

# EXHIBIT 3

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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

NECA-IBEW PENSION TRUST FUND (The Decatur Plan), and ANN F. LYNCH, AS TRUSTEE FOR THE ANGELA LOHMANN REVOCABLE TRUST, Individually and on Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

PRECISION CASTPARTS CORP., MARK DONEGAN, DON R. GRABER, LESTER L. LYLES, DANIEL J. MURPHY, VERNON E. OECHSLE, ULRICH SCHMIDT, RICHARD L. WAMBOLD and TIMOTHY A. WICKS,

Defendants.

No. 3:16-cv-01756-YY

CLASS ACTION

DECLARATION OF KEVIN COPE IN SUPPORT OF (I) LEAD PLAINTIFFS' MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND APPROVAL OF PLAN OF ALLOCATION, AND (II) LEAD COUNSEL'S MOTION FOR AWARD OF ATTORNEYS' FEES AND EXPENSES, AND AWARD OF LEAD PLAINTIFF'S COSTS AND EXPENSES

I, Kevin Cope, declare as follows:

1. I am the representative of NECA-IBEW Pension Trust Fund (The Decatur Plan) (the “Fund”), one of the Lead Plaintiffs in the above-captioned securities class action (the “Action”).<sup>1</sup> I am authorized to submit this declaration on behalf of the Fund. I respectfully submit this declaration in support of: (a) Lead Plaintiffs’ Motion for Final Approval of Class Action Settlement and Approval of Plan of Allocation; and (b) Lead Counsel’s Motion for Award of Attorneys’ Fees and Expenses, and Award of Lead Plaintiff’s Costs and Expenses.

2. I am aware of and understand the requirements and responsibilities of a representative plaintiff in a securities class action, including those set forth in the Private Securities Litigation Reform Act of 1995 (“PSLRA”), 15 U.S.C. § 78u-4. I have personal knowledge of the matters set forth in this declaration, as I have been directly involved in monitoring and overseeing the prosecution of the Action, including the proposed Settlement, and I could and would testify competently to these matters.

#### **I. LEAD PLAINTIFF’S OVERSIGHT OF THE LITIGATION**

1. I have served as the Fund’s administrative manager since March 2018. The Fund’s previous administrative manager was Todd Thacker. The Fund has been actively involved in the prosecution of this case through Mr. Thacker and myself, since the initial Class Action Allegation Complaint was filed on September 2, 2016. ECF No. 1.

2. The Fund was appointed as a Lead Plaintiff on November 21, 2016. ECF No. 38.

3. In fulfillment of the Fund’s responsibilities as a Lead Plaintiff on behalf of all Class members in this Action, Mr. Thacker and I worked closely with Lead Counsel regarding the

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<sup>1</sup> Unless otherwise defined herein, capitalized terms shall have the meanings ascribed to them in the Stipulation of Settlement (ECF No. 154).

litigation and resolution of this case, and we actively participated throughout the litigation of this Action. Among other things, we: (a) attended telephonic and in-person meetings with counsel; (b) reviewed the Proxy, the complaint, and documents produced in discovery; (b) reviewed and approved Court filings; (c) reviewed and approved discovery requests and responses; (e) gave deposition testimony; (f) received updates on the posture and progress of the case; (g) participated in strategic and settlement discussions; and (h) evaluated and approved the proposed Settlement.

## **II. APPROVAL OF THE SETTLEMENT**

4. I was kept informed of the progress of the settlement negotiations in this litigation. In connection with the mediation process presided over by Robert A. Meyer, Esq., I conferred with our attorneys regarding the parties' respective positions.

5. Based on my involvement in the prosecution and resolution of the claims asserted in the Action, I believe that the Settlement provides an excellent recovery for the Class, particularly in light of the risks of continued litigation. Thus, I believe that the proposed Settlement is fair, reasonable, and adequate to the Class and I endorse approval of the Settlement by the Court.

## **III. LEAD COUNSEL'S MOTION FOR AWARD OF ATTORNEYS' FEES AND EXPENSES**

6. I believe that Lead Counsel's request for an award of attorneys' fees in the amount of 33.33% of the Settlement Fund is fair and reasonable in light of the work Lead Counsel performed on behalf of the Class. I have evaluated Lead Counsel's fee request by considering the work performed, the recovery obtained for the Class, and the risks of the Action, and have authorized this fee request for the Court's ultimate determination.


7. I further believe that the litigation expenses for which Lead Counsel has requested reimbursement are reasonable, and represent costs and expenses necessary for the prosecution and resolution of the claims in the Action. Based on the foregoing, and consistent with my obligation to

the Class to obtain the best result at the most efficient cost, I support Lead Counsel's motion for an award of attorneys' fees and reimbursement of litigation expenses.

**IV. CONCLUSION**

8. In conclusion, I endorse the Settlement as fair, reasonable, and adequate, and believe that the Settlement represents a significant recovery for the Class. I appreciate the Court's attention to the facts presented in my declaration and respectfully request that the Court approve: (a) Lead Plaintiffs' Motion for Final Approval of Class Action Settlement and Approval of Plan of Allocation; and (b) Lead Counsel's Motion for Award of Attorneys' Fees and Expenses, and Award of Lead Plaintiff's Costs and Expenses.

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

Executed this 30<sup>th</sup> day of March, 2021 in  
Decatur, IL  
  
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KEVIN COPE