

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

DENIS MARC AUDET, MICHAEL
PFEIFFER, and DEAN ALLEN SHINNERS,
Individually and on Behalf of All Others
Similarly Situated,

Plaintiff,

vs.

STUART A. FRASER, GAW MINERS,
LLC, and ZENMINER, LLC, (d/b/a ZEN
CLOUD),

Defendants.

Case 3:16-cv-00940

Hon. Michael P. Shea
Courtroom 2

CLASS ACTION

**DECLARATION OF NICHOLAS SCHMIDT ON BEHALF OF THE PROPOSED
SETTLEMENT ADMINISTRATOR, EPIQ CLASS ACTION & CLAIMS SOLUTIONS,
INC. IN SUPPORT OF PLAINTIFFS' MOTION FOR PRLIMINARY APPROVAL**

I, Nicholas Schmidt, declare and state as follows:

1. I am a Client Services Manager for Epiq Class Action & Claims Solutions, Inc. (“Epiq”), the proposed Claims Administrator in connection with the Settlement¹. At the request of Class Counsel, I am providing this declaration to provide the Court with additional information about (i) the procedures and methods that will be used to provide the Notice of Class Action Settlement (“Notice”) along with the Proof of Claim Form (the “Proof of Claim”) (collectively, the Notice and Proof of Claim are referred to as the “Notice Packet”), to members of the Class,

¹ All capitalized terms not defined herein have the meanings ascribed to them in the Stipulation and Agreement of Settlement dated December 14, 2022 (“Settlement”).

and (ii) the claims process. I make this declaration based on personal knowledge and information provided to me by experienced Epiq employees under my supervision, and if called to testify I could and would do so competently.

2. Epiq was retained by Lead Counsel, subject to Court approval, to provide notice and claims administration services in connection with the Settlement. Epiq has been implementing successful notification and claims administration programs since 1998. Our experience includes many of the largest and most complex settlement administrations including cases involving cryptocurrency and/or blockchain technology. These include both private securities litigation matters and actions brought by government securities regulators. More information on Epiq's experience can be found on its website at www.EpiqGlobal.com.

3. Epiq, in conjunction with Lead Counsel, has developed the Proof of Claim Form in accordance with the Plan of Distribution. A copy of the Proof of Claim Form is attached hereto as Exhibit A.

NOTICE PLAN DETAIL

4. Rule 23 directs that the best notice practicable under the circumstances must include "individual notice to all members who can be identified through reasonable effort." The proposed notice effort here satisfies this direction. For any Settlement Class Members who are identified from records provided to Epiq, notice will be sent via email. It is my understanding that approximately 250,000 email addresses exist for Settlement Class Members. In addition to individual notice via email, the Notice Plan includes banner notice advertising on selected advertising networks that Settlement Class Members may visit regularly. The Banner Notices will link directly to the case website, thereby allowing visitors easy access to relevant information and documents. In addition, sponsored search, an informational release, and a case website will provide additional notice to Settlement Class Members.

PLAN OF NOTICE DISSEMINATION

5. It is my understanding that the Court certified the following litigation Class:

All persons or entities who, between August 1, 2014 and January 19, 2015, (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin by converting, upgrading, or exchanging other products sold by the Companies. Excluded from the Class are any defendants, any parent, subsidiary, affiliate, or employee of any defendant, any co-conspirator, and any governmental agency.

6. In developing the proposed notice plan for the Settlement, Epiq will provide a Electronic Notice (“E-Notice”) plan similar to the notice campaign that was conducted in connection with Class Certification, and which was commenced on September 15, 2019.

Individual Notice

7. In connection with the Class Certification Notice, Epiq received from Plaintiffs approximately 250,000 email addresses which were obtained from the ZenCloud and Paybase databases (“GAW Databases”), records from PayPal and Stripe, records from Shopify (the online “shopping cart” used by GAW), and email addresses collected by Plaintiff Allen Shinnars. During the notice campaign in connection with Class Certification, Epiq sent notice to each of these email addresses.

8. Pursuant to the proposed notice plan here, within 15 days of an order granting preliminary approval of the settlement, the E-Notice will be emailed to all Settlement Class Members at the email addresses set forth in the records originally provided by Plaintiffs. If a Settlement Class Member contacts the Claims Administrator requesting that a Notice Packet be sent to them, Epiq will mail a copy of the Notice Packet and/or email a copy of the E-Notice. The Notice Packet and E-Notice will direct recipients to the Settlement Website, www.GAWMinersclassaction.com, for more detailed information regarding the Settlement and the Action as well as downloadable copies of the Notice Packet. The Notice Packet and E-Notice

will also provide the Settlement-specific toll-free telephone number and e-mail address in the event that a Class Member would like to request that a Notice Packet be sent to them by mail. The Notice Packet, E-Notice, and Settlement Website will also, among other things, include instructions for how to submit a claim in order to be potentially eligible to receive a payment from the Net Settlement Fund. In addition, Epiq representatives will be available to provide additional assistance by phone.

9. The E-Notice will be created using an embedded html text format. This format will provide easy to read text without graphics, tables, images and other elements that will increase the likelihood that the message could be blocked by Internet Service Providers (ISPs) and/or SPAM filters. Each E-Notice will be transmitted with a unique message identifier. If the receiving email server cannot deliver the message, a “bounce code” will be returned along with the unique message identifier. For any E-Notice for which a bounce code is received indicating that the message was undeliverable, at least two additional attempts will be made to deliver the Notice by email.

Media Notice Plan

10. In connection with the 2019 Class Certification, Epiq conducted the publication of banner advertisements linking to the GAW Miners Class Action Website on websites associated with cryptocurrency and blockchain technology. These websites included Coindesk, Facebook, Instagram and the Reddit, the Google Display Network.

11. For this round of notice, within 15 days of an order granting preliminary approval of the settlement, Epiq will commence publication of banner advertisements on websites including Coindesk, Facebook, Instagram, Reddit, and the Google Display Network, directing class members to the Settlement website for the Settlement Notice with a duration as approved by the Court. Epiq will also purchase sponsored search ads, directing individuals to the settlement website on search engines which include Google, Bing and Yahoo!.

12. The Court's Notice Order in the Class Certification directed that the Summary Notice be transmitted over a national newswire. Accordingly, the Summary Notice was transmitted over *PR Newswire* on September 13, 2019. For the Settlement, the Summary Notice will be transmitted over the *PR Newswire* and any other media outlets (print or broadcast).

13. Based on my experience, the proposed notice plan, consisting of the emailed Notice Packet; the Settlement Website on which the Notice Packet will be posted, along with additional information regarding the Settlement and the Action; publication of banner advertisements on websites associated with cryptocurrency; and publication of the Summary Notice, is an effective method of providing notice of the Settlement to the Class.

TOLL-FREE TELEPHONE NUMBER

14. Epiq reserved a toll-free phone number for the Class Certification, (855) 964-0522, and published that toll-free number in the Notice and on the Settlement Website. The toll-free number became operational on September 15, 2019. The toll-free number connects callers with an Interactive Voice Recording ("IVR"). The IVR will be updated to provide Settlement Class Members and others who call the toll-free telephone number access to additional information about the Settlement that has been pre-recorded. The toll-free telephone line with pre-recorded information is available 24 hours a day, 7 days a week. Specifically, the pre-recorded message will be updated to provide callers with a brief summary of the Settlement and the option to select one of several more detailed recorded messages addressing frequently asked questions. The IVR also allows callers to request that a copy of the Notice Packet be mailed or emailed to them or the caller may opt to speak live with a trained operator. Callers are able to speak to a live operator regarding the status of the Settlement and/or obtain answers to questions they may have, Monday through Friday from 9:00 a.m. to 6:00 p.m. Eastern Time (excluding official holidays). During other hours, callers may leave a message for an agent to call them back. Epiq has promptly responded to each

telephone inquiry and will continue to address Settlement Class Members' inquiries.

REPORT ON EXCLUSIONS RECEIVED

15. As set forth in the Notice disseminated for the Class Certification, Class Members who wished to be excluded from the Class were required to do so in writing so that the request was received no later than October 28, 2019. As of the date of this Declaration, Epiq has received seven (7) requests for exclusion. Attached as Exhibit B is a list of the names of those seven (7) individuals and/or entities who submitted timely and valid requests for exclusion from the Class.

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

Executed on December 16, 2022 in Farmingdale, New York.



