

Exhibit C

Evans Declaration

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

BOY SCOUTS OF AMERICA AND
DELAWARE BSA, LLC,¹

Debtors.

Chapter 11

Case No. 20-10343 (LSS)

(Jointly Administered)

DECLARATION OF ANDREW R. EVANS IN SUPPORT
OF THE DEBTORS' APPLICATION FOR ENTRY OF AN ORDER
AUTHORIZING THE RETENTION AND EMPLOYMENT OF BATES WHITE, LLC
AS ABUSE CLAIMS CONSULTANT AND ADVISOR FOR THE DEBTORS
AND DEBTORS IN POSSESSION, NUNC PRO TUNC TO THE PETITION DATE

Andrew R. Evans, being duly sworn, states the following under penalty of perjury (this "Declaration"):

1. I am a Partner at Bates White, LLC ("Bates White"), which has a principal place of business at 2001 K Street NW, North Building, Suite 500, Washington, DC 20006. A copy of my curriculum vitae is attached hereto as Exhibit 1. I submit this Declaration on behalf of Bates White in support of the *Debtors' Application for Entry of an Order Authorizing the Retention and Employment of Bates White, LLC as Abuse Claims Consultant for the Debtors and Debtors in Possession, Nunc Pro Tunc to the Petition Date* (the "Application")², by which the Debtors are seeking retention of Bates White on the terms and conditions set forth in the application and the engagement letter between the Debtors, Sidley Austin, and Bates White attached to the Application as Exhibit B (the "Engagement Letter").

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor's federal tax identification number, are as follows: Boy Scouts of America (6300) and Delaware BSA, LLC (4311). The Debtors' mailing address is 1325 West Walnut Hill Lane, Irving, Texas 75038.

² Capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Application.

2. Except as otherwise noted, the facts set forth in this Declaration are based upon my personal knowledge, information and belief, or client matter records kept in the ordinary course of business that were reviewed by me or other employees of Bates White under my supervision and direction. If called and sworn as a witness, I could and would testify competently to the facts set forth herein. To the extent that any additional information disclosed herein requires amendment or modification upon Bates White's receipt of additional information or as additional creditor information becomes available, a supplemental declaration will be submitted to the Court.

BATES WHITE'S QUALIFICATIONS

3. Bates White is an economic consulting firm that provides, among other things, analytical services focused on the analysis and estimation of mass tort claims. Bates White has considerable experience with, and knowledge regarding, abuse claims and valuation. Bates White's professionals have extensive experience in providing services regarding the valuation of mass tort claims. Similar engagements for which Bates White has provided services include: In re USA Gymnastics, Case No. 18-09108 (Bankr. S.D. Ind. 2018); In re Bestwall LLC, Case No. 17-31795 (Bankr. W.D.N.C. 2017); In re TK Holdings Inc., Case. No. 17-11375 (Bankr. D. Del. 2017); In re Garlock Sealing Tech. LLC, Case No. 10-31607 (Bankr. W.D.N.C. June 5, 2010). In addition, I plan to lead this engagement, and am a highly experienced expert.

4. As detailed in my curriculum vitae, I have more than sixteen (16) years of experience in providing guidance on mass tort, product liability, asbestos, and other claims in bankruptcy, litigation, and business matters. I am a CFA charter holder and currently the Practice Chair of the Environmental and Product Liability Practice at Bates White, LLC. I have authored expert reports and declarations as part of contract disputes, state insurance proceedings, federal bankruptcy reorganizations, Alternative Dispute Resolutions (ADRs), mediations, and in

support of corporate valuations, mergers and acquisitions, and divestitures. Further, I have participated in numerous settlement mediations across different contexts, and have helped to facilitate settlements in coverage disputes related to asbestos, environmental losses, and other toxic tort litigation that involved the retirement of several billion dollars in total available coverage limits. Included among the matters in which I have provided mass tort claims expert-related testimony or related services are the bankruptcy cases of: In re USA Gymnastics, Case No. 18-09108 (Bankr. S.D. Ind. 2018); In re The Fairbanks Co., Case No. 18-41768 (Bankr. N.D. Ga. July 31, 2018); In re TK Holdings Inc., Case No. 17-11375 (Bankr. D. Del. 2017); In re Blitz USA Inc., Case No. 11-13603 (Bankr. D. Del. 2013).

5. In addition, Bates White has worked with the Debtors prior to this filing and has acquired extensive knowledge regarding the Debtors' and the abuse claims asserted against them. Accordingly, I believe Bates White is well qualified to perform all of the services contemplated by the Engagement Letter, and to represent the Debtors' interests in these chapter 11 cases in an expert and efficient manner.

SCOPE OF SERVICES

6. Subject to further order of the Court, Bates White may render economic consulting, claims valuation, and related services to the Debtors as needed in connection with abuse claims asserted against the Debtors and related potential costs and liabilities. These services may include, but are not limited to:

- (a) performing due diligence and analysis regarding the Debtors' present and future abuse claims liability;
- (b) estimating the number and value of, and producing analysis with respect to, present and future abuse claims against the Debtors;
- (c) working with the Debtors and assisting the Debtors' restructuring counsel in the development of proof of claim forms for abuse victims;

- (d) advising the Debtors and assisting the Debtors' restructuring counsel with respect to the negotiation and formulation of a compensation trust, including but not limited to formulation of trust funding mechanism and trust distribution procedures and related trust documents related to a chapter 11 plan of reorganization;
- (e) rendering expert testimony and reports related to the