

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	MASTER FILE NO. 07 Civ. 6377 (SAS)
IN RE: AMARANTH NATURAL GAS	:	
COMMODITIES LITIGATION,	:	ECF CASE
_____	:	
	:	
This Document Relates To:	:	
	:	
ALL ACTIONS	:	
_____	x	

DECLARATION OF GREGORY H. SMITH

I, Gregory H. Smith, pursuant to 28 U.S.C. §1746, hereby declare as follows:

1. I am one of the four class representatives appointed by the Court in this action. I respectfully submit this declaration in support of class counsel’s application to the Court for an award of \$20,477.00 to compensate me for the work I performed on behalf of the class. I have personal knowledge of the statements herein and, if called as a witness, could competently testify about such statements.

2. I retained counsel soon after I learned about Amaranth’s manipulation of the market for natural gas.

3. On or about September 12, 2007, I filed a complaint in this Court on behalf of myself and all others similarly situated against Amaranth Capital Partners LLC, Amaranth Group Inc., Amaranth Advisors (Calgary) ULC, Brian Hunter, Matthew Donohoe, Nicholas M. Maounis, ALX Energy, Inc., James Delucia, J.P. Morgan Futures, Inc., J.P. Morgan Chase & Co., Amaranth Advisors, L.L.C., Amaranth LLC, Amaranth Management LP, Amaranth International LTD., Amaranth Partners LLC for violations of the Commodities Exchange Act, aiding and abetting violations of the Commodities Exchange Act and control person liability. (Case No.: 1:07-cv-7943).

4. By Order dated September 19, 2007, the Court consolidated my action with several other actions alleging similar claims against similar defendants.

5. Following the consolidation of the related actions, I continued to be actively involved in this litigation.

6. For example, in July 2008, defendants demanded that I produce documents concerning my relevant trading in natural gas. In response to defendants' demand, I conducted an extensive search of my files and produced hundreds of pages of documents responsive to defendants' request.

7. Defendants then requested that I appear for a deposition in this matter. In response to defendants' request, I traveled from my home in Texas to New York, where I met in person with my counsel and then spent several hours the next day answering defendants' questions under oath.

8. Ultimately, Judge Scheindlin appointed me as one of just four class representatives in this action.

9. I took the responsibilities that Judge Scheindlin bestowed upon me as a class representative very seriously. I not only reviewed the pleadings, motions and orders entered in the case and actively participated in discovery by producing documents and appearing for a deposition, but I also remained in regular contact with counsel regarding the progress and posture of the case in order to satisfy my obligation to direct the prosecution of the action.

10. In addition, I provided my input and direction regarding settlement strategy. Ultimately, as one of the Court appointed class representatives, I was responsible for authorizing counsel to accept the \$77.1 million settlement that Judge Scheindlin approved in this case..


11. To satisfy my duties as a class representative in this case, I spent 68 hours and incurred out of pocket expenses in the amount of \$77. If I had contracted to perform work similar to

the work I did on behalf of the Amaranth class, I would estimate my compensation at a rate of \$300.00 per hour.

12. I respectfully request that the Court approve an award of \$20,477.00 for my time and out of pocket expenses in connection with this action, which I believe helped result in the \$77.1 million settlement of the action that conferred a substantial benefit on members of the class.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed on June 16, 2016



GREGORY H. SMITH