UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE JPMORGAN PRECIOUS METALS SPOOFING LITIGATION	Case No.: 1:18-cv-10356
THIS DOCUMENT RELATES TO: ALL ACTIONS	Hon. Gregory H. Woods

DECLARATION OF JACK EWASHKO IN SUPPORT OF
CLASS COUNSEL'S RESPONSE TO THE OBJECTION OF MICHAEL COSCIA

I, Jack Ewashko, declare, pursuant to 28 U.S.C. § 1746, as follows:

1. I am the Client Services Director of A.B. Data, Ltd.'s Class Action Administration Company ("A.B. Data"), which has its corporate office in Milwaukee, Wisconsin. I am over 21 years of age and am not a party to this action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

2. In connection with Class Plaintiffs' Motion for Entry of an Order Approving Distribution of the Net Settlement Fund to Authorized Claimants (ECF No. 121), I submitted a declaration concerning the procedures undertaken by A.B. Data to evaluate submitted Claims and A.B. Data's recommendation for distributing the Net Settlement Fund to Authorized Claimants. *See* ECF No. 125 ("Ewashko Distribution Decl.").

3. Class Counsel advised A.B. Data that an Authorized Claimant, Michael Coscia, submitted an objection to the proposed distribution (the "Objection"). We understand that Mr. Coscia objects to A.B. Data's recommendation that Late But Otherwise Eligible Claims be included in the distribution solely on the basis that their inclusion will dilute the recovery for Authorized Claimants that timely filed their Claims.

4. This Declaration is submitted to provide additional information to the Court for use in assessing the merits of the Objection. It remains A.B. Data's opinion that Late But Otherwise Eligible Claims should be included in the distribution but ultimately defers to the judgment of the Court.

5. The Court's Final Judgment Approving Class Action Settlement in this case specifically provides that "Class Counsel, in their discretion, may accept for processing late-submitted Claims so long as the distribution of the Net Settlement Fund is not materially delayed." ECF No. 115 ¶ 20. Such language provides flexibility within the context of settlement administration and allows for a more equitable distribution of the Net Settlement Fund. Class members are not frozen out of participating in the settlement if they can quickly submit an otherwise valid claim while claim administration is ongoing, thus maximizing the reach of the settlement. At this same time, the administration process is not slowed down or held up, thus ensuring that eligible class members that did timely file are able to recover settlement proceeds within a reasonable time.

6. I originally reported in Ewashko Distribution Decl. that A.B. Data received 871 Late But Otherwise Eligible Claims, of which the Transaction Claim Amounts totaled 2,881,866,861.72. ECF No. 125-2 (Ewashko Distribution Decl. Exhibit B - Late But Otherwise Eligible Claims). These Late But Otherwise Eligible Claims had submission dates between August 9, 2022, and April 13, 2026. Ewashko Distribution Decl. ¶ 16.

7. In reviewing the history of the 871 Late But Otherwise Eligible Claims in response to the Objection, A.B. Data identified 547 Claims that had been miscoded as Late But Otherwise Eligible Claims. These Claims replaced timely Claims and related data previously submitted on or before the original claims filing deadline. Claims can be replaced when the relevant deficiencies

or gaps in the transaction data being corrected by the submission are sufficiently numerous that it is administratively simpler and more efficient to replace the Claim and the Claim data in total, rather than attempting to correct individual transactions in the originally filed Claim. When a new submission replaces an earlier filed Claim, the submission is related back to the date of the originally filed Claim and is supposed to be considered timely. In this case, while 707 Claims were properly identified as having been replaced (*see* Ewashko Distribution Decl. ¶ 24), these 547 Claims that became the operative Claim were not correctly related back to the date of the original Claim filing.

8. The Transaction Claim Amounts for these 547 Claims total 1,617,930,022.72, or 56.14% of the total Transaction Claim Amount reported for the Late But Otherwise Eligible Claims. Attached as Exhibit 1 is a true and correct list of these 547 replacement Claims and their respective Transaction Claim Amounts. In A.B. Data's view, these Claims are not late and should be excluded from the Court's analysis of the Objection.

9. Accordingly, there are only 324 Late But Otherwise Eligible Claims (*i.e.* new Claims that were submitted after the filing deadline and did not relate back to an earlier Claim filing), which have an aggregate Transaction Claim Amount of 1,263,936,839.00 or approximately 20% of the Total Transaction Claim Amount when all eligible Claims are considered. Attached as Exhibit 2 is a true and correct list of these 324 Late But Otherwise Eligible Claims and their respective Transaction Claim Amounts. Ninety-one percent (295) of these Late But Otherwise Eligible Claims, representing approximately an aggregate Transaction Claim Amount of 913,016,441.03, were filed by August 2024, within two years after the August 2022 claims deadline. Ninety-nine percent (322) of the Late But Otherwise Eligible Claims were filed by December 2025, reflecting an aggregate Transaction Claim Amount of 1,263,874,676.41.

10. In A.B. Data's experience, it is reasonable to accept these 324 Late But Otherwise Eligible Claims in light of the particular dynamics of this settlement administration.

11. As background, in accordance with the Court's Preliminary Approval Order (ECF No. 91), A.B. Data mailed the Notice to all identified potential claimants, including beneficial owners whose names and addresses were provided by brokers and nominees for persons or entities that held the relevant securities during the Class Period.

12. While the Notice Plan (ECF No. 79-2) was designed to provide the best practicable notice under the circumstances and was effective in reaching potential claimants, there are invariably individuals and entities who learn of the Settlement through other indirect means, such as from other potential claimants or the publication notice, and who, despite acting in good faith, do not have sufficient time or resources to gather the documentation necessary to submit a completed Claim Form by the filing deadline.

13. Unlike claims involving, for example, common stock transactions, claims involving futures contracts require more extensive review because the relevant transaction may not be consolidated in a single location or document. Relevant futures transactions are likely to appear in monthly account statements that also report transactions for various other futures products. The information in these records must be analyzed, extracted, and converted into a format that provides the information required to apply the Court-approved Distribution Plan (ECF No. 90-6) to calculate a claimant's Transactional Claim Amount.

14. To assist claimants in submitting complete and accurate claims, A.B. Data converted thousands of pages of PDF account statements into Excel format to derive the transaction information necessary to calculate Transactional Claim Amounts in accordance with the Distribution Plan. This process enabled claimants to provide the required information and, in

many instances, resulted in the submission of corrected or replacement claims after the original filing deadline. The process was also time-intensive; in addition to the time it took to create the extraction tool and obtain the data, A.B. Data also undertook a series of steps to quality control its work and ensure the resulting data accurately reflected the original source documentation.

15. Based on the resubmission dates of the 547 Claims that were inadvertently coded as Late But Otherwise Eligible Claims, A.B. Data continued to work with claimants who had filed timely original Claims and required guidance or assistance in providing the correct transaction data through the end of 2025, well after the majority of the Late But Otherwise Eligible Claims had been received.

16. Many of the claimants that filed Late But Otherwise Eligible Claims undertook the effort to properly extract the requisite transaction information from their account statements and submitted their Claims in a format that required only minimal updates (e.g., contract size adjustments or pricing decimal corrections). As a result, the relevant transaction data could be processed more efficiently than claims requiring substantial manual review or reformatting.

17. A.B. Data does not believe that any of the late-submitted Claims materially delayed the distribution of the Net Settlement Fund, and such Late But Otherwise Eligible Claims should be permitted to participate in the distribution. Such treatment will facilitate an equitable distribution among all eligible class members.

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

Executed on July 2, 2026 in New York, New York.

Jack Ewashko