

BLOOD HURST & O' REARDON, LLP

1 WESTERN WASHINGTON LAW GROUP PLLC  
DENNIS J. MCGLOTHIN (#28177)  
2 ROBERT J. CADRANELL (41773)  
P.O. Box 468  
3 Snohomish, WA 98291  
Tel: 425/728-7296, ext. 4  
4 dennis@westwalaw.com  
robert@westwalaw.com  
5 docs@westwalaw.com

6 BLOOD HURST & O'REARDON, LLP  
TIMOTHY G. BLOOD (*pro hac vice*)  
THOMAS J. O'REARDON II (*pro hac vice*)  
7 PAULA R. BROWN (254142)  
501 West Broadway, Suite 1490  
8 San Diego, CA 92101  
Tel: 619/338-1100  
9 619/338-1101 (fax)  
tblood@bholaw.com  
10 toreardon@bholaw.com  
pbrown@bholaw.com

11 Attorneys for Plaintiffs

12 **UNITED STATES DISTRICT COURT**  
13 **EASTERN DISTRICT OF WASHINGTON**

14 ERIC BLOMQUIST, individually  
and on behalf of all others similarly  
15 situated, and JUN DAM,  
individually,

16 Plaintiffs,

17 v.

18 PERKINS COIE, LLP, a Washington  
limited liability partnership;  
19 PERKINS COIE CALIFORNIA,  
P.C., a California corporation;  
20 PERKINS COIE U.S., P.C.; and  
LOWELL NESS, individually,

21 Defendants.  
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Case No: 2:20-cv-00464-SAB

**CLASS ACTION**

**DECLARATION OF ERIC  
BLOMQUIST IN SUPPORT OF  
APPLICATION FOR A SERVICE  
AWARD**

Hearing Date: May 21, 2024  
Hearing Time: 1:30 p.m.

Chief Judge Stanley A. Bastian

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1 I, ERIC BLOMQUIST, declare:

2 1. I am over 18 years of age and have personal knowledge of the  
3 following facts. If called upon as a witness, I could and would competently  
4 testify thereto.

5 2. I am a named plaintiff and the Court-appointed Class Representative  
6 in this lawsuit that I, through my attorneys, brought against Perkins Coie.

7 3. I make this declaration in support of Plaintiff's motion for final  
8 approval of class action settlement, which includes a request that I be awarded a  
9 service award.

10 4. I am a citizen of and reside in Montana. In June 2017, I purchased  
11 the right to 24,970 Giga Watt Tokens through the initial token offering. It is my  
12 understanding that the money I paid for the Tokens was placed into an escrow  
13 account maintained by defendant Perkins Coie and was to be released from  
14 escrow as the Giga Watt crypto mining facility came online. As it came online, I  
15 would have the relative percentage of Tokens that I could use to mine  
16 cryptocurrency at the Giga Watt facility. Like some other Token purchasers, I  
17 continued to own the right to the Tokens on November 19, 2018, when Giga  
18 Watt filed for bankruptcy. I purchased the Tokens believing that the Giga Watt  
19 project would be completed and that I would be able to utilize all my Tokens to  
20 mine cryptocurrency, as promised. Like other Token purchasers, my purchase  
21 money was not released by Perkins Coie from the escrow account in step with  
22 completion of the Giga Watt project. Instead, it is my understanding that all of  
23 my money was released from escrow before the Tokens could be fully utilized, in  
24 breach of the Token purchase agreement and escrow.

25 5. When I retained my lawyers to represent me in this case, I was  
26 given a document outlining the duties and responsibilities of a class

1 representative and I agreed to them. I believe I have fulfilled those duties and  
2 obligations throughout this case. I understand and have accepted the burden and  
3 obligations of serving as a class representative, including the need to stay  
4 informed about the lawsuit, to respond to requests for information, to sit for  
5 deposition if required and other matters throughout the case, and to testify at trial  
6 if needed. I have and will continue to protect and represent the interests of class  
7 members and put their interests ahead of mine. I understood and agreed that I  
8 was not promised any compensation other than sharing in any potential recovery  
9 along with other class members. I agreed to join this lawsuit as a named plaintiff  
10 in the First Amended Complaint and to act as the proposed class representative to  
11 attempt to recover my money and the money of other Class members that I  
12 believe was released from escrow in violation of the terms of the escrow  
13 agreement. Before I agreed to be a class representative, I was aware that the  
14 bankruptcy trustee in the Giga Watt bankruptcy proceeding repeatedly threatened  
15 and sought sanctions against the previous class representative.

16 6. I have worked hard to fulfill my obligations and believe I have acted  
17 in the best interests of the other class members. I have searched my records and  
18 provided my attorneys with documentation, timelines and correspondence  
19 relating to my purchases of Giga Watt Tokens and mining machines. I have  
20 responded to all the inquiries my attorneys have made for further information,  
21 reviewed the First Amended Complaint before it was filed to ensure the facts  
22 related to my Giga Watt-related purchases were accurate, and have spoken and  
23 emailed with my attorneys on many occasions to stay up to date on the status of  
24 the case.

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7. I am not aware of any facts or conflicts of interest that would limit my ability to serve as a class representative and believe I have and continue to adequately represent the interests of absent class members.

8. I discussed settlement proposals with my attorneys and have reviewed the Settlement Agreement. My attorneys provided me with a copy of the Settlement Agreement and explained it to me. I fully approve and endorse the Settlement. I have submitted a claim to receive a cash award under the Settlement.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 8th day of March 2024, at Bozeman, Montana.

By:   
ERIC BLOMQUIST