Nicholas Schmidt

EXHIBIT A

GAW Miners Class Action
c/o Epiq
P.O. Box 3578
Portland, OR 97208-3578
Toll-Free Number: (855) 964-0522
Email: info@GAWMinersclassaction.com
Website: www.GAWMinersclassaction.com

PROOF OF CLAIM AND RELEASE

TO BE ELIGIBLE TO RECEIVE A SHARE OF THE NET SETTLEMENT FUND IN CONNECTION WITH THE PROPOSED SETTLEMENT OF THIS ACTION, YOU MUST EITHER (A) MAIL A COMPLETED AND SIGNED PROOF OF CLAIM AND RELEASE FORM (“CLAIM FORM”) TO THE ABOVE ADDRESS VIA PREPAID, FIRST CLASS MAIL, POSTMARKED ON OR BEFORE _____, 2023, OR (B) COMPLETE AND SUBMIT THE CLAIM FORM THROUGH THE SETTLEMENT WEBSITE, WWW.GAWMINERSCLASSACTION.COM, ON OR BEFORE _____, 2023.

FAILURE TO MAIL OR SUBMIT YOUR CLAIM FORM BY THE DATE SPECIFIED WILL SUBJECT YOUR CLAIM TO REJECTION AND MAY PRECLUDE YOU FROM BEING ELIGIBLE TO RECEIVE ANY MONEY IN CONNECTION WITH THE PROPOSED SETTLEMENT.

DO NOT MAIL OR DELIVER YOUR CLAIM FORM TO THE COURT, THE PARTIES TO THE ACTION, OR THEIR COUNSEL. SUBMIT YOUR CLAIM FORM ONLY TO THE SETTLEMENT ADMINISTRATOR AT THE ADDRESS SET FORTH ABOVE OR THROUGH THE WEBSITE AT WWW.GAWMINERSCLASSACTION.COM.

PART I – GENERAL INSTRUCTIONS

1. It is important that you completely read and understand the Notice of Class Action Settlement (the “Notice”) that accompanies this Proof of Claim Form, including the Plan of Distribution of the Net Settlement Fund set forth in the Notice. The Notice describes the proposed Settlement, how Settlement Class Members are affected by the Settlement, and the manner in which the Net Settlement Fund will be distributed if the Settlement and Plan of Distribution are approved by the Court. The Notice also contains the definitions of many of the defined terms (which are indicated by initial capital letters) used in this Claim Form. By signing and submitting this Claim Form, you will be certifying that you have read and that you understand the Notice, including the terms of the releases described therein and provided for herein.

2. By submitting this Claim Form, you will be making a request to share in the proceeds of the Settlement described in the Notice. **IF YOU ARE NOT A SETTLEMENT CLASS MEMBER** (see the definition of the Settlement Class on page ___ of the Notice, which sets forth who is included in and who is excluded from the Settlement Class), **OR IF YOU, OR SOMEONE ACTING ON YOUR BEHALF, PREVIOUSLY SUBMITTED A REQUEST FOR EXCLUSION FROM THE LITIGATION CLASS, DO NOT SUBMIT A CLAIM FORM. YOU MAY NOT, DIRECTLY OR INDIRECTLY, PARTICIPATE IN THE SETTLEMENT IF YOU ARE NOT A SETTLEMENT CLASS MEMBER.** **THUS, IF YOU ARE EXCLUDED FROM THE SETTLEMENT CLASS, ANY CLAIM FORM THAT YOU SUBMIT, OR THAT MAY BE SUBMITTED ON YOUR BEHALF, WILL NOT BE ACCEPTED.**

3. **Submission of this Claim Form does not guarantee that you will share in the proceeds of the Settlement. The distribution of the Net Settlement Fund will be governed by the Plan of Distribution set forth in the Notice, if it is approved by the Court, or by such other plan of distribution as the Court approves.**

4. Use Part III of this form to set forth each account that you had with GAW Miners, LLC and/or ZenMiner, LLC for your transactions in Hashlets, Hashpoints, Hashstakers, or Paycoin.

5. Use Part IV of this form to set forth (1) your purchases of Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC between August 1, 2014, and January 19, 2015; or (2) your acquisitions of Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, made by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC between August 1, 2014, and January 19, 2015. Provide all of the requested information with respect to your purchases, acquisitions, and sales of Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, whether such transactions resulted in a profit or a loss. **Failure to report all requested information during the requested time period may result in the rejection of your claim.**

6. Use Part V of this form to set forth any payments you have received in connection with *United States v. Garza*, Case No. 3:17-cr-158-RNC (D. Conn.), including restitution payments made by Homero Joshua Garza pursuant to the Restitution Order in that case.

7. Epiq, as Settlement Administrator, reserves the right to audit any claims and could request that you submit genuine and sufficient documentation for your transactions in Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC set forth in the Schedule of Transactions in Part III of this Claim Form. **Please keep a copy of all documents that you send to the Settlement Administrator. Also, please do not highlight any portion of the Claim Form or any supporting documents.**

8. Separate Claim Forms should be submitted for each separate legal entity (*e.g.*, a claim from joint owners should not include separate transactions of just one of the joint owners). Conversely, a single Claim Form should be submitted on behalf of one legal entity including all transactions made by that entity on one Claim Form, no matter how many separate accounts or transactions that entity has.

9. Agents, executors, administrators, guardians, and trustees must complete and sign the Claim Form on behalf of persons represented by them, and they must:

- (a) expressly state the capacity in which they are acting;
- (b) identify the name, account number, Social Security number (or taxpayer identification number), address and telephone number of the beneficial owner of (or other person or entity on whose behalf they are acting with respect to) the transactions in Hashlets, Hashpoints, HashStakers, or Paycoin; and
- (c) furnish herewith evidence of their authority to bind to the Claim Form the person or entity on whose behalf they are acting.

10. By submitting a signed Claim Form, you will be swearing that you:

- (a) transacted in Hashlets, Hashpoints, HashStakers, or Paycoin you have listed in the Claim Form; or
- (b) are expressly authorized to act on behalf of the owner thereof.

11. By submitting a signed Claim Form, you will be swearing to the truth of the statements contained therein and the genuineness of any documents attached thereto, whether submitted now or later in the claims administration process, subject to penalties of perjury under the laws of the United States of America. The making of false statements, or the submission of forged or fraudulent documentation, will result in the rejection of your claim and may subject you to civil liability or criminal prosecution.

12. If the Court approves the Settlement, payments to eligible Claimants pursuant to the Plan of Distribution (or such other plan of distribution as the Court approves) will be made after any appeals are resolved, and after the completion of all claims processing. The claims process will take substantial time to complete fully and fairly. Please be patient.

13. **PLEASE NOTE:** As set forth in the Plan of Distribution, each eligible Claimant shall receive his, her or its *pro rata* share of the Net Settlement Fund. If the prorated payment to any eligible Claimant calculates to less than \$10.00, it will not be included in the calculation and no distribution will be made to that Claimant.

14. If you have questions concerning the Claim Form, or need additional copies of the Claim Form or the Notice, you may contact the Settlement Administrator, Epiq, at the above address, by email at info@GAWMinersclassaction.com, by toll-free phone from the U.S. and Canada at (855) 964-0522, or you can visit the Settlement website, www.GAWMinersclassaction.com, where copies of the Claim Form and Notice are available for downloading.

IMPORTANT: PLEASE NOTE

IN YOU HAVE FILED A CLAIM ONLINE, YOUR CLAIM IS NOT DEEMED FILED UNTIL YOU RECEIVE AN ACKNOWLEDGEMENT EMAIL. IF YOU DO NOT RECEIVE AN ACKNOWLEDGEMENT EMAIL WITHIN 60 DAYS, PLEASE CALL THE SETTLEMENT ADMINISTRATOR TOLL-FREE AT (855) 964-0522.

The Settlement Administrator will use this information for all communications regarding this Claim Form. If the information changes, you MUST notify the Settlement Administrator at the address above.

PART II – CLAMANT IDENTIFICATION

PLEASE COMPLETE THIS PART II IN ITS ENTIRETY. THE SETTLEMENT ADMINISTRATOR WILL USE THIS INFORMATION FOR ALL COMMUNICATIONS REGARDING THIS CLAIM FORM. IF THIS INFORMATION CHANGES, YOU MUST NOTIFY THE SETTLEMENT ADMINISTRATOR IN WRITING AT THE ADDRESS ABOVE.

