

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JADE D'AMARIO and JOSHUA DUNN, individually  
and on behalf of all others similarly situated,

Plaintiff,

v.

THE UNIVERSITY OF TAMPA,

Defendant.

Civil Action No. 7:20-cv-03744-CS

**DECLARATION OF JOSHUA DUNN IN SUPPORT OF PLAINTIFFS' MOTION FOR  
ATTORNEYS' FEES, COSTS, EXPENSES, AND INCENTIVE AWARD**

I, Joshua Dunn, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am an adult over the age of 18 and a resident of the State of Connecticut. I am one of the Class Representatives in the lawsuit entitled *D'Amario v. The University of Tampa*, Case No. 7:20-cv-03744-CS, currently pending in the United States District Court for the Southern District of New York. I make this Declaration in support of Plaintiffs' Motion for Attorney's Fees, Costs, Expenses, and Incentive Award. The statements made in this Declaration are based on my personal knowledge and, if called as a witness, I could and would testify thereto.

2. I was enrolled as a student in the Biology Program at the University of Tampa ("UT") for the Spring 2020 Semester.

3. I paid approximately \$7,000 in tuition, fees, meals and housing to Defendant for the Spring 2020 semester.

4. I assisted with the litigation of this case by detailing my Spring 2020 course schedule, tuition and fee payments, and experience with the transition to remote learning.

Specifically, I described to my lawyers my relationship as a student of UT during the Spring 2020 Semester. I also provided my lawyers with documentation confirming the same.

5. I also worked with my attorneys to prepare the Second Amended Class Action Complaint. I carefully reviewed the Second Amended Class Action Complaint for accuracy and approved it before it was filed.

6. During the course of this litigation, I kept in regular contact with my lawyers. Specifically, I conferred with them regularly by phone and e-mail to discuss the status of the case. We also discussed case strategy, motions, anticipated document and deposition discovery, and the prospects of settlement. Furthermore, when appropriate, I informed my attorneys of additional facts for their research and consideration.

7. I also coordinated with my lawyers to search for documents that we anticipated that UT would request in formal discovery, such as copies of my Spring 2020 billing statement, course schedule, and course syllabi. I was also prepared to testify at deposition and trial, if necessary.

8. My lawyers have kept me well informed in regard to the efforts to resolve this matter. They promptly communicated settlement offers to me and coordinated with me in advance of mediation. I also discussed the Class Action Settlement Agreement with them and gave my approval prior to signing it.

9. Based on the interactions and my relationship with my attorneys, I believe they have fairly and adequately represented me and the Settlement Class and will continue to do so.

10. Throughout this litigation, I understood that, as a Class Representative, I have an obligation to protect the interests of other Settlement Class Members and not act just for my own personal benefit. I do not have any conflicts with other Settlement Class Members. I have done

my best to protect the interests of other Settlement Class Members and will continue to fairly and adequately represent the Settlement Class to the best of my ability.

I declare under penalty of perjury that the above and foregoing is true and accurate.

Executed on July 19, 2022 at Sandy Hook, Connecticut.

*Joshua Dunn*  
Joshua Dunn (Jul 19, 2022 12:15 EDT)

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JOSHUA DUNN






# 2022.07.18 Final Dunn Declaration

Final Audit Report

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