

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
GAINESVILLE DIVISION

**SHANE SWIFT, on Behalf of Himself and
All Others Similarly Situated,**

Plaintiff,

vs.

BANCORPSOUTH BANK,

Defendant.

Case No. 1:10-cv-90-MMP-GRJ

**NOTICE OF FILING SUPPLEMENTAL AFFIDAVIT OF
CAMERON R. AZARI, ESQ., ON IMPLEMENTATION
AND ADEQUACY OF SETTLEMENT NOTICE PROGRAM**

Settlement Class Counsel file the Supplemental Affidavit of Cameron R. Azari, Esq. on Implementation and Adequacy of Settlement Notice Program, attached hereto as Exhibit A, in connection with the Settlement that is the subject of the Final Approval Hearing on July 14, 2016.

Dated: June 23, 2016.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2016, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or *pro se* parties either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Robert C. Gilbert
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EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
GAINESVILLE DIVISION**

SHANE SWIFT, on Behalf of Himself and
All Others Similarly Situated,

Plaintiff,

v.

CASE NO. 1:10-cv-00090-MP-GRJ

BANCORPSOUTH BANK,

Defendants.

**SUPPLEMENTAL AFFIDAVIT OF CAMERON R. AZARI, ESQ., ON
IMPLEMENTATION AND ADEQUACY OF SETTLEMENT NOTICE PROGRAM**

I, CAMERON R. AZARI, ESQ., hereby declare as follows:

1. My name is Cameron R. Azari, Esq. I have personal knowledge of the matters set forth herein, and I believe them to be true and correct.
2. I am the Director of Legal Notice for Hilsoft Notifications; a firm that specializes in designing, developing, analyzing and implementing large-scale, un-biased, legal notification plans. Hilsoft is a business unit of Epiq Systems Class Action and Claims Solutions (“ECA”).
3. On May 10, 2016, I executed my *Affidavit of Cameron R. Azari, Esq., on Implementation and Adequacy of Settlement Notice Program* in which I detailed the successful implementation of the Notice Plan and provided current statistics on administration activity. In that document, I reported that ECA will prepare a complete report of all timely exclusion requests and objections for the Final Approval Hearing.
4. This affidavit will report updated administration statistics for the case website, toll free number and timely exclusions and objections received.

SUPPLEMENTAL AFFIDAVIT OF CAMERON R. AZARI, ESQ., ON
IMPLEMENTATION AND ADEQUACY OF SETTLEMENT NOTICE PROGRAM

Case Website

5. By visiting the Settlement Website, www.BancorpSouthOverdraftSettlement.com, members of the Settlement Class continue to be able to view information about the Settlement, including: the Preliminary Approval Order, Settlement Agreement, Long Form Notice and a list of Frequently Asked Questions. Settlement Class Members can also enter the Unique Identifying Number printed on their Individual (Postcard) Notice that enables them to preview an estimate of their *pro rata* payment or Account credit from the Settlement. As of June 17, 2016, there have been 15,257 website visitor sessions, with 57,269 total page views, including 11,556 unique visitors who previewed the estimated *pro rata* payment or Account credit from the Settlement. These data points further support my previously expressed opinion that the Settlement Notice Program in the Action provided reasonable notice of the Settlement in such a manner as the Court directed, and satisfied due process.

Toll Free Number

6. The toll free number (800-420-2916), set up and hosted by ECA, continues to be available 24 hours per day, 7 days per week. As of June 17, 2016, the toll free number has handled 5,683 calls representing 25,210 minutes of use, live operators have handled 2,614 incoming calls representing 12,073 minutes of use and live operators have handled 358 outgoing calls representing 619 minutes of use. Both the Settlement Website and the toll-free line will be operational through the completion of the administration of the Settlement.


Exclusions and Objections

7. In 2013, during the litigation phase of the Action, 238 members of the certified class timely submitted requests for exclusion following issuance of the Notice of Pendency of Class Action. Pursuant to the Settlement, those 238 former members of the certified class were

excluded from the Settlement Class. For the Settlement phase, the exclusion request and objection deadlines were June 2, 2016. ECA received timely exclusion requests from a total of 19 unique members of the Settlement Class. Included as **Attachment 1** is a list of the 19 timely exclusion requests received for the Settlement phase.

8. There were no objections to the Settlement received by ECA, timely or otherwise.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.



Cameron R. Azari, Esq.

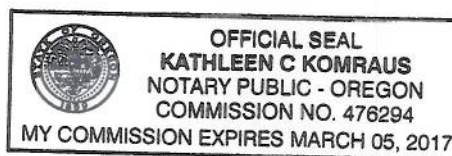
SUBSCRIBED AND SWORN TO BEFORE ME this 23 day of June 2016.



NOTARY PUBLIC

MY COMMISSION EXPIRES:

March 5, 2017



Attachment 1

Swift v BancorpSouth Overdraft Settlement

CASE NO. 1:10-cv-00090-MP-GRJ

Requests for Exclusions

	First Name1	Middle1	Last Name1	First Name2	Middle2	Last Name2
1	TAYLOR	H	BOWLING			
2	LARRY	W	CARRICO SR			
3	CHARMAYNE		DEWAR			
4	RAY	CHARLES	EDWARDS			
5	SHAMEKA	DOMINIQUE	GREENE			
6	HANNAH	J	HOLMES			
7	ZULA		IVY			
8	MICHELLE		JENNINGS			
9	MELISSA	J	PLUNKETT			
10	MICHAEL	T	PLUNKETT			
11	NORA	F	RAMIREZ			
12	BRIDGETT	L	ROSE	TERRENCE	L	ROSE
13	TERRENCE	L	ROSE	AYANNA		ROSE
14	TERRENCE	L	ROSE			
15	RAY	L	TURNER			
16	FRED		WHITE	SHIRLEY	J	WHITE
17	TERRY		WHITE			
18	DEBORAH		WHITLEY			
19	ROBERT		WHITLEY			