Beneficial Owner's First Name	MI	Beneficial Owner's Last Name
<input type="text"/>	<input type="text"/>	<input type="text"/>

Co-Beneficial Owner's First Name	MI	Co-Beneficial Owner's Last Name
<input type="text"/>	<input type="text"/>	<input type="text"/>

Entity Name (if Beneficial Owner is not an individual)

Representative or Custodian Name (if different from Beneficial Owner(s) listed above) Address 1

(street name and number)

Address 2 (apartment, unit or box number)

City	State	ZIP or Postal Code
<input type="text"/>	<input type="text"/>	<input type="text"/>

Country

Last four digits of Social Security Number or Taxpayer Identification Number

Primary Phone Number	Alternate Phone Number
<input type="text"/>	<input type="text"/>

Email Address

Claimant Account Type

Individual (includes joint owner accounts)

Corporation

Other (please specify)

PART III – LIST OF ACCOUNTS WITH GAW MINERS AND/OR ZENMINER

For each account that you had with GAW Miners, LLC and/or ZenMiner, LLC for your transactions in Hashlets, Hashpoints, Hashstakers, or Paycoin, please provide the following information. If you had more than 5 accounts, you may photocopy this page in order to provide additional account information:

ACCOUNT 1

Username	
Email Address (if different from above)	
Phone Number (if different from above)	
Claimant Account Type (individual, corporation, or other)	

ACCOUNT 2

Username	
Email Address (if different from above)	
Phone Number (if different from above)	
Claimant Account Type (individual, corporation, or other)	

ACCOUNT 3

Username	
Email Address (if different from above)	
Phone Number (if different from above)	
Claimant Account Type (individual, corporation, or other)	

ACCOUNT 4

Username	
Email Address (if different from above)	
Phone Number (if different from above)	
Claimant Account Type (individual, corporation, or other)	

ACCOUNT 5

Username	
Email Address (if different from above)	
Phone Number (if different from above)	
Claimant Account Type (individual, corporation, or other)	

PART IV – SCHEDULE OF TRANSACTIONS IN HASHLETS, HASHPOINTS, HASHSTAKERS, OR PAYCOIN

Complete this Part IV if, and only if, between August 1, 2014 and January 19, 2015, you (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC. For purposes of this Part IV, GAW Miners, LLC and ZenMiner, LLC are referred to collectively as “GAW” and Hashlets, Hashpoints, Hashstakers, and Paycoin are referred to collectively as “GAW products.”

AGGREGATE OF TRANSACTIONS FROM AUGUST 1, 2014 THROUGH JANUARY 19, 2015

For each of the following types of GAW products, please provide the following information. For questions concerning amounts you paid for GAW products, you should provide the total amounts you paid to GAW only. For questions concerning amounts you received from sales of GAW products, please provide the total amounts you received from any source, whether or not affiliated with GAW. **Please provide these amounts in U.S. Dollars.**

HASHLETS	Total Amounts in \$USD
Total Amount You Paid to GAW to Purchase Hashlets	\$
Total Amount You Received from GAW in Mining Rewards from Hashlets	\$
Total Amount You Received from Sales of Hashlets	\$

HASHPOINTS	Total Amounts in \$USD
Total Amount You Paid to GAW to Purchase Hashpoints	\$
Total Quantity of Hashpoints You Acquired from Mining Hashlets	
Total Amount You Received from Sales of Hashpoints	\$

HASHSTAKERS	Total Amounts in \$USD
Total Amount You Paid to GAW to Purchase Hashstakers	\$
Total Amount You Received from Sales of Hashstakers	\$

PAYCOIN	Total Amounts in \$USD
Total Amount You Paid to GAW to Purchase Paycoin	\$
Total Amount You Received from Sales of Paycoin	\$

PART IV – PAYMENTS RECEIVED IN CONNECTION WITH THE RESTITUTION ORDER IN UNITED STATES v. GARZA, CASE NO. 3:17-cr-158-RNC (D. CONN.)

	Total Amounts in \$USD
Total Amount You Received in Connection with the Restitution Order in <i>United States v. Garza</i> , Case No. 3:17-cr-158 (D. Conn.)	\$

PART IV – RELEASE OF CLAIMS AND SIGNATURE

YOU MUST ALSO READ THE RELEASE AND CERTIFICATION BELOW AND SIGN ON PAGE 8 OF THIS CLAIM FORM.

I (we) hereby acknowledge that, as of the Final Settlement Date of the Settlement, pursuant to the terms set forth in the Joint Stipulation and Settlement Agreement (“Settlement Agreement”), I (we), on behalf of myself (ourselves) and my (our) heirs, executors, administrators, predecessors, successors, affiliates, and assigns, in their capacities as such, shall be deemed to have, and by operation of law and of the Order and Judgment shall have, fully, finally, and forever released, relinquished, and discharged all Releasing Parties’ Released Claims (as defined in the Settlement Agreement and in the Notice) against the Released Parties (as defined in the Settlement Agreement and in the Notice), whether served or unserved with any complaint in the Action, and shall have covenanted not to sue the Released Parties with respect to all such Releasing Parties’ Released Claims, and shall be permanently barred and enjoined from asserting, commencing, prosecuting, instituting, assisting, instigating, or in any way participating in the commencement or prosecution of any action or other proceeding, in any forum, asserting any Releasing Parties’ Released Claims, either directly, representatively, derivatively, or in any other capacity, against any of the Released Parties.

CERTIFICATION

By signing and submitting this Claim Form, the Claimant(s) or the person(s) who represent(s) the Claimant(s) certifies (certify), as follows:

1. that I (we) have read and understand the contents of the Notice and this Claim Form, including the releases provided for in the Settlement Agreement and the terms of the Plan of Distribution;
2. that the Claimant(s) is a (are) Settlement Class Member(s), as defined in the Notice and in paragraph 2 on page 3 of this Claim Form, and is (are) not excluded from the Settlement Class by definition or pursuant to request as set forth in the Notice and in paragraph 3 on page 3 of this Claim Form;
3. that I (we) transacted Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC and have not assigned the claim against the Defendants’ Releasees to another or that, in signing and submitting this Claim Form, I (we) have the authority to act on behalf of the owner(s) thereof;
4. that the Claimant(s) has (have) not submitted any other Claim covering the same purchases/acquisitions of Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC and knows (know) of no other person having done so on the Claimant’s (Claimants’) behalf;
5. that the Claimant(s) submit(s) to the jurisdiction of the Court with respect to Claimant’s (Claimants’) Claim and for purposes of enforcing the releases set forth herein;
6. that I (we) agree to furnish such additional information with respect to this Claim Form as Lead Counsel, the Settlement Administrator, or the Court may require;
7. that the Claimant(s) waive(s) the right to trial by jury, to the extent it exists, and agree(s) to the Court’s summary disposition of the determination of the validity or amount of the Claim made by this Claim Form;
8. that I (we) acknowledge that the Claimant(s) will be bound by and subject to the terms of any judgment(s) that may be entered in the Action; and
9. that the Claimant(s) is (are) NOT subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code because (a) the Claimant(s) is (are) exempt from backup withholding or (b) the Claimant(s) has (have) not been notified by the IRS that he/she/it is subject to backup withholding as a result of a failure to report all interest or dividends or (c) the IRS has notified the Claimant(s) that he/she/it is no longer subject to backup withholding. **If the IRS has notified the Claimant(s) that he, she, or it is subject to backup withholding, please strike out the language in the preceding sentence indicating that the Claim is not subject to backup withholding in the certification above.**

UNDER THE PENALTIES OF PERJURY, I (WE) CERTIFY THAT ALL OF THE INFORMATION PROVIDED BY ME (US) ON THIS CLAIM FORM IS TRUE, CORRECT, AND COMPLETE, AND THAT THE DOCUMENTS SUBMITTED HEREWITH ARE TRUE AND CORRECT COPIES OF WHAT THEY PURPORT TO BE.

Signature of Claimant

Date

Print your name here

Signature of joint Claimant, if any

Date

Print your name here

If the Claimant is other than an individual, or is not the person completing this form, the following also must be provided:

Signature of person signing on behalf of Claimant

Date

Print your name here

Capacity of person signing on behalf of Claimant, if other than an individual, e.g., executor, president, trustee, custodian, etc. (Must provide evidence of authority to act on behalf of Claimant – see paragraph 13 on page 4 of this Claim Form.)

