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Attorneys for Defendant
BOSCH SOLAR ENERGY
CORPORATION

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

STEVE R. ROJAS and ANDREA N.
ROJAS, on behalf of themselves and all
others similarly situated,

Plaintiffs,

vs.

BOSCH SOLAR ENERGY
CORPORATION; and DOES 1-20,
inclusive,

Defendants.

Case No. 5:18-cv-05841-BLF

**DECLARATION OF OLIVER STEINIG
CLASS ACTION**

The Hon. Judge Beth Labson Freeman

1 I, Oliver Steinig, declare and state as follows:

2 1. I am a director of Bosch Solar Energy Corporation (“Bosch Solar”) and am authorized
3 to make this declaration on its behalf.

4 2. As to the following facts, I know them to be true based on my review of information
5 available to Bosch Solar and, if called as a witness, could and would competently testify thereto.

6 3. Bosch Solar purchased 42,734 c-Si M 60 NA30119 solar modules (the “NA30119
7 Modules”) from KISCO, a Korean entity, of which at least 1,125 were never sold and 209 of which
8 were sold in Canada, leaving no more than 41,400 NA30119 Modules that were sold in the United
9 States.

10 4. On November 3, 2016, Bosch Solar submitted a report to the Consumer Products Safety
11 Commission (the “CPSC”) regarding a defect that had been discovered in certain NA30119 Modules.
12 Specifically, Bosch Solar reported that “solder joints in some Bosch c-Si M 60 NA30119 panels could
13 possibly degrade to the point at which the electrical contacts to the solder might develop high-ohmic
14 contact resistance. If this were to occur, heat could be generated. If the heat were great enough, it could
15 theoretically ignite flammable materials near the solar modules.” Bosch Solar also reported that no
16 fires had been reported. In its report, Bosch Solar proposed a Corrective Action Plan to remedy the
17 problem by recalling and replacing all roof-mounted NA30119 Modules (the “Recall”), and proposing
18 certain monitoring and replacement actions with respect to commercial ground-mounted NA30119
19 Modules.

20 5. On May 16, 2017, the CPSC approved a modified version of the Corrective Action
21 Plan, including the Recall.

22 6. After CPSC approval of the modified Corrective Action Plan, Bosch Solar made
23 inquiries of purchasers of NA30119 Modules requesting information regarding the owners and
24 locations of those modules, and gave notice of the Recall to any such owners or locations that were
25 identified by Bosch Solar’s customers. Thirty-seven (37) distributors and/or installers of NA30119
26 Modules received notice of the Recall and requests for information regarding the owners and locations
27 of those modules, including end-user contact information. Of the thirty-seven distributors and/or
28 installers receiving notice of the Recall, twenty (20) distributors and/or installers responded to the

1 notice and provided information regarding the owners and locations of NA30119 Modules, including
2 end-user contact information. A total of 372 installations of NA30119 Modules have been reported.
3 Upon further investigation, thirty (30) of the 372 reported installations of NA30119 Modules do not
4 contain NA30119 Modules. Bosch Solar has received end-user contact information for ninety (90)
5 installations who have been given notice of the recall but have never responded.

6 7. Pursuant to the Corrective Action Plan, Bosch Solar and the CPSC issued a press
7 release publicizing the Recall. Also pursuant to the recall, Bosch Solar has maintained a web site with
8 instructions regarding how to submit Recall claims (either by phone call or email).

9 8. Bosch Solar has reached settlement agreements with the owners of 10,031 commercial
10 ground-mounted NA30119 Modules and is in negotiations to resolve warranty claims with the owners
11 of an additional 7,848 commercial ground-mounted NA30119 Modules, and Bosch Solar is aware of
12 no other commercial ground-mounted NA30119 Modules.

13 9. Robert Bosch Tool Corporation ("Bosch Tool") has administered the Recall since it
14 began.

15 10. The Recall has resulted in the replacement (including the repurchase of modules that
16 never were installed) of 241 reported roof-mounted installations of NA30119 Modules, including
17 16,093 associated NA30119 Modules.

18 11. Bosch Tool has registered the owners of an additional eleven (11) residential roof-
19 mounted installations with a total of 317 NA30119 Modules and is in the process of arranging for
20 replacement of those modules.

21 12. For end-users with whom contact was initiated as a result of information not supplied
22 by a distributor and/or installer, eight (8) installations of NA30119 Modules have been replaced or
23 repurchased

24 13. As a result of commercial settlements and Recall replacements, Bosch Solar believes
25 that there are no more than 7,111 NA30119 Modules remaining to be replaced in the United States
26 (comprising less than eighteen percent (18%) of the total number of NA30119 Modules sold in the
27 United States), and based on an average installation size of twenty-five (25) modules, there are
28

1 approximately 295 installations of NA30119 Modules remaining to be replaced in the United States
2 (including the 11 installations identified in Paragraph 11).

3 I declare under penalty of perjury under the laws of the United States of America that the
4 foregoing is true and correct.

5 Executed on this 7th day of September, 2022.

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Oliver Steinig
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