

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

SERGIO NAVARRO, THERESA
GAMAGE, DAYLE BULLA, and JANE
KINSELLA, on their own behalf, on behalf
of all others similarly situated, and on behalf
of the Wells Fargo & Company Health Plan
and its component plans,

Plaintiffs,

v.

WELLS FARGO & COMPANY,
MICHAEL BRANCA, MARK HICKMAN,
DREW WINELAND, DAVID
GALLOREESE, BEI LING, and DOES
1-20,

Defendants.

Case No. 0:24-cv-03043-LMP-DTS

DECLARATION OF TYLER HAYDELL

I, Tyler Haydell, declare and state as follows:

1. I am a data scientist at Fairmark Partners LLP and have performed work on behalf of Plaintiffs in the above-captioned action. I submit this declaration in opposition to Defendant Wells Fargo & Company's Motion to Dismiss.

2. Shortly before the Complaint in this case was filed, I navigated to the Wells Fargo & Company Health Plan's dedicated Express Scripts website at <https://www.express-scripts.com/frontend/open-enrollment/wellsfargo>. That website includes a "Price a Medication" option that allows users to obtain "price details" for any prescription drug and dosage available under the Plan at several different pharmacies. The

“price details” separately list the “total medication cost,” the amount that the “Plan pays” and the amount that “You pay.”

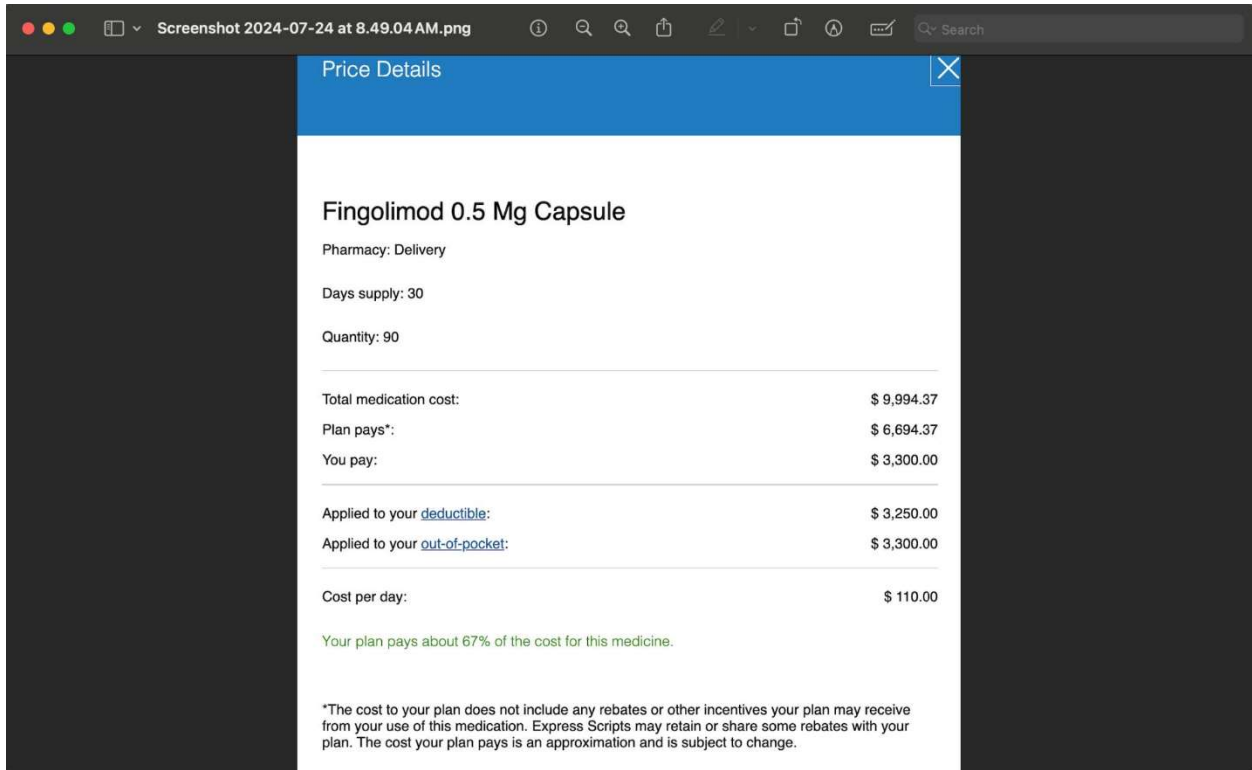
3. I searched this website for every drug and dosage for which the Plan’s prices are described in the Complaint, including those in paragraphs 3, 7, 109-111, 113-126, 128-131, and 151. The prices in the Complaint accurately reflect my findings.

4. I took screenshots of the “price details” for many of the drugs and dosages that I searched. The screenshots that appear in the Complaint are true and accurate screenshots of the Plan’s Express Scripts website at the time I conducted my searches. This includes the screenshots in paragraphs 3, 115, 117, 119, 121, 123, and 125.

5. I am aware that Defendant’s brief in support of its Motion to Dismiss states that “Plaintiffs’ allegations regarding the costs paid by the Plan for the prescription drugs at issue are highly dubious” and that “the website states that the Plan’s cost [for Fingolimod 0.5 mg] is only \$3,281.46,” rather than the amounts shown at paragraphs 3 and 121 of the Complaint, which shows a “Plan pays” amount of \$6,694.37 and a “Total medication cost” of \$9,994.37.

6. The screenshots and prices in the Complaint accurately reflect the Plan’s website at the time I conducted my searches, which was on July 24, 2024—six days before the Complaint was filed.

7. The following image is the screenshot I took on July 24, 2024, including the header containing the filename reflecting the date on which the screenshot was taken (2024-07-24):



8. Shortly after Defendant filed its brief, I ran the same search for Fingolimod that I had run before. This time, the displayed prices matched those shown at footnote 10 of Defendant’s brief. It thus appears that the pricing details were changed at some point between when the Complaint was filed and when Defendant filed its brief.

9. While preparing this declaration on November 7, 2024, I again ran the same search for Fingolimod. This time, the displayed prices again matched those in the Complaint. The following is a true and correct screenshot from the Plan’s website, taken November 7, 2024, and again with the header containing the filename reflecting the date on which the screenshot was taken (2024-11-07):

The screenshot shows the Express Scripts website interface. The main content area displays information for Fingolimod 0.5 Mg Capsule, including its status as a specialty medication, dosage information (Capsule, 0.5 Mg), and an important message regarding retail coverage. A 'Price Details' sidebar is open on the right, showing a table of costs:

Category	Amount
Total medication cost:	\$ 9,994.37
Plan pays*:	\$ 6,694.37
You pay:	\$ 3,300.00
Applied to your deductible:	\$ 3,250.00
Applied to your out-of-pocket:	\$ 3,300.00
Cost per day:	\$ 110.00

Additional text in the sidebar includes: "Your plan pays about 67% of the cost for this medicine." and a disclaimer: "*The cost to your plan does not include any rebates or other incentives your plan may receive from your use of this medication. Express Scripts may retain or share some rebates with your plan. The cost your plan pays is an approximation and is subject to change."

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Dated: November 8, 2024

/s/ Tyler Haydell
Tyler Haydell