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Attorneys for Plaintiffs and Settlement Class

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CORLYN DUNCAN, et al.,

Plaintiffs,

v.

THE ALIERA COMPANIES, INC., f/k/a ALIERA
HEALTHCARE, INC., a Delaware corporation;
TRINITY HEALTHSHARE, INC., a Delaware
corporation; and ONESHARE HEALTH, LLC,
formerly known as UNITY HEALTHSHARE, LLC
and as KINGDOM HEALTHSHARE MINISTRIES,
LLC, a Virginia limited liability corporation,

Defendants.

Case No. 2:20-CV-00867-TLN-KJN

**SECOND STATUS REPORT OF
CLASS COUNSEL**

This Second Status Report provides an updated report to the Court on the payments made under the Final and Approved Settlement in this matter. ECF No. 129.

I. BACKGROUND

On July 11, 2023, the Court approved a Settlement Class and preliminarily approved a Settlement Agreement with Defendant OneShare Health, LLC (“OneShare”). ECF No. 114. That Order also appointed BMC Group Inc. (“BMC”) as Settlement Administrator and authorized BMC to disseminate notice to Settlement Class Members along with instructions on filing claims. *Id.* Class Members were allowed to submit claims for either the monthly premiums paid for their Unity plans, or the amount of unpaid medical bills they incurred while covered by the Unity plan. The Order also appointed the undersigned law firm, as well as the firms of Feinberg, Jackson, Worthman and Wasow, LLP, Handley Farah & Anderson, PLLC, Myers & Co., PLLC, Mehri & Skalet, PLLC, Garmer & Prather, PLLC, and Varellas & Varellas PLLC as Class Counsel.

In accordance with the July 11, 2023 Order, BMC emailed class notice to 149,713 parties on August 4, 2023, and followed up by mailing the notice to those whose email address was no longer valid. ECF No. 120. Counsel created a website providing information about the settlement, [Unity/OneShare Settlement — Sirianni Youtz Spoonemore Hamburger PLLC](#).

On January 16, 2024, after a hearing, this Court entered an Order that (1) granted final approval of the Settlement Agreement with OneShare, (2) approved disbursements for litigation costs, contribution awards of \$10,000 to each of the eight named Class Representatives, and claims administration costs, (3) awarded Class Counsel attorney fees of 28% of the Settlement Fund, and (4) authorized late claims received on or before December 13, 2023. ECF No. 129. The Order also required Class Counsel to submit a final report to the Court “no later than 30 days after the Settlement Fund is fully funded and the Claims Administrator has processed and paid all valid and approved claims.” *Id.* at 10, ¶ 34. The Court retains jurisdiction until the Settlement Amount is fully disbursed and an Order of Dismissal is entered. *Id.* at 11, ¶ 8.

Class counsel submitted an initial status report on the claims process on January 28, 2025. This second status report is provided to update the Court on the status of payments under the Settlement Agreement.

**II. ONESHARE'S PAYMENTS
UNDER THE SETTLEMENT AGREEMENT ARE COMPLETE**

The Settlement Agreement required OneShare to pay \$3 million into the Settlement Fund by March 31, 2023, and to pay between \$3 million and \$7 million in additional funds, depending on the timing of the payment. Thus, if OneShare paid \$3 million into the Settlement Fund on or before December 31, 2024 in addition to the \$3 million paid in early 2023, that payment would satisfy its payment obligations. If OneShare choose to pay over time, however, the total amount due under the Settlement Agreement increases each year. OneShare was also required to make monthly payments totaling \$400,000 per year until final payment is received, with the cumulative monthly payments subtracted from the amount owing for final payment. ECF 100-2, at 8–9, ¶ 3.3.

OneShare paid the initial \$3 million required under the Settlement Agreement by March 31, 2024. OneShare made monthly payments throughout 2023 and 2024 as required by the Settlement Agreement. As of December 31, 2024, before the first distribution to class members was made, OneShare had paid \$3,3999,999.96. It then elected not to make a final payment by December 31, 2024, and its total payment obligations accordingly increased.

OneShare continued to make monthly payment as required throughout 2025, and paid the remainder owed under the Settlement Agreement on or before December 31, 2025, resulting in additional payments of \$2,300,000.04 available toward a second distribution. Overall, the total payments by OneShare equal \$6,300,000.00. In addition, \$195,817.36 in interest has been paid on the amounts deposited into the Settlement Fund, so that the total amount deposited into the Settlement Fund to \$6,495,817.36.

As part of the Settlement Agreement, OneShare assigned to the Settlement Fund its proof of claim for \$3.75 million against The Alieria Companies in the Alieria Bankruptcy. Settlement Agreement, § 3.2. To date, no distributions or payments have been made to creditors in the Alieria bankruptcy. This is the only outstanding payment yet to be made to the Settlement Fund. At this time, it is unknown when the Alieria Liquidating Trust will commence payments or distributions

1 to creditors. For this reason, Class counsel respectfully requests that the Court continue its
2 jurisdiction over the settlement process.

