

**IN THE DISTRICT COURT OF BLAINE COUNTY
STATE OF OKLAHOMA**

BLAINE COUNTY, OKLAHOMA
FILED

DEC -9 2022

CHRISTY MATLICK, CLERK
BY: Christy Matlick
DEPUTY

MARK STEPHEN STRACK, TRUSTEE OF THE)
PATRICIA ANN STRACK REVOCABLE TRUST)
DTD 2/15/99 AND THE)
BILLY JOE STRACK REVOCABLE TRUST)
DTD 2/15/99, AND)
DANIELA A. RENNER, SOLE SUCCESSOR)
TRUSTEE OF THE PAUL ARIOLA LIVING TRUST)
AND THE HAZEL ARIOLA LIVING TRUST,)

**FOR THEMSELVES AND ALL OTHERS)
SIMILARLY SITUATED,)**

PLAINTIFFS,)

VS.)

CONTINENTAL RESOURCES, INC.,)

DEFENDANTS.)

CASE No. CJ-10-75
(JUDGE HLADIK)

**Motion for Order Approving a Supplemental Distribution
To Class Members From the Residual Fund**

Class Counsel move for an order authorizing the Settlement Administrator to allocate, prepare, distribute and administer a ***“Supplemental Distribution”*** to the **Sub-Class 1 and Sub-Class 2 Class Members in the amount of \$10,173,738.69, less estimated administration expenses of said supplemental distribution of \$250,000.00**, as more particularly set forth herein.

1. Pursuant to the Order Approving the Settlement Agreement, the Order Approving the Plan of Distribution, the Court’s Orders Approving the Sub-Class 1 and Sub-Class 2 Payments, and the Order *Nunc Pro Tunc* on Judgment and Order on Remand Approving Attorneys’ Fees and Class Representatives’ Case Contribution Award, and after the distributions of the Sub-Class 1 and Sub-Class 2 Payments by Continental Resources, Inc. (“CLR”), and after additional distributions of the

Sub-Class 1 and Sub-Class 2 Payments by Class Counsel to additional located Class Members, and the payment of Administrative Expenses to date, the “Residual Fund” maintained by Class Counsel for the benefit of the Class has a current balance (as of October 31, 2022) of \$12,456,118.97.

2. Class Counsel has identified the following pools within the Residual Funds that can be reallocated by the Settlement Administrator to the identified Sub-Class 1 and Sub-Class 2 Class Members for a Supplements Distribution:

Description	Sub-Class 1	Sub-Class 2	Total
Proceeds originally allocated to “Non-CLR operated wells where CLR only receives their working interest NRI (i.e., Net of Royalties)” ¹	\$1,056,095.34		\$1,056,095.34
Proceeds originally allocated to “Non-CLR operated wells where CLR only owns a RO or ORR” ²	\$1,169,299.21		\$1,169,299.21
Reduction in Attorneys’ Fees pursuant to the “Order Nunc Pro Tunc on Judgment and Order on Remand Approving Attorneys’ Fees and Class Representatives’ Case Contribution Award”	\$6,414,399.02	\$1,533,945.12	\$7,948,344.14 ³
Total Residual Fund Available for Reallocation to the Class Members	\$8,639,793.57	\$1,533,945.12	\$10,173,738.69
Less Estimated Administrative Costs for the Supplemental Distribution	(\$212,306.26)	(\$37,693.74)	(\$250,000.00)
Net Amount Available for Reallocation and Supplemental Distribution by the Settlement Administrator	\$8,427,487.31	\$1,496,251.38	\$9,923,738.69

3. Pursuant to the terms of the Settlement Agreement, the Court has the authority to issue

¹ See Status Report on Sub-Class 1 Distribution by Continental Resources, 4/11/2019, p. 2, note 2.

² See Status Report on Sub-Class 1 Distribution by Continental Resources, 4/11/2019, p. 2, note 3.

