

# EXHIBIT 5

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*Local Counsel for Plaintiffs  
and the Putative Class*

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GREGORY COFFENG, MARK GLASER  
and JORDAN WILSON, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

VOLKSWAGEN GROUP OF AMERICA,  
INC.,

Defendant.

Case No. 17-cv-01825-JD

**DECLARATION OF GREGORY  
COFFENG IN SUPPORT OF THE  
MOTION FOR FINAL APPROVAL**

DATE: March 26, 2020  
TIME: 10:00 a.m.  
JUDGE: Hon. James Donato  
CRTRM: 11, 19<sup>th</sup> Floor

1 Gregory Coffeng declares pursuant to 28 U.S.C. § 1746 under the penalties of perjury  
2 as follows:

3 1. I participated in this class action as a named representative to validate my rights as a  
4 consumer and those of other individuals similarly situated. In particular, Volkswagen / Audi  
5 represented that their vehicles had certain engine characteristics that their vehicles did not in fact  
6 possess as demonstrated by the premature failure primary engine coolant (“water”) pump.  
7 Replacement of the water pump is expensive with an average repair cost of between approximately  
8 \$900.00 to \$1,200.00. I have been informed the make and model of the class vehicle affects the  
9 cost of water pump replacement due to whether the engine is mounted transversely or longitudinally  
10 in the vehicle.

11 2. I did not receive any promise of compensation for my participation in this class action  
12 although I was informed that I could apply for a service award if the case was successful. I did not  
13 base my decision to participate as a class representative on the basis of a future contingent service  
14 award.

15 3. I fully understood my responsibilities in this proceeding and acted to protect the  
16 rights of the entire class by diligent participation including numerous emails and telephone  
17 conferences with Class Counsel. In doing so, I placed interests of the class over my individual  
18 interests and did not resolve any of my claims independent of the class. I also attempted to  
19 understand the legal principles and the nature of the water pump defect involved in the case by  
20 reviewing documents such as the initial and amended class action complaint and motion to dismiss

21 4. Other activities performed include filling out a multiple page informational  
22 questionnaire, locating, reviewing and transmitting vehicle documents demonstrating purchase,  
23 ownership, maintenance and repair. I also regularly communicated with counsel concerning the  
24 status of the proceeding.

25 5. With respect to the settlement, I reviewed and consulted with counsel on the various  
26 terms of the agreement as they were being negotiated and carefully reviewed the final settlement.

27 6. I estimate that since the date I became involved with this proceeding in late 2016, I  
28 spent approximately fifteen hours gathering vehicle materials, communicating with class counsel,

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reviewing legal filings including both complaints, motion to dismiss materials and other important case documents including the settlement agreement.

7. In acting as a class representative, I placed my name in the public record as a plaintiff in the case even though my individual claim in the case is not substantial but because I wanted to act on behalf of those similarly situated. I believe that a normal *Google* search of my name lists this case on the first page of the search.

Signed under the penalty of perjury pursuant to the laws of the State of California and the United States of America that the above is true and correct.

Executed this 11<sup>th</sup> day of December 2019.

  
Gregory Coffeng