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IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

STEVEN SCHARFSTEIN, individually and  
on behalf of all other similarly situated  
persons,

Plaintiff,

v.

BP WEST COAST PRODUCTS, LLC, a  
Delaware limited liability company,

Defendant.

Case No. 1112-17046

**GENERAL JUDGMENT OF DISMISSAL**

Assigned Judge: Hon. Stephen K. Bushong

WHEREAS, Class Representative Steven Scharfstein filed a complaint against Defendant BP West Coast Products, LLP in this class-action litigation (the “Action”), on behalf of himself and a class of certain consumers who bought BP-branded gasoline, including gasoline plus additional items, at Oregon ARCO stations or Oregon *am/pm* minimarkets, who paid with a debit card and who were charged a debit-card fee;

WHEREAS, Class Representative and the Class Members agreed to a settlement of all claims against Defendant, in accordance with a Settlement Agreement dated March 11, 2019 (the “Agreement”), and this Court entered an order finally approving the settlement on (the “Final Approval Order”);

WHEREAS, pursuant to ORCP 32 D, ORS 19.410(3), and the Agreement, the Final Approval Order authorizes entry of a General Judgment of Dismissal, dismissing all claims against Defendant in this case;

1 NOW, THEREFORE, it is hereby ordered, adjudged and declared that:

2 1. The Court hereby dismisses the Fourth Amended Complaint on the merits and  
3 with prejudice, and the entry of this Judgment supersedes and vacates the Amended General  
4 Judgment entered by the Court in the Action on May 31, 2016.

5 2. By this Judgment, the Court hereby bars and permanently enjoins the Class  
6 Representative (and his Related Parties) all members of the Class (and their Related Parties), and  
7 the Judgment Creditors (and their related Parties), from asserting and/or prosecuting directly,  
8 representatively, or in any other capacity, any claims asserted in or related to the Fourth  
9 Amended Complaint in the Action against Defendant.

10 3. The Court hereby orders that the Class Representative (and his Related Parties),  
11 all members of the Class (and their Related Parties), and the Judgment Creditors (and their  
12 Related Parties) without any further action, have fully, finally and forever released, relinquished  
13 and discharged Defendant from any and all claims asserted in or related to the Fourth Amended  
14 Complaint in the Action.

15 4. The Court reserves continuing and exclusive jurisdiction over this Action, the  
16 Class Representative, the Class, and the Judgment Creditors for the purposes of supervising the  
17 interpretation, implementation, and enforcement of the Settlement Agreement.

18 5. In the event that the Class Action Settlement does not become effective in  
19 accordance with the terms of the Settlement Agreement, then this Judgment shall be vacated  
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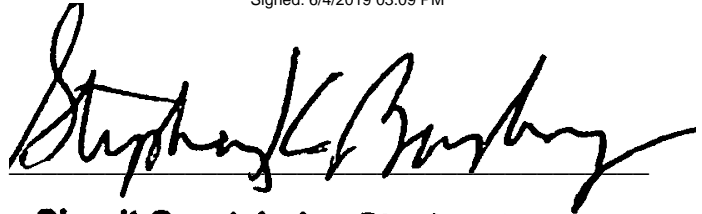
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1 *nunc pro tunc* and, in such event, all orders entered and releases given in connection herewith  
2 shall be null and void.  
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Signed: 6/4/2019 03:09 PM

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**Circuit Court Judge Stephen K. Bushong**

Presented By:

Sarah J. Crooks, OSB No. 971512  
Nathan R. Morales, OSB No. 145763  
**PERKINS COIE LLP**

Attorneys for Defendant



1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies under penalty of perjury under the laws of the State of  
3 Oregon that, on May 28, 2019, they caused to be served on the person(s) listed below a true copy  
4 of the **GENERAL JUDGMENT OF DISMISSAL** in the manner shown:

5 David F. Sugerman  
6 David F. Sugerman Attorney PC  
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Foundation*

27  By **U.S. mail**, first-class postage prepaid, from Portland, Oregon.

28  By **Email**

29 **PERKINS COIE LLP**

30 By: s/ Sarah J. Crooks

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