

EXHIBIT 2

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA**

Ben Hawkins, <i>on behalf of himself</i>	:	
<i>and all others similarly situated,</i>	:	Case No. 1:19-cv-01186
	:	
Plaintiff,	:	
v.	:	Hon. Judge Leonie M. Brinkema
	:	
Navy Federal Credit Union,	:	
	:	
Defendant.	:	
_____	:	

DECLARATION OF BEN HAWKINS IN SUPPORT OF PLAINTIFF’S MOTION FOR AN AWARD OF ATTORNEYS FEES AND EXPENSES AND FOR A CLASS REPRESENTATIVE SERVICE AWARD

I, Ben Hawkins, declare under penalty of perjury and pursuant to 28 U.S.C. 1746, as follows:

1. My name is Ben Hawkins. I am over the age of 18 years old and competent to give this declaration.

2. I am the Plaintiff and the Court-appointed Class Representative in the above captioned matter. Since this case was filed, I have at all times acted in the best interest of the Class members and vigorously prosecuted this litigation through my attorneys, the law firms of Burke Law Offices, LLC, Goldenberg Schneider, LPA, the Lyon Firm, P.C., and the Miller Firm, LLC.

3. As the Class Representative I vigorously and actively prosecuted this action to maximize recovery for the Class. My active representation included: (a) searching for and identifying competent attorneys to represent me and the Class; (b) regularly consulting with my attorneys prior to and during the litigation of this case; (c) personally meeting with my attorneys and their staff on several occasions to provide them access to my cell phone; (d) providing the

documents and information requested by my attorneys; (e) carefully reviewing the Complaint; (f) participating in calls and written communications with my attorneys; (g) providing input regarding settlement strategy, and discussing the parameters for an appropriate resolution of the case; and (h) reviewing and approving the settlement agreement and attorneys' fees requested by my attorneys.

4. In all instances, I approved the actions taken by my attorneys after ensuring that I was both fully informed, and that the actions and decision to be taken were in the best interests of the Class.

5. During each and every step of this litigation, up to the signing of this declaration, I have communicated with and monitored the performance of my attorneys. I believe my attorneys have fully and vigorously prosecuted this action with my best interests and the best interests of the Class in mind.

6. In representing the interest of the Class prior to and since this case was filed, I have had numerous conferences and communications with one or more of my attorneys, including discussions related to the terms for which my attorneys agreed to represent me, the claims in this action, the litigation process, the risks of the case, the settlement negotiations, and the settlement.

7. It is my understanding that my attorneys agreed to represent me on a fully contingent basis, including advancing all costs and expenses and that my attorneys would only be paid and reimbursed for their expenses and costs if they achieved a successful result for the Class.

8. I believe the settlement is fair, reasonable, and adequate and is in the best interest of the Class, as it provides for meaningful financial relief to the Class to be paid directly from the \$9,250,000 Common Fund.

9. I fully support my attorneys' request for the payment of \$2,775,000 for attorneys' fees, \$12,323.10 in expenses, and a service award of \$15,000 to me in recognition of the services and efforts I provided as the Class Representative. I believe these payments to be fair and reasonable especially given the meaningful settlement achieved and in light of the contingent nature of the representation, as well as the risks undertaken during this litigation, including the risk of losing.

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

Executed on July 8, 2020.

/s/ Ben Hawkins

Ben Hawkins