3 **III. STATUS OF CLAIMS**

4 The status of the claims received is unchanged from the last status report. The Settlement
5 administrator, BMC allowed 1,116 claims for a total approved value of \$8,518,807.36. ECF
6 No. 133.

7 **IV. DISBURSEMENTS FROM SETTLEMENT FUND**

8 **A. First Disbursement to Class Members**

9 As described in the First Status Report, the first distribution to Class Members with
10 approved claims was made on or about January 17, 2025, representing 31.9% of their allowed
11 amounts. Approximately \$2,720,485.77 was distributed. ECF No. 132.

12 **B. Second Disbursement to Class Members**

13 After receipt of OneShare and interest payments through December 30, 2025, and after
14 paying the attorneys' fees and expenses in the attached spreadsheet, the Settlement Fund was
15 \$1,632,442.52. Third Supp. Feil Decl. ¶¶ 4–6. After holding back \$10,000 for additional fees and
16 taxes, \$1,632,432.52 was transferred to BMC for disbursement to Class Members. *Id.* On January
17 8 and 9, 2026, BMC mailed checks to 1,116 Class Members for a second pro rata distribution on
18 their claims. *Id.* Together with the first distribution check, each Class Member has now received
19 approximately 50% of their approved claim as a result of the settlement. *Id.*

20 **V. FUTURE PAYMENTS AND DISBURSEMENTS ARE ANTICIPATED**

21 OneShare has completed its payments under the Settlement Agreement. In addition,
22 OneShare has assigned its separate \$3.75 million claim in the Alieria bankruptcy to the Class. The
23 date by which the Liquidating Trustee in the Alieria bankruptcy can object to claims is currently
24 set for June 30, 2026, and it is anticipated that no payment will be made on the Alieria bankruptcy
25 claims, including the assigned claim from OneShare, before then.

Accordingly, Class Counsel anticipates that at least one more disbursement will be made from the Settlement Fund, although it will likely be a significantly smaller distribution. Additional disbursements will be made when enough funds have been collected to justify the expense of mailing to the 1,116 Class Members with approved claims. *See id.*, ¶ 7.

Accordingly, Class Counsel requests that the Court retain jurisdiction of this matter until the Settlement Fund is fully disbursed.

DATED: January 20, 2026.

/s/ Eleanor Hamburger

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Duncan, et al. v. The Alera Companies, Inc., et al.
Case No. 2:20-CV-00867-TLN-KJN

Exhibit A

Second Status Report of Class Counsel

Duncan, et al. v. The Alier Companies, Inc., et al.
Case No. 2:20-CV-00867-TLN-KJN
Exhibit A to Second Status Report of Class Counsel

Date	OneShare Payments	Interest Payments	Total Deposited into Settlement Fund	Withdrawal	Description	Settlement Fund Balance
2024-03-06	\$3,499,999.96	\$111,680.48	\$3,611,680.44	\$ -	Total OneShare Payments and Interest	\$3,611,680.44
2024-03-07	\$ -	\$ -	\$ -	\$162,591.42	Wire Transfer to BMC for expenses and	\$3,449,089.02
2024-03-07	\$ -	\$ -	\$ -	\$25.00	Wire Transfer Fee	\$3,449,064.02
2024-03-28	\$ -	\$ -	\$ -	\$1,011,259.54	Attorney Fees to Class Counsel (.28 x \$3,611,680.44 deposited into Settlement Fund as of 3/6/2024)	\$2,437,804.48
2024-09-06	\$300,000.00	\$49,226.60	\$349,226.60	\$ -	Total OneShare Payments and Interest received between 3/6/24 and 9/6/24	\$2,787,031.08
2024-09-10	\$ -	\$ -	\$ -	\$35,294.00	Tax Payment	\$2,751,737.08
2024-09-13	\$ -	\$ -	\$ -	\$1,710.00	Accounting Fees	\$2,750,027.08
2024-12-08	\$150,000.00	\$21,873.11	\$171,873.11	\$ -	Total OneShare Payments and Interest received between 9/7/24 and 12/8/24	\$2,921,900.19
2024-12-12	\$ -	\$ -	\$ -	\$265.00	Accounting Fees	\$2,921,635.19
2024-12-12	\$ -	\$ -	\$ -	\$1,102.68	Tax Payment	\$2,920,532.51
2024-12-19	\$ -	\$ -	\$ -	\$104,909.00	Wire Transfer to BMC for claims adjudication	\$2,815,623.51
2024-12-18	\$ -	\$ -	\$ -	\$25.00	Wire Transfer Fee	\$2,815,598.51
2024-12-20	\$50,000.00	\$ -	\$50,000.00	\$ -	OneShare Payment	\$2,865,598.51
2024-12-31	\$ -	\$6,659.90	\$6,659.90	\$ -	Interest	\$2,872,258.41
2025-01-06	\$41,666.74	\$ -	\$41,666.74	\$ -	OneShare Payment	\$2,913,925.15
2025-01-14	\$ -	\$ -	\$ -	\$2,720,485.77	Wire Transfer to BMC for distribution to Class Members	\$193,439.38
2025-01-14	\$ -	\$ -	\$ -	\$173,461.34	Attorney Fees to Class Counsel (.28 x \$619,426.35 additional payments and interest deposited into Settlement Fund after 3/6/24)	\$19,978.04