REMINDER CHECKLIST:

1. Please sign the above release and certification. If this Claim Form is being made on behalf of joint Claimants, both must sign.
3. Please do not highlight any portion of the Claim Form.
4. Do not send original security certificates or documentation. These items cannot be returned to you by the Settlement Administrator.
5. Keep copies of the completed Claim Form and documentation for your own records.
6. If your address changes in the future, or if this Claim Form was sent to an old or incorrect address, please send the Claims Administrator written notification of your new address. If you change your name, please inform the Settlement Administrator.
7. If you have any questions or concerns regarding your Claim, please contact the Settlement Administrator at the address below, by email at info@GAWMinersclassaction.com, toll-free at (855) 964-0522, or visit www.GAWMinersclassaction.com.

Please DO NOT call GAW Miners. or any of the other Defendants or their counsel with questions regarding your Claim.

THIS CLAIM FORM MUST BE MAILED TO THE CLAIMS ADMINISTRATOR BY FIRST-CLASS MAIL, POSTMARKED NO LATER THAN _____, 2023, ADDRESSED AS FOLLOWS:

GAW Miners Class Action
c/o Epiq
P.O. Box 3578
Portland, OR 97208-3578

A Claim Form received by the Settlement Administrator shall be deemed to have been submitted when posted if a postmark date on or before _____, 2023 is indicated on the envelope and it is mailed First-Class and addressed in accordance with the above instructions. In all other cases, a Claim Form shall be deemed to have been submitted when actually received by the Settlement Administrator.

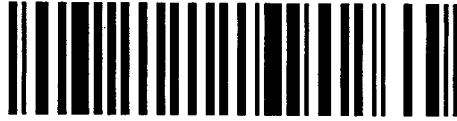
You should be aware that it will take a significant amount of time to fully process all of the Claim Forms. Please be patient and notify the Settlement Administrator of any change of address.

EXHIBIT B

RECEIVED
SEP 17 2019
LEGAL SERVICES

Audet et al v Garza et al CA4707

Opt-Out #

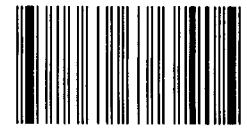


900000001

Special Request

Tracking # 1538662

Document Range



0470703

Begin:

End:

Quantity:

[Empty box for Begin]

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[Empty box for Quantity]

Prepped by:

QC:

Stats:

Scanned by:

ID #: 412	CG		AT	AT
	9/23/19	✓	SEP 23 2019	SEP 23 2019

Route to: Vault

*Route to: _____

To:

Audet, et al. v. Garza, et al.

Notice Administrator

P.O. Box 3578

Portland, OR 97208-3578

From:

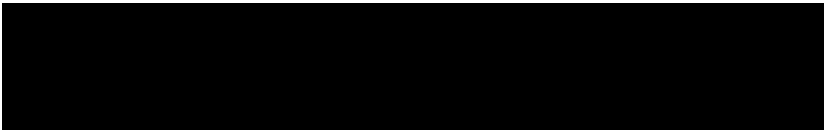
Markus Homma



I request exclusion from the Class in "Audet, et al. v. Garza, et al. No. 3:16-cv-00940. Please send me a confirmation of exclusion.

Thanks in advance

Markus Homma



Analyst Name:

Brian H.

Document Received

Date:

9/17/2019

GAW Miners

CA4707

Related Tracking Numbers:

304156

Received from email address (if applicable):



Subject Line of email (if applicable):

Ask to be Excluded

Instructions for DC:

Please label and scan this 1 JPEG document as 1 Opt Out.

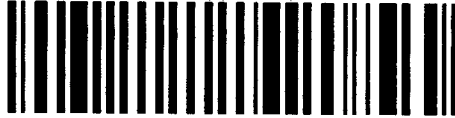
RECEIVED

SEP 20 2019

LEGAL SERVICES

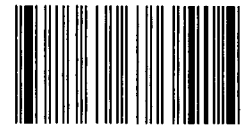
Audet et al v Garza et al CA4707

Opt-Out #



900000002

Document Range



0470703

Begin:

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Quantity:

2

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1

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QC:

Stats:

Scanned by:

ID #: 373 PA			Jam	Jam
9-25-19			SEP 25 2019	SEP 25 2019

Route to: Vault

*Route to: _____

September 16, 2019

To Whom It May Concern

John Salmon / Email: [REDACTED]

Subject: "Request Exclusion" from the Class in
"Audet, et al. v. Sayza, et al. No. 3:16-cv-00940

I am requesting exclusion from this lawsuit,
I purchased approximately \$20.00 so many years
ago and never tracked it I can't remember what
I purchased,

Thanks,

[REDACTED]

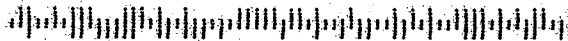
Mr. John Salmon

17 SEP 2019 PM 4 L



Audet, et al. v. Garza, et al.
Notice Administrator
P.O. Box 3578
Portland, OR 97208-3578

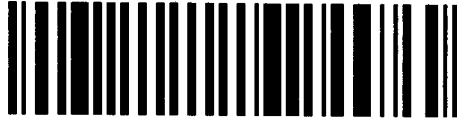
97208-357878



RECEIVED
OCT 25 2019
Epiq Class Action

Audet et al v Garza et al CA4707

Opt-Out #

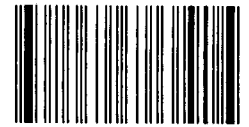


900000003

Special Request

Tracking # 1552996

Document Range



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ID #: 412	CG			
OCT 28 2019	✓	AH OCT 28 2019	AH OCT 28 2019	

Route to: Vault

*Route to: _____

Attn : Notice Administrator


I would like to inform that I wish to be excluded from this Class Action.

Name : Emore

Middle Name : Gino


Surname : Bonadeni


Address :

Street : 

City : 

Zip code : 

Province : 

Country : 

Email : 

Phone : 

Signature



Analyst Name:

Dave C.

Document Received

Date:

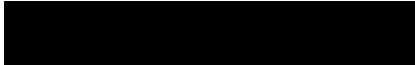
10/25/2019

AUDET ET AL V GARZA ET AL
CA4707

Related Tracking Numbers:

295525

Received from email address (if applicable):



Subject Line of email (if applicable):

Exclusion Request from the Class in "Audet, et al. v. Garza, et al. No. 3:16-cv-00940."

Instructions for DC:

Please label and scan this PDF document as 1 Opt Out.

Claims Team: Please create a new record for this Opt Out.

RECEIVED
OCT 27 2019
Epiq Class Action

Audet et al v Garza et al CA4707

Opt-Out #

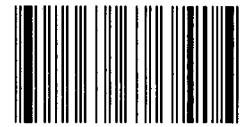


900000004

Special Request

Tracking # 1553868

Document Range



0470703

Begin:

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Quantity:

4

7

4

Prepped by:

QC:

Stats:

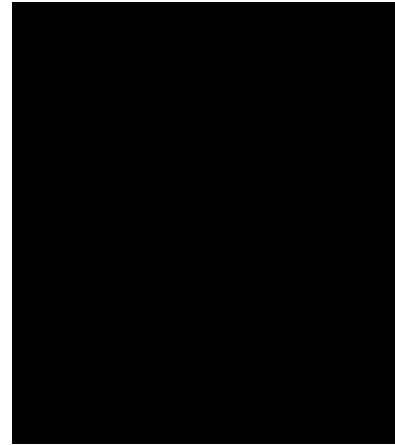
Scanned by:

ID #: 412	<i>CL</i>		<i>CL</i>	<i>CL</i>
		✓		
OCT 30 2019			OCT 30 2019	OCT 30 2019

Route to: Vault

*Route to: _____

Andrew Halkerston

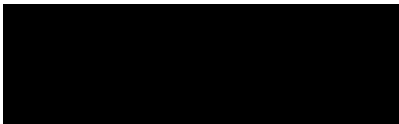


Audet, et al. v. Garza, et al.
Notice Administrator
P.O. Box 3578
Portland, OR 97208-3578

Dear Sir,

Further to your email of Oct 15th 2019, I formally request exclusion from the Class in Audet, et al. v. Garza, et al. No. 3:16-cv-00940.

Yours faithfully,



Andrew Halkerston

Guerrero, Casandra

From: [REDACTED]
Sent: Sunday, October 27, 2019 4:50 AM
To: info_GAWMinersClassAction
Subject: Re: RE: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC
Attachments: 145912watts@gmx_com-exclusion-request-class-Audet-et-al-v-Garza-et-al-No-3-16-cv-00940.pdf
Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: This email originated from outside of Epiq. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Jamie,
Please see attached my signed letter with a request for exclusion from the class in Audet, et al. v. Garza, et al. No. 3:16-cv-00940.
Yours faithfully,
Andrew H

Sent: Tuesday, October 15, 2019 at 10:20 PM
From: "info@GAWMinersClassAction.com" <info@GAWMinersClassAction.com>
To: [REDACTED]
Subject: RE: RE: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC

Dear Sir or Madam,
Thank you for your patience.