³ See Order, 8/24/2021, Corrections 3, 4 & 5.

orders pertaining to the distribution of the Residual Fund:

[The Residual Fund is] subject to further order of the Court as to: (1) the scope of reasonable efforts to be undertaken by Class Counsel or the Settlement Administrator (if one is appointed) to locate and distribute any of the balance of the Residual Sub-Class [1 and 2] Payments to Sub-Class [1 and 2] Members; and (2) as to any balance of the Residual Sub-Class [1 and 2] Payments remaining after completion of those efforts, the distribution or use of the remaining balance of the Residual Sub-Class [1 and 2] Payments pursuant to Oklahoma law (Continental shall have no interest or claim, and shall take no position, with regard to the Court's final distribution of the balance of the Residual Sub-Class [1 and 2] Payments, except that no "cy pres" distribution may be made to a royalty owner organization without the consent of Continental)."

Settlement Agreement, ¶¶3.2(iv) & 3.5(iv).

4. Pursuant to the Settlement Agreement, Class Counsel request that the Court approve the following language to be provided by the Settlement Administrator with each Supplemental Distribution payment to the Sub-Class 1 and Sub-Class 2 Members:

“TO: Class Member: The Court in *Mark Stephen Strack, et al., vs. Continental Resources, Inc.*, Case No. CJ-2010-75 (Hladik), District Court of Blaine County, State of Oklahoma has authorized a Supplemental Distribution to the Sub-Class 1 and Sub-Class 2 Class Members. This Payment represents your share of the Supplemental Distribution of the Net Settlement Proceeds. If you are the operator or royalty distributor for the well(s), or you are/were not legally entitled to the proceeds identified on the check stub for the full time period covered by the claim, the Court has entered an order that requires you to pay these proceeds to persons legally entitled thereto.

The person to whom this Payment was originally made, and anyone to whom the Payment has been assigned, has accepted this settlement Payment pursuant to the terms of the Settlement Agreement, Settlement Notice, and Judgment related thereto, which released Continental Resources, Inc. and the other Released Parties (as defined in the Settlement Agreement) from any and all Released Claims (as defined in the Settlement Agreement) in the Class Action Litigation. Pursuant to Order of the Court, it is the duty of the payee of the Payment to ensure the funds are paid to the Class Member(s) entitled to the funds, and the release by Class Member(s) entitled to the funds shall be effective regardless of whether such Class Member(s) receive some, all, or none of the Payment.

This Payment shall be null and void if not endorsed and negotiated within ninety (90) days of its date. The release of claims provided in the Settlement shall be

effective regardless of whether this Payment is accepted. By accepting the Payment or endorsing and/or depositing a check for Payment, the payee is accepting the terms of the Court-approved Settlement Agreement in *Strack, et. al. vs. Continental Resources*, No. CJ-2010-75, District Court of Blaine County, Oklahoma, and releasing all Released Claims described in the Settlement Agreement.”

THEREFORE, Class Counsel move for an order authorizing the Settlement Administrator to allocate a Supplemental Distribution of \$9,923,738.69 to the Sub-Class 1 and Sub-Class 2 Class Members, as identified through the initial Sub-Class 1 and Sub-Class 2 Distributions, and as set forth above, and to prepare, distribute and administer that Supplemental Distribution, and that Class Counsel be authorized to pay the Administrative Expenses associated with the Supplemental Distribution from the Residual Fund.

Respectfully submitted,



Douglas E. Burns, OBA No. 1342
Terry L. Stowers, OBA No. 17453
BURNS AND STOWERS, P.C.
P.O. Box 579
Noble, Oklahoma 73068
(405) 659-8881-- Telephone
dburns@burnsstowers.com
tstowers@burnsstowers.com

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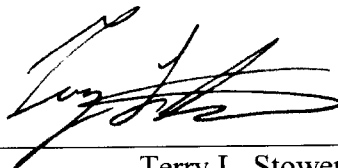
Kerry W. Caywood OBA No. 1580
Angela Caywood Jones, OBA No. 18742
PARK, NELSON, CAYWOOD, JONES, LLP
P.O. Box 968
Chickasha, OK 73023
(405) 224-0386 -- Telephone
(405) 224-0907 -- Facsimile
kcaywood@pncj.com
ajones@pncj.com

CLASS COUNSEL

CERTIFICATE OF SERVICE

I hereby certify that on or before the 6th day of December, 2022, a true and correct copy of the foregoing was emailed to:

Brooks Richardson
CONTINENTAL RESOURCES, INC.
20 North Broadway
Oklahoma City, OK 73102



Terry L. Stowers