto shows both the original calculation and the revised calculation. As can
22 be seen from comparing the second column with the first, setting aside a \$5,681,056.39
23 reserve for Exxon leads to a slight change in the calculation of the 1% contingency (from
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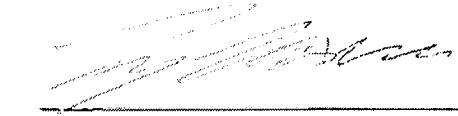
\$4,174,490.94 to \$4,117,680.38). At the direction of Lead Counsel, I have made no changes in my request for reserves for individual processors and cannery workers discussed in both my original and supplemental declaration.

4. After accounting for the new Exxon reserve, the 1% reserve, and making the set asides described in my original declaration for costs, Cook Inlet/Nautilus, individual processors, and individual cannery workers, the amount remaining for distribution to *all* claim categories covered by the Plan of Allocation is \$401,425,004.41.

5. If the Court approves the current request, I will make the above reserves and set asides in the respective categories.

6. I certify under penalty of perjury of the laws of the State of Washington that the foregoing is true and correct.

DATED this 3rd day of September 2009 at Seattle, Washington.



Lynn Lincoln Sarko
Administrator
Exxon Qualified Settlement Fund
Alyeska Qualified Settlement Fund
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(206) 623-1900

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Certificate of Service

The undersigned certifies that on September 4, 2009, a true and correct copy of the foregoing DECLARATION OF LYNN LINCOLN SARKO IN SUPPORT OF LEAD COUNSEL'S SUPPLEMENT TO THE SEVENTH PUNITIVE DAMAGES APPLICATION was served on the following attorneys or parties of record by the court's ECF system:

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By: s/ David W. Oesting