To exclude yourself from the Class, you must send a signed letter by email or mail stating that you "request exclusion" from the Class in "Audet, et al. v. Garza, et al. No. 3:16-cv-00940." Be sure to include your name, address, email address, telephone number and the signature of the person or entity requesting exclusion or an authorized representative. If possible, please also provide the transactional details of (1) the Hashlets, Hashpoints, HashStakers, or Paycoin you purchased from GAW Miners, LLC and/or ZenMiner, LLC; and/or (2) the Hashlets, Hashpoints, HashStakers, or Paycoin you acquired from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by the GAW Miners, LLC and/or ZenMiner, LLC.

You must email your exclusion request to Info@GAWMinersClassAction.com by **October 28, 2019**, or mail your exclusion request, **postmarked no later than October 28, 2019**, to the following address:

Audet, et al. v. Garza, et al.

Notice Administrator

P.O. Box 3578

Portland, OR 97208-3578

Sincerely

Jamie T.

GAW Miners Class Action Notice Administrator

----- Original Message -----

From: [REDACTED]
Received: 9/24/2019 1:33 AM

To: info@GAWMinersClassAction.com

Subject: Re: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC

Please exclude me from the lawsuit.
Thanks

Sent: Friday, September 13, 2019 at 5:01 PM

From: "GAW Miners Class Action" <info@GAWMinersClassAction.com>

To: [REDACTED]

Subject: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC

If you purchased or acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, a class action lawsuit may affect your rights.

What is the lawsuit about? Plaintiffs allege that GAW Miners, LLC and ZenMiner, LLC made false and misleading statements to potential investors about their virtual currency mining operations. Plaintiffs allege that GAW Miners, LLC and ZenMiner, LLC sold a progressive array of products and investment contracts to investors that GAW Miners LLC and ZenMiner LLC claimed would yield profits from mining or otherwise investing in virtual currency. Plaintiffs allege that, because GAW Miners, LLC and ZenMiner, LLC sold far more computing power than they owned and dedicated to virtual currency mining, GAW Miners, LLC and ZenMiner, LLC owed investors a return larger than any actual return GAW Miners, LLC and ZenMiner, LLC were making on their limited mining operations.

GAW Miners, LLC and ZenMiner, LLC have defaulted and the sole remaining defendant is Stuart A. Fraser. Plaintiffs allege, among other things, that Mr. Fraser assisted the other defendants and exercised control over them such that he is liable for any injuries caused by the misconduct allegedly perpetrated by GAW Miners, LLC and ZenMiner, LLC described above. Mr. Fraser denies all allegations against him. **The Court has not decided that Mr. Fraser is liable.**

You received this email because records indicate you may be a Class Member. The Class includes all persons or entities who, between August 1, 2014, and January 19, 2015, (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC. Excluded from the Class certified by the Court are any defendants, any parent, subsidiary, affiliate, or employee of any defendant, any co-conspirator, and any governmental agency.

What are your options? If you are a Class Member, you must choose whether to stay in the Class. If you stay in the Class, and money or benefits are obtained for the Class, you will be notified about how you can share in any benefits for which you may be eligible. If you stay in the Class, however, you will be bound by all orders and judgments of the Court, whether favorable to you or not, and you won't be able to sue the defendants for the claims at issue in this case. If you want to stay in the Class, you do not have to do anything now, but you may be required to show proof of your transactions at a later time. If you stay in the Class, you may (but do not have to) enter an appearance in the Court through your own counsel.

If you would like to exclude yourself from the lawsuit, you must send an email to

Info@GAWMinersClassAction.com by **October 28, 2019** or letter to *Audet, et al. v. Garza, et al.*, Notice Administrator, c/o Epiq, P.O. Box 3578, Portland, OR 97208-3578 by **October 28, 2019** asking to be excluded. Instructions for making this request can be found at the [website](#) or by calling toll-free 1-855-964-0522. If you request exclusion, you cannot get any money or benefits from this lawsuit, but you will also not be bound by any orders or judgments in this case that may be unfavorable to you. Detailed information is available at the [website](#) and toll-free by calling 1-855-964-0522.

If you would prefer not to receive further messages from this sender, please [Click Here](#) and confirm your request.

Analyst Name:

Dave C.

Document Received

Date:

10/27/2019

AUDET ET AL V GARZA ET AL
CA4707

Related Tracking Numbers:

7988

Received from email address (if applicable):

[REDACTED]

Subject Line of email (if applicable):

Re: RE: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC

Instructions for DC:

Please label and scan the PDF and Email documents in this folder as 1 Opt Out.

Claims Team:

RECEIVED
OCT 27 2019
Epiq Class Action

Audet et al v Garza et al CA4707



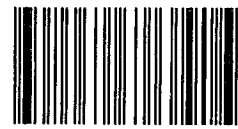
Opt-Out #

900000006

Special Request

Tracking # 1553868

Document Range



0470703

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End:

Quantity:

Prepped by:

QC:

Stats:

Scanned by:

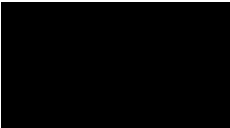
ID #:				
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Route to: Vault

*Route to: _____

Audet, et al. v. Garza, et al.
Notice Administrator
P.O. Box 3578
Portland, OR 97208-3578

Fred Wilson



Subject: Request exclusion from the Class in "Audet, et al. v. Garza, et al. No. 3:16-cv-00940."

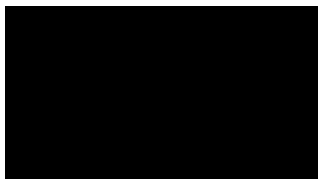
Dear GAW Miners Class Action Notice Administrator,

I decide to be excluded from this Lawsuit Involving GAW Miners even i know i bought some hashlets in the past on GAWMiners website.

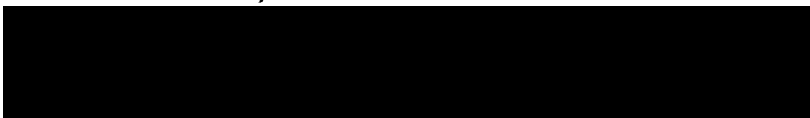
As i am living outside the US i do not know the risk involved in this Lawsuit. Whether it will cost me more money or not. I have no idea what direction this Lawsuit will go and i do not want to lose more money in this GAWMiners case. I already lost a lot of money on the GAWMiners and Haslets adventure. So please exclude me from this action.

My information

Fred Wilson



Best regards,



Fred Wilson

Guerrero, Casandra

From: [REDACTED]
Sent: Sunday, October 27, 2019 10:05 AM
To: info_GAWMinersClassAction
Subject: RE: Re: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC
Attachments: GAW.pdf
Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: This email originated from outside of Epiq. Do not click links or open attachments unless you recognize the sender and know the content is safe.

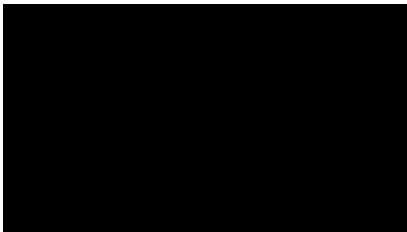
Dear Dave,

Thank for your information.

See attachment for my exclusion.

Met vriendelijke groeten, Best regards,

Fred C. Wilson IV



On 26 October 2019 at 23:22:47 +02:00, info@GAWMinersClassAction.com <info@gawminersclassaction.com> wrote:

Dear Fred,

Thank you for your email.

To exclude yourself from the Class, you must send a **signed letter** by email or mail stating that you "request exclusion" from the Class in "Audet, et al. v. Garza, et al. No. 3:16-cv-00940." Be sure to include your name, address, email address, telephone number and the signature of the person or entity requesting exclusion or an authorized representative. If possible, please also provide the transactional details of (1) the Hashlets, Hashpoints, HashStakers, or Paycoin you purchased from GAW Miners, LLC and/or ZenMiner, LLC; and/or (2) the Hashlets, Hashpoints,

HashStakers, or Paycoin you acquired from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by the GAW Miners, LLC and/or ZenMiner, LLC.

You must email your exclusion request to Info@GAWMinersClassAction.com by October 28, 2019, or mail your exclusion request, **postmarked no later than October 28, 2019**, to the following address:

Audet, et al. v. Garza, et al.

