

1. I am the Executive Director of the Police and Fire Retirement System of the City of Detroit (“PFRSD”). I am authorized by PFRSD to act on its behalf in this matter.

2. I submit this Affidavit in support of the proposed Settlement and Plaintiff’s Counsel’s application for a Fee and Expense Award and an incentive award for PFRSD (the “Incentive Award”).¹ I make this Affidavit based on personal knowledge and am competent to testify.

BACKGROUND OF PFRSD

3. PFRSD consists of defined benefit pension plans, defined contribution plans, and annuity savings plans for the uniformed employees of the City of Detroit. As of June 30, 2022, PFRSD manages more than \$2.7 billion in net assets on behalf of its more than 13,000 members, including active members, retirees, and beneficiaries.

4. In my role as Executive Director, I oversee the day-to-day operations of PFRSD. I have served as Executive Director at all times relevant to this Action. I was promoted to Executive Director in September 2017, and previously served in the role of Assistant Executive Director for six years. I have served the City of Detroit and its pension system in varying capacities for more than 29 years.

¹ Capitalized terms not defined herein have the meanings specified in the Stipulation and Agreement of Compromise and Settlement Between Plaintiff and Settling Defendants (Trans. ID 70397017) (the “Stipulation”).

PFRSD'S PARTICIPATION IN THE ACTION

5. PFRSD has not received, been promised or offered, and will not accept any form of compensation, directly or indirectly, for its work as Plaintiff in this Action, except for such fees, costs, or other payments, including the proposed Incentive Award, as the Court expressly approves to be paid to PFRSD or on its behalf. Plaintiff's Counsel never offered any assurances that PFRSD would receive any compensation at all for bringing the Action, and the prospect of such an award was not a factor in PFRSD's decision to initiate, pursue, or settle the Action. Moreover, PFRSD did not participate in the Action to receive any special benefit.

6. Throughout the course of the Action, PFRSD has overseen the work of Plaintiff's Counsel, been informed of material developments of the case, and responded to necessary discovery. In particular, I have received regular, periodic oral and written reports of all material developments from Ronald A. King of Clark Hill PLC in his role as General Counsel of PFRSD and from Nancy A. Kulesa of Bleichmar Fonti & Auld LLP in her role as counsel to PFRSD in the Action.

7. As set forth in my Unsworn Declaration and Verification Pursuant to Administrative Order No. 3 and 10 *Del. C.* § 3927 that was filed with the Complaint, I read the Complaint before it was filed, consulted with counsel, and authorized the Complaint's filing.

8. After the filing of the Complaint, I supervised and assisted in PFRSD's responses to Defendants' requests for production of documents. Defendants propounded 28 separate requests for production on October 29, 2020. With the assistance of Plaintiff's Counsel, PFRSD timely served written responses and objections to those requests on November 30, 2020. Subject to its objections, PFRSD agreed to conduct a reasonable, good faith search of accessible hardcopy and electronic files and to produce non-privileged documents responsive to the requests.

9. In connection with responding to the requests, I worked with counsel and directed PFRSD staff to assemble relevant hard-copy documents and to forensically collect electronic documents. As part of that effort, an eDiscovery vendor imaged my PFRSD computer, and those of Ryan Bigelow, PFRSD's former Chief Investment Officer, and Kelly Tapper, Assistant Executive Director of PFRSD. This collection yielded more than 20,000 documents. Counsel reviewed these documents, and produced 1,075 documents spanning 13,203 pages. In addition, Plaintiff's Counsel also prepared and served a privilege log.

10. I also oversaw Plaintiff's Counsel's work during the mediation process, and was apprised of all material developments through our General Counsel, Ronald A. King.

11. While I and other PFRSD-employed personnel did not record our time in this matter, I would estimate that we devoted dozens of hours to this Action.

THE SETTLEMENT AND REQUESTED INCENTIVE AWARD

12. PFRSD has accepted and authorized the proposed Settlement of the Action because it believes that the Settlement is a fair, reasonable, and adequate resolution of the issues that would have been presented at a trial of this Action. PFRSD believes that, balanced against the risks, duration, and uncertainty of continued litigation, the Settlement's guarantee of significant benefits to Tesla justified settling this Action against Defendants on the agreed upon terms.

13. PFRSD supports the request for attorneys' fees of 25% of the value of the Settlement and the expenses incurred by Plaintiff's Counsel to prosecute the Action. PFRSD retained Plaintiff's Counsel on an entirely contingent basis. PFRSD believes that the proposed Fee and Expense Award is fair and reasonable.

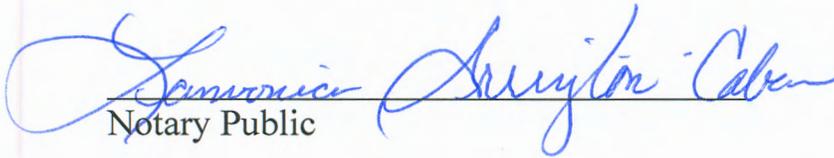
14. Plaintiff's Counsel has also requested on PFRSD's behalf a \$50,000 Incentive Award in consideration of the time and effort PFRSD has expended prosecuting this Action on behalf of Tesla. For avoidance of doubt, PFRSD supports the Settlement regardless of whether the Court approves the Incentive Award.



David Cetlinski

Executive Director
Police and Fire Retirement System
of the City of Detroit

SWORN AND SUBSCRIBED before me
this 30th day of August, 2023.



Notary Public

LAMONICA A. ARRINGTON-CABEAN
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF WAYNE
My Commission Expires July 5, 2029
Acting in the County of Wayne

CERTIFICATE OF SERVICE

I hereby certify that on August 31, 2023, I caused a true and correct copy of the foregoing **Affidavit of David Cetlinski in Support of Settlement, Award of Attorneys' Fees and Expenses and Plaintiff's Incentive Award** to be served via File & ServeXpress on the following counsel of record:

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/s/ Andrew S. Dupre

Andrew S. Dupre (#4621)