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Exhibit A to Second Status Report of Class Counsel

2025-01-14	\$ -	\$ -	\$ -	\$150.00	Wire Transfer Fees	\$19,828.04
2025-01-27	\$50,000.00	\$ -	\$50,000.00	\$ -	OneShare Payment	\$69,828.04
2025-03-01	\$8,333.34	\$2,649.90	\$10,983.24	\$ -	OneShare Payments and Interest received between 1/31/25 and 3/1/25	\$80,811.28
2025-03-07				\$760.00	Accounting Fees	\$80,051.28
2025-11-30	\$450,000.00	\$1,278.64	\$451,278.64	\$ -	OneShare Payments and Interest received between 3/31/25 and 11/30/25	\$531,329.92
2025-12-05	\$1,749,999.96	\$ -	\$1,749,999.96	\$ -	OneShare Payment	\$2,281,329.88
2025-12-10	\$ -	\$ -	\$ -	\$638,772.36	Attorney Fees to Class Counsel	\$1,642,557.52
2025-12-10	\$ -	\$ -	\$ -	\$125.00	Wire Transfer Fees	\$1,642,432.52
2025-12-30	\$ -	\$ -	\$ -	\$1,632,432.52	Wire Transfer to BMC for distribution to Class Members	\$10,000.00
2025-12-30	\$ -	\$ -	\$ -	\$25.00	Wire Transfer Fee	\$9,975.00
2025-12-31	\$ -	\$2,448.73	\$2,448.73	\$ -	Interest	\$12,423.73
TOTALS	\$6,300,000.00	\$195,817.36	\$6,495,817.36	\$6,483,393.63		\$12,423.73

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20 UNITED STATES DISTRICT COURT
21 EASTERN DISTRICT OF CALIFORNIA

22 CORLYN DUNCAN, et al.,

23 Plaintiffs,

24 v.

25 THE ALIERA COMPANIES, INC., f/k/a
26 ALIERA HEALTHCARE, INC., a Delaware
27 corporation; TRINITY HEALTHSHARE,
28 INC., a Delaware corporation; and
ONESHARE HEALTH, LLC, formerly known
as UNITY HEALTHSHARE, LLC and as
KINGDOM HEALTHSHARE MINISTRIES,
LLC, a Virginia limited liability corporation,

Defendants.

Case No. 2:20-CV-00867-TLN-KJN

**THIRD SUPPLEMENTAL
DECLARATION OF TINAMARIE FEIL
REGARDING STATUS OF
DISBURSEMENTS**

1 Tinamarie Feil states:

2 1. I am over eighteen years of age, and I believe the statements contained herein are
3 true based on my personal knowledge. I am President of Client Services at BMC Group, Inc., and
4 my business address is c/o BMC Group, Inc., 3732 West 120th Street, Hawthorne, CA 90250.

5 2. BMC was appointed Settlement Administrator by this Court's Order dated June 15,
6 2023. ECF No.114. In accordance with that Order, BMC emailed and mailed class notices to class
7 members as outlined in my Declaration dated September 14, 2023, and filed with this Court as
8 ECF No. 120.

9 3. As described in my Declaration dated January 27, 2025, and filed with this Court
10 as ECF No. 133, after adjudicating all claims and eliminating 289 duplicative claims, BMC
11 allowed claims from 1,116 members whose claims total \$8,518,807.36. An initial distribution of
12 \$2,720,485.77 to pay final and approved claims was made on or before January 29, 2025.

13 4. Since the initial distribution, as of December 30, 2025, the Settlement Fund balance
14 plus accumulations of interest and payments made by OneShare was \$2,281,329.88. Of those
15 funds, 28% or \$638,772.37 was paid in attorneys' fees and litigation costs, consistent with the
16 Court's Order regarding attorneys' fees and costs. *See* ECF No. 129. Additionally \$125 in wiring
17 expenses were incurred and paid. \$10,000 was held back for the payment of taxes and other
18 expenses leaving \$1,632,442.52 in the Settlement Fund. BMC incurred an additional \$44,712.92
19 in fees and costs of administration of the Settlement. These expenses were paid in full before the
20 second distribution.

21 5. Accordingly, a total of \$1,587,719.60 was available for a second distribution and
22 was distributed by check to claimants with valid and approved claims on January 8 and 9, 2026.
23 This distribution, taken together with the earlier distribution, brings the *pro rata* reimbursement
24 rate to approximately 50% of the final approved claims.

6. It is anticipated that additional funds will be collected in the Settlement Fund as a result of the assignment of OneShare's claim in the Aliera bankruptcy. At this time, it is unknown when funds will be received as a result of the assignment.

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

DATED: January 15, 2026, at Hawthorne, California.

Linamarie Feil

Tinamarie Feil