Notice Administrator

P.O. Box 3578

Portland, OR 97208-3578

Sincerely,

Dave C.

GAW Miners Class Action Notice Administrator

----- Original Message -----

From [REDACTED]

Received: 10/20/2019 9:29 AM

To: info@GAWMinersClassAction.com

Subject: Re: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC

Dear,

I decide to be excluded from this Lawsuit Involving GAW Miners even i know i bought some hashlets in the past on GAWMiners website.

As i am living outside the US i do not know the risk involved in this Lawsuit. Whether it will cost me more money or not. I have no idea what direction this Lawsuit will go and i do not want to lose more money in this GAWMiners case.

Unless you can advise me and tell me more about the Lawsuit i may change my mind.

Met vriendelijke groeten, Best regards,

Fred

On 13 September 2019 at 18:00:44 +02:00, GAW Miners Class Action
<info@gawminersclassaction.com> wrote:

If you purchased or acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, a class action lawsuit may affect your rights.

What is the lawsuit about? Plaintiffs allege that GAW Miners, LLC and ZenMiner, LLC made false and misleading statements to potential investors about their virtual currency mining operations. Plaintiffs allege that GAW Miners, LLC and ZenMiner, LLC sold a progressive array of products and investment contracts to investors that GAW Miners LLC and ZenMiner LLC claimed would yield profits from mining or otherwise investing in virtual currency. Plaintiffs allege that, because GAW Miners, LLC and ZenMiner, LLC sold far more computing power than they owned and dedicated to virtual currency mining, GAW Miners, LLC and ZenMiner, LLC owed investors a return larger than any actual return GAW Miners, LLC and ZenMiner, LLC were making on their limited mining operations.

GAW Miners, LLC and ZenMiner, LLC have defaulted and the sole remaining defendant is Stuart A. Fraser. Plaintiffs allege, among other things, that Mr. Fraser assisted the other defendants and exercised control over them such that he is liable for any injuries caused by the misconduct allegedly perpetrated by GAW Miners, LLC and ZenMiner, LLC described above. Mr. Fraser denies all allegations against him. **The Court has not decided that Mr. Fraser is liable.**

You received this email because records indicate you may be a Class Member. The Class includes all persons or entities who, between August 1, 2014, and January 19, 2015, (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC. Excluded from the Class certified by the Court are any defendants, any parent, subsidiary, affiliate, or employee of any defendant, any co-conspirator, and any governmental agency.

What are your options? If you are a Class Member, you must choose whether to stay in the Class. If you stay in the Class, and money or benefits are obtained for the Class, you will be notified about how you can share in any benefits for which you may be eligible. If you stay in the Class, however, you will be bound by all orders and judgments of the Court, whether favorable to you or not, and you won't be able to sue the defendants for the claims at issue in this case. If you want to stay in the Class, you do not have to do anything now, but you may be required to show proof of your transactions at a later time. If you stay in the Class, you may (but do not have to) enter an appearance in the Court through

YOUR OWN COUNSEL.

If you would like to exclude yourself from the lawsuit, you must send an email to Info@GAWMinersClassAction.com by **October 28, 2019** or letter to *Audet, et al. v. Garza, et al.*, Notice Administrator, c/o Epiq, P.O. Box 3578, Portland, OR 97208-3578 by **October 28, 2019** asking to be excluded. Instructions for making this request can be found at the [website](#) or by calling toll-free 1-855-964-0522. If you request exclusion, you cannot get any money or benefits from this lawsuit, but you will also not be bound by any orders or judgments in this case that may be unfavorable to you. Detailed information is available at the [website](#) and toll-free by calling 1-855-964-0522.

If you would prefer not to receive further messages from this sender, please [Click Here](#) and confirm your request.

Analyst Name:

Dave C.

Document Received

Date:

10/27/2019

AUDET ET AL V GARZA ET AL
CA4707

Related Tracking Numbers:

9158

Received from email address (if applicable):



Subject Line of email (if applicable):

RE: Re: Court Approved Legal Notice about a Class Action Lawsuit Involving GAW Miners, LLC and ZenMiner, LLC

Instructions for DC:

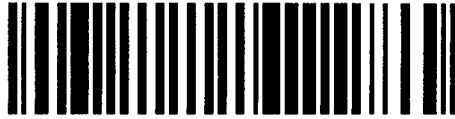
Please label and scan the PDF and Email documents in this folder as 1 Opt Out.

Claims Team:

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OCT 27 2019
Epiq Class Action

Audet et al v Garza et al CA4707

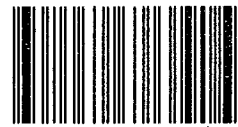
Opt-Out #



900000007

Special Request
Tracking # 1553868

Document Range



0470703

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Quantity:

Prepped by:

QC:

Stats:

Scanned by:

ID #:				

Route to: Vault

*Route to: _____

Guerrero, Casandra

From: Gary Hoover Jr. [REDACTED]
Sent: Sunday, October 27, 2019 11:10 PM
To: info_GAWMinersClassAction
Subject: Request exclusion from the Class in Audet, et al. v. Garza, et al. No. 3:16-cv-00940

CAUTION: This email originated from outside of Epiq. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I am requesting exclusion from the Class in Audet, et al. v. Garza, et al. No. 3:16-cv-00940

Gary R. Hoover

[REDACTED]

Gary R. Hoover

[REDACTED]

Sent from my iPhone

Analyst Name:

Dave C.

Document Received

Date:

10/27/2019

AUDET ET AL V GARZA ET AL
CA4707

Related Tracking Numbers:

298911

Received from email address (if applicable):

Gary Hoover Jr. 

Subject Line of email (if applicable):

Request exclusion from the Class in Audet, et al. v. Garza, et al. No. 3:16-cv-00940

Instructions for DC:

Please label and scan this Email document as 1 Opt Out.

Claims Team:

RECEIVED
OCT 28 2019
Epiq Class Action

Audet et al v Garza et al CA4707

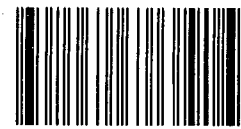
Opt-Out #



900000008

Special Request
Tracking # 1553868

Document Range



0470703

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End:

Quantity:

8

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1

Prepped by:

QC:

Stats:

Scanned by:

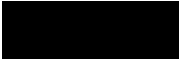
ID #: 412	<i>Clr</i>	<input checked="" type="checkbox"/>	<i>Clr</i>	<i>Clr</i>
OCT 30 2019			OCT 30 2019	OCT 30 2019

Route to: Vault

*Route to: _____

Marvin Becker



Marvin Becker • 

Göteborg, 28. Oktober 2019

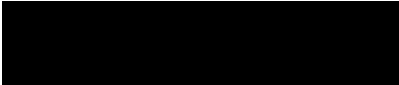
GAW Miners Class Action

Dear Sir or Madam,

I hereby request exclusion from the Class in the Class Action lawsuit involving GAW Miners, LLC and ZenMiner, LLC.

Sincereley,

Marvin Becker



Guerrero, Casandra

From: Marvin [REDACTED]
Sent: Monday, October 28, 2019 12:41 PM
To: info_GAWMinersClassAction
Subject: Class Action Exclusion Letter
Attachments: gaw_class_action_exclusion.pdf

Follow Up Flag: Follow up
Flag Status: Completed

CAUTION: This email originated from outside of Epiq. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Sir or Madam,

please find attached my declaration to be excluded from the class.

Sincerely,

Marvin Becker

Analyst Name:

Dave C.

Document Received

Date:

10/28/2019

AUDET ET AL V GARZA ET AL
CA4707

Related Tracking Numbers:

184584

Received from email address (if applicable):



Subject Line of email (if applicable):

Class Action Exclusion Letter

Instructions for DC:

Please label and scan the PDF and Email documents in this folder as 1 Opt Out.

Claims Team:

EXHIBIT C

If you purchased certain products from GAW Miners or ZenMiner between August 1, 2014 and January 19, 2015, your rights may be affected by a class action settlement.

A proposed settlement has been reached in a class action lawsuit called *Denis Marc Audet et al. v. Stuart Fraser et al.*, Case No. 16-CV-940 (MPS) (the "Settlement"). This notice provides a summary of your rights and options. More details are available at <https://www.gawminersclassaction.com/>.

