

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

LAWRENCE E. JAFFE PENSION PLAN, On )	Lead Case No. 02-C-5893
Behalf of Itself and All Others Similarly )	(Consolidated)
Situated, )	
	) <u>CLASS ACTION</u>
Plaintiff, )	
	) Judge Ronald A. Guzman
vs. )	Magistrate Judge Nan R. Nolan
	)
HOUSEHOLD INTERNATIONAL, INC., et )	
al., )	
	)
Defendants. )	
_____ )	

**THE CLASS' CERTIFICATION OF COMPLIANCE WITH THE COURT'S ORDER OF  
FEBRUARY 17, 2006**

1. Pursuant to this Court's February 16, 2006 instructions and February 17, 2006 Order that certain disputed documents not be used pending the resolution of the dispute, lead Class Counsel sent an email to her entire law firm instructing everyone not to use for any purpose documents at issue in this dispute. *See* Declaration of Azra Z. Mehdi in Support of the Class' Certification of Compliance with the Court's Order of February 17, 2006, filed concurrently herewith.

2. Additionally, the Class collected the disputed documents comprising of 6500 pages (over 500 individual documents) and shipped three boxes of hard copy documents on Friday, February 17, 2006, to the Class' local counsel to ensure compliance with the Court's Order that delivery be completed by 5:00 p.m. February 21, 2006. The Class notes that certain of the documents identified by Household International, Inc. ("Household"), Arthur Andersen LLP and KPMG, LLP were produced to the Class in electronic format only, such that no hard copy originals exist. In order to provide a complete set of documents to the Court, the Class printed a copy of those documents that were produced only in electronic format. The Class is also in the process of collecting and destroying the disputed documents from all working sets, which are located in multiple locations. Class Counsel will provide a separate certification to the Court once all working sets are destroyed.

3. On Saturday, February 18, 2006, Class Counsel received an email from counsel for the Household Defendants with a letter dated February 17, 2006 and a ten-page single-spaced attachment identifying over 350 additional documents that purportedly were also covered by the regulations. The Household Defendants stated that "almost all" of the newly identified documents are "duplicates" of those previously identified as disputed documents but failed to identify which prior documents they were duplicates of or copied this letter to any of the regulatory agencies.

4. Although the Class objects to the manner and timing of Household's new list of additional disputed documents, the Class has begun locating the hard copies of the documents listed

on the Household February 18, 2006 email, and will produce the same to the Court promptly. Because this list was provided by the Household Defendants over the weekend, and without prior notification, the Class' February 21, 2006 production to the Court of hard copy documents does not include these belatedly identified documents.

5. The Class also has begun the process of identifying the disputed documents located on its electronic database for deletion. During the February 16, 2006 hearing, the Court deferred ruling on the Class' request for costs associated with this exercise pending resolution of this issue. The Class will inform the Court of the status of the deletion of the electronic database as soon as it has accumulated all the necessary information related to such an endeavor.

6. The Class' compliance with the Court's February 16 instructions and February 17, 2006 Order should not be deemed to be an acknowledgment by the Class that the documents in dispute are privileged, or that the costs for complying with the Court's instructions and Order should be borne by the Class.

DATED: February 21, 2006

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DECLARATION OF SERVICE BY EMAIL AND BY U.S. MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Francisco, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 100 Pine Street, Suite 2600, San Francisco, California 94111.

2. That on February 21, 2006, declarant served by electronic mail and by U.S. Mail the **THE CLASS' CERTIFICATION OF COMPLIANCE WITH THE COURT'S ORDER OF FEBRUARY 17, 2006** to the parties listed on the attached Service List. The parties' email addresses are as follows:

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and by U.S. Mail to:

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Colchester, CT 06415

I declare under penalty of perjury that the foregoing is true and correct. Executed this 21st day of February, 2006, at San Francisco, California.

/s/ Monina O. Gamboa  
MONINA O. GAMBOA

HOUSEHOLD INTERNATIONAL (LEAD)

Service List - 2/13/2006 (02-0377)

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