

EXHIBIT 19

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF OKLAHOMA**

PERRY CLINE, on behalf of)
himself and all others)
similarly situated)
Plaintiff,)
)
v.)
)
SUNOCO, INC. (R&M))
and SUNOCO PARTNERS)
MARKETING & TERMINALS, L.P.,)
)
Defendants.)

Case No. 17-cv-313-JAG

DECLARATION OF DR. DAN EDWARD CALDWELL

STATE OF CALIFORNIA)
)
)
)
COUNTY OF LOS ANGELES)

My name is Dr. Dan Edward Caldwell. I am of lawful age and state the following based upon my personal knowledge:

1. In December 2019, I testified as a witness in the trial of this case in Muskogee, Oklahoma. I consider myself to be under oath in providing the information in this Declaration, just as I was when giving my testimony at trial. My resume is attached hereto as Ex A.

2. Although I am a resident of California, I traveled to Muskogee to explain the extraordinary efforts I had to take to obtain the money Sunoco and the Texas Unclaimed Property Division owed me in revenue and interest under Oklahoma’s Production Revenue Standards Act (“PRSA”).

3. My grandfather and father owned oil and gas interests in Oklahoma and after my father died in 2002, these mineral interests transferred to my mother. After my mother passed away in 2012, and my sister and I inherited those Oklahoma mineral interests.

4. In January of 2014, my sister and I each received checks for \$6,925.44 from Sunoco. These checks were for royalties owed on 2008-2013 production from some of the wells owned by our family. I had no experience in oil and gas and I was unfamiliar with Oklahoma law. However, after I was told these royalty payments were late under the PRSA, an attorney advised me that my sister and I were owed 12% interest from the date these late royalties should have been paid.

5. On April 4, 2014, I wrote a letter to the CEO of Sunoco to request the interest it owed on these late royalty payments. Neither the CEO nor anyone else at Sunoco responded to my letter.

6. On May 12, 2014, I wrote the CEO a second time but, again, he never responded. However, Sunoco did send checks to me and to my sister for \$3,459.57 in accrued interest.

7. At times, I have used an unclaimed property website called Missing Money. By visiting this website, I learned that Sunoco sent over \$19,000 dollars of revenue owed to me and my sister to the Texas Unclaimed Property Fund. This money represented royalties on production from our Oklahoma wells during 2002 - 2008. No one from Sunoco told me or my sister that Sunoco sent our money to Texas.

8. It should also be noted that my parents and I had lived at the same California address for decades. Sunoco must have known about this address because it is the same address Sunoco used to send annual 1099s to my father. Neither my parents, my sister, nor I have ever lived in Texas.

9. After discovering that Sunoco had sent our money to Texas, I wrote Sunoco again to demand the payment of interest. Eventually, Sunoco paid us \$13,387 in statutory interest for our royalty payments held in the Texas Unclaimed Property Fund.

10. To obtain our royalty payments from the Texas Unclaimed Property Fund, and the statutory interest owed by Sunoco, required a great deal of effort, time, diligence, and attention. Although my familiarity with unclaimed property resources helped immensely in retrieving our funds, I should not have had to consult an attorney to discover that Sunoco owed 12% statutory interest on the late payments it made to me and to my sister.

11. At some point, I was contacted by Mr. Patrick Ryan, one of the court-appointed Class Counsel in this case. Mr. Ryan wanted to learn more about my dealings with Sunoco and the Texas Unclaimed Property Fund. After sharing more details about the protracted efforts required to recover money that lawfully belonged to me and my sister, Mr. Ryan asked if I would testify at trial. I agreed because I believed my testimony would help members of the class likewise recover money Sunoco should have paid to them.

12. In December 2019, I voluntarily traveled to Muskogee to testify at the trial in this case. As someone who had to go to great lengths to get Sunoco to pay the money it owed to me and my sister, I believed it was my duty to share my firsthand account of Sunoco's behavior because it could help the Court understand Sunoco's business practices when dealing with class members trying to recover their late paid revenues and the statutory interest they were owed by Sunoco.

13. When I was in Muskogee, I worked with Class Counsel to prepare for my testimony. Class Counsel appeared to be extremely experienced and hardworking and, as a whole, I found the Class Counsel team to be dedicated to pursuing this class action against Sunoco.

14. I have read the Court's final Order and Judgment in this case and I believe the result obtained by Class Counsel was extraordinary. My understanding is that after achieving this great result for class members, Class Counsel have spent the past two years successfully defending the Court's Judgment in several appeals filed by Sunoco.

15. I understand Class Counsel have been working on this case since it was filed in 2017 and that for nearly six years, Class Counsel have diligently worked on behalf of class members who may never have known Sunoco owed them money, as well as class members who

are not able to consult an attorney, like I did, to become informed of their individual legal claim and rights under Oklahoma law.

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

DocuSigned by:
Dr. Dan Caldwell
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1/19/2023

Dr. Dan Edward Caldwell

Date