What is this about? The lawsuit alleges that GAW Miners and ZenMiner made false and misleading statements to potential investors about defendants' virtual currency mining operations. Plaintiffs allege that the Companies sold a progressive array of products and investment contracts to investors that they claimed would yield profits from mining or otherwise investing in virtual currency. Plaintiffs allege that, because the Companies sold far more computing power than they owned and dedicated to virtual currency mining, the Companies owed investors a return larger than any actual return the Companies were making on their limited mining operations. Plaintiffs allege that Mr. Fraser materially assisted the Companies and exercised control over them such that he is liable for any injuries caused by the misconduct allegedly perpetrated by the Companies described above. Mr. Fraser denies all allegations against him; however, both sides have agreed to the Settlement to avoid the cost of further litigation.

Who is affected? You are a Class Member if, between August 1, 2014 and January 19, 2015, you (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC.

What does the Settlement provide? The Settlement provides for cash payments that will be distributed on a pro rata basis from a fund of \$3,500,000. For more details, visit www.gawminersclassaction.com.

What are my options? You can submit a claim form to participate in the Settlement, do nothing, or object to the Settlement.

Submit a claim. To participate in the proposed settlement and receive a payment if you are eligible for payment, you must submit a claim form. The claim form informs Settlement Class Counsel that you wish to participate in the proposed settlement. Class Members will receive an email with a link to the claim form. The claim form is also available at www.gawminersclassaction.com.

Do nothing. If you do nothing, you will be included in the Settlement Class, but you will not receive a monetary benefit even if the proposed settlement is approved. If the proposed settlement is approved, you also will not be able to pursue any other lawsuit against Mr. Fraser concerning or relating to the claims alleged in this lawsuit.

Object. You may object or tell the Court what you don't like about the Settlement.

What happens next? The Court will hold a Fairness Hearing on [DATE] at [TIME] at the Abraham Ribicoff Federal Building, United States Courthouse, 450 Main St., Hartford, CT, 06103, to consider whether to approve the Settlement, Class Counsel's attorneys' fees and expenses (not to exceed 33% of the Settlement Fund), and Incentive Awards for three Plaintiffs for their service on behalf of the Class. The Court has appointed Susman Godfrey L.L.P. as Class Counsel. Class Counsel will answer any questions that the Court may have. You or your attorney may ask to speak at the hearing at your own expense, but you don't have to.

How do I get more information? For more information and to view the full notice, go to www.gawminersclassaction.com, or contact the Settlement Administrator by writing Audet, et al. v. Garza, et al. Notice Administrator, P.O. Box 3578, Portland, OR 97208, or calling 1-855-964-0522.

Please do not contact the Court.

EXHIBIT D

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT
AUDET, et al. v. FRASER, et al.
No. 3:16-cv-0940 (MPS)

NOTICE OF CLASS ACTION SETTLEMENT

If you purchased certain products from GAW Miners or ZenMiner between August 1, 2014 and January 19, 2015, your rights may be affected by a class action settlement

A Connecticut Federal Court authorized this Notice. This is not a solicitation from a lawyer.

- To: All persons or entities who, between August 1, 2014 and January 19, 2015, (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC.**
- A proposed settlement has been reached in a class action lawsuit called *Denis Marc Audet et al. v. Stuart Fraser et al.*, Case No. 16-CV-940 (MPS) (the “Settlement”).
 - The lawsuit alleges that GAW Miners and ZenMiner (the “Companies”) made false and misleading statements to potential investors about defendants’ virtual currency mining operations. Plaintiffs allege that the Companies sold a progressive array of products and investment contracts to investors that they claimed would yield profits from mining or otherwise investing in virtual currency. Plaintiffs allege that, because the Companies sold far more computing power than they owned and dedicated to virtual currency mining, the Companies owed investors a return larger than any actual return the Companies were making on their limited mining operations. Plaintiffs allege that Mr. Fraser materially assisted the Companies and exercised control over them such that he is liable for any injuries caused by the misconduct allegedly perpetrated by the Companies described above. Mr. Fraser denies all allegations against him; however, both sides have agreed to the Settlement to avoid the cost of further litigation.
 - If the Court approves the Settlement, Mr. Fraser will fund a cash settlement fund of \$3,500,000. Settlement Class Members will be eligible to receive payment from that cash fund, as further detailed in Questions 8-11.
 - Your legal rights are affected whether or not you act. ***Please read this notice carefully.***

YOUR LEGAL RIGHTS AND OPTIONS		
SUBMIT A CLAIM	<ul style="list-style-type: none"> • Get certain benefits from the Settlement • Be bound by the Settlement • Give up any right to pursue a lawsuit against Stuart Fraser concerning or relating to the claims alleged in this case 	
DO NOTHING	<ul style="list-style-type: none"> • Be bound by the Settlement • Give up any right to pursue a lawsuit against Stuart Fraser concerning or relating to the claims alleged in this case 	
OBJECT	<ul style="list-style-type: none"> • Tell the Court what you do not like about the Settlement — You will still be bound by the Settlement 	Filed and served by DATE, 2022

- These rights and options—**and the deadlines to exercise them**—are explained in this notice. The deadlines may be moved, cancelled, or otherwise modified, so please check the Class Website, www.gawminersclassaction.com, regularly for updates and further details.
- The Court in charge of this case still has to decide whether to approve the Settlement. Payments will be made if the Court approves the Settlement and after any appeals are resolved. Please be patient.

WHAT THIS NOTICE CONTAINS

[TOC]

BASIC INFORMATION

1. Why is there a notice?

You have a right to know about a proposed settlement of a class action lawsuit, and about your rights and options, before the Court decides whether to approve the Settlement.

The Court in charge of this case is the United States District Court for the District of Connecticut (the “Court”), and the case is called *Denis Marc Audet et al. v. Stuart Fraser et al.*, Case No. 16-CV-940 (MPS) (the “Action”). The individuals who sued on behalf of the Class include Plaintiffs Denis Marc Audet, D. Allen Shinnars, and Michael Pfeiffer. The person they sued, Stuart Fraser, is called the Defendant.

2. What is this lawsuit about?

The lawsuit alleges that GAW Miners and ZenMiner (the “Companies”) made false and misleading statements to potential investors about defendants’ virtual currency mining operations. Plaintiffs allege that the Companies sold a progressive array of products and investment contracts to investors that they claimed would yield profits from mining or otherwise investing in virtual currency. Plaintiffs allege that, because the Companies sold far more computing power than they owned and dedicated to virtual currency mining, the Companies owed investors a return larger than any actual return the Companies were making on their limited mining operations. Plaintiffs allege that Mr. Fraser materially assisted the Companies and exercised control over them such that he is liable for any injuries caused by the misconduct allegedly perpetrated by the Companies described above. Mr. Fraser denies all allegations against him; however, both sides have agreed to the Settlement to avoid the cost of further litigation.

3. Why is this a class action?

In a class action, one or more people called Class Representatives sue on behalf of people who have similar claims. All these people are a class or class members. Bringing a case, such as this one, as a class action allows resolution of many similar claims of persons and entities that might be economically too small to bring in individual actions. One court resolves the issues for all class members, except for those who exclude themselves from the class.

4. Why is there a Settlement?

Mr. Fraser denies that he did anything wrong. However, both sides, after many years of litigating the case (including a full trial before a jury), have agreed to the Settlement. Both sides want to avoid the cost and risk of further litigation. The Court has not decided in favor of the Plaintiffs or Mr. Fraser. Plaintiffs and their attorneys think the Settlement is in the best interests of the Settlement Class and is fair, reasonable, and adequate.

WHO IS IN THE SETTLEMENT?

5. Am I part of the Settlement?

The Settlement Class consists of all persons and entities who, between August 1, 2014 and January 19, 2015, (1) purchased Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC; or (2) acquired Hashlets, Hashpoints, HashStakers, or Paycoin from GAW Miners, LLC and/or ZenMiner, LLC, by converting, upgrading, or exchanging other products sold by GAW Miners, LLC and/or ZenMiner, LLC.

The Settlement Class **excludes** any person or entity who timely filed a request for exclusion from the Class after the Court certified the lawsuit to proceed as a class action; any defendants; any parent, subsidiary, affiliate, or employee of any defendant; any co-conspirator; and any governmental agency.

6. What if I am still not sure if I am included in the Settlement?

If you are not sure whether you are a Settlement Class Member, or have any other questions about the Settlement, you should visit the Class Website, www.gawminersclassaction.com, or call the Settlement Administrator toll-free at 1-855-964-0522.

7. Can I remove myself from the Settlement and sue Mr. Fraser?

If you filed a timely request for exclusion from the Class after the Court certified the lawsuit to proceed as a class action and Counsel issued notice of the Class Action, you are not part of the Settlement. Otherwise, you may not remove yourself from the Class at this point.

SETTLEMENT BENEFITS – WHAT SETTLEMENT CLASS MEMBERS GET

8. What does the Settlement provide?

The Settlement provides monetary compensation to Settlement Class Members. Mr. Fraser will fund \$3,500,000 to be distributed to Settlement Class Members (the “Settlement Fund”).

If you are a Settlement Class Member and you submit a valid and complete claim form for your claim, you may be entitled to receive a *pro rata* share of the Settlement Fund, after certain expenses have been deducted. Before being used to pay any Settlement Class Members, the Settlement Fund will first be used to pay: (1) all settlement administration expenses (excluding certain publication notice expenses); (2) any “Incentive Awards,” which are awards to compensate the named Plaintiffs for efforts they took on behalf of the entire Settlement Class in the litigation; and (3) any Class Counsel’s fees (which will not exceed one-third of the Settlement Fund) and expenses.

The remainder of the Settlement Fund (the “Net Settlement Fund”) will be used to pay the Settlement Class Members on a *pro rata* basis, based on each Settlement Class Member’s claim. A claimant’s *pro rata* share will be calculated as follows. First, your “stake” would be calculated by adding the amount you paid to GAW for the four Qualifying Products listed above (Hashlets, Hashpoints, HashStakers, or Paycoin) to the value of any Hashpoints you obtained through Hashpoint mining (valued at \$0.01 per Hashpoint),

then subtracting any value you received from GAW (e.g., in the form of Hashlet payouts) and any value you received from selling the Qualifying Products. Next, your stake would be divided by the combined total stakes of each claimant who submits a claim. Finally, the resulting percentage would be multiplied by the Net Settlement Fund to calculate your share of the Net Settlement Fund. However, a person whose share of the Net Settlement would be less than \$10 will not receive a share of the Settlement.

More details are in documents called the Settlement Agreement and Plan of Distribution, which is available at www.gawminersclassaction.com.

HOW TO GET A PAYMENT

9. How can I get a payment?

In order to participate in the proposed settlement and receive a payment if you are eligible for payment, you must submit a claim form. The claim form informs Settlement Class Counsel that you wish to participate in the proposed settlement. Settlement Class Members will receive an email with a link to the claim form. The claim form is also available at www.gawminersclassaction.com.

10. When would I get my payment?

Payments will be transmitted to Settlement Class Members after the Court grants “final approval” to the Settlement and after all appeals are resolved. If the Court approves the Settlement, there may be appeals. It’s always uncertain whether these appeals can be resolved and resolving them can take time. Please be patient.

11. What am I giving up to get a payment in the Settlement?

If you are a Settlement Class Member, you cannot sue Mr. Fraser, continue to sue, or be part of any other lawsuit against Mr. Fraser concerning or relating to the claims released in this Settlement. The Released Claims and Released Parties are defined in the Settlement Agreement. They describe the legal claims that you give up as a Settlement Class Member if the Settlement is approved. The Settlement Agreement is available at www.gawminersclassaction.com.

THE LAWYERS REPRESENTING YOU

12. Do I need to hire my own lawyer?

No. The Court has appointed Susman Godfrey L.L.P and Izard, Kindall & Raabe, LLP as Class Counsel. You will not be charged for Class Counsel. If you want to be represented by your own lawyer, you may hire one at your own expense.

13. How will the lawyers be paid?

Class Counsel will file a motion seeking a fee award not to exceed one-third of the Settlement Fund, and reimbursement for all of the expenses they incurred or will incur. Class Counsel will also seek Incentive Awards for each of the named Plaintiffs, to compensate them for efforts they took on behalf of the entire Settlement Class in the litigation.

OBJECTING TO THE SETTLEMENT

14. How do I tell the Court if I do not like the Settlement?

Any Settlement Class Member may object to the fairness, reasonableness, or adequacy of the proposed Settlement. Settlement Class Members who wish to object to any term of the Settlement must do so, in writing, by filing a written objection with the Court, and serving copies on Class Counsel and Counsel for Defendant.

The written objection must include:

- Your full name, address, telephone number, and email address (if any);
- A written statement of all grounds for the objection accompanied by any legal support for the objection (if any);
- Copies of any papers, briefs, or other documents upon which the objection is based;
- A list of all persons who will be called to testify in support of the objection (if any);
- A statement of whether you intend to appear at the Fairness Hearing;
- A list of any objections by you and/or your counsel in any class action settlement submitted to any state or federal court in the United States in the previous five years; and
- Your or your counsel's signature.

If you intend to appear at the Fairness Hearing through counsel, the written objection must also state the identity of all attorneys representing you who will appear at the Fairness Hearing.

Your objection, along with any supporting material you wish to submit, must be filed with the Office of the Court, with a copy served on Class Counsel and Counsel for Defendant by **[DATE]** at the following addresses:

Clerk of the Court	Class Counsel
<p>Office of the Clerk Abraham Ribicoff Federal Building United States Courthouse 450 Main St. Hartford, CT 06103</p>	<p>Seth Ard Jacob W. Buchdahl Geng Chen Russell F. Rennie Susman Godfrey LLP 1301 Avenue of the Americas, 32nd Floor New York, NY 10019 sard@susmangodfrey.com jbuchdahl@susmangodfrey.com gchen@susmangodfrey.com rrennie@susmangodfrey.com</p> <p>Robert A. IZARD Doug Needham IZARD, KINDALL & RAABE, LLP 29 S. Main St., Suite 305 West Hartford, CT 06107 rizard@ikrlaw.com dneedham@ikrlaw.com</p>
	Counsel for Defendant
	<p>Daniel H. Weiner Marc A. Weinstein Amina Hassan Hannah Miller One Battery Park Plaza New York, NY 10004-1482 daniel.weiner@hugheshubbard.com</p> <p>Rowena A. Moffett David R. Schaefer Sean M. Fisher Brenner, Saltzman & Wallman LLP 271 Whitney Avenue New Haven, CT 06511 rmoffett@bswlaw.com</p>

THE COURT’S FAIRNESS HEARING

15. When and where will the Court decide whether to approve the Settlement?

The Court will hold a Fairness Hearing on [DATE] at [TIME] ET, at the Abraham Ribicoff Federal Building, United States Courthouse, 450 Main Street, Hartford, Connecticut 06103.

At the Fairness Hearing, the Court will consider whether the Settlement is fair, reasonable, and adequate. The Court will also consider the application by Class Counsel for attorneys’ fees and reimbursement of expenses and reasonable Incentive Award payments for Plaintiffs. If there are objections, the Court will consider them at this time. After the hearing, the Court will decide whether to approve the Settlement. We do not know how long these decisions will take.

16. Do I have to come to the hearing?

No. Class Counsel will answer any questions that the Court may have, but you may come at your own expense. If you submit an objection, you don’t have to come to Court to talk about it. As long as you filed and served your written objection on time to the proper addresses, the Court will consider it. You may also pay your own lawyer to attend, but it’s not necessary.

17. May I speak at the hearing?

Yes. You may ask the Court for permission to speak at the Fairness Hearing. To do so, you must send a letter saying that it is your “Notice of Intent to Appear.” Your request must state your name, address, and telephone number, as well as the name, address, and telephone number of the person that will appear on your behalf. Your request must be filed with the Clerk of the Court and served on Class Counsel and Defendant’s Counsel no later than [DATE].

Only the Parties, Settlement Class Members, or their counsel may request to appear and be heard at the Fairness Hearing. Persons or entities that have opted out may not request to appear and be heard at the Fairness Hearing.

IF YOU DO NOTHING

18. What happens if I do nothing at all?

If you do nothing, you will be included in the Settlement Class, but you will not receive a monetary benefit even if the proposed settlement is approved. If the proposed settlement is approved, you cannot sue Mr. Fraser, continue to sue, or be part of any other lawsuit against Mr. Fraser concerning or relating to the claims released in this Settlement.

GETTING MORE INFORMATION

19. How do I get more information?

This notice summarizes the proposed Settlement. More details are in the Settlement Agreement, available at the Class Website, www.gawminersclassaction.com. If you have additional questions, you can visit the Class Website or contact the Settlement Administrator:

Audet, et al. v. Garza, et al.
Notice Administrator
P.O. Box 3578
Portland, OR 97208-3578

PLEASE DO NOT CONTACT THE COURT OR THE COURT CLERK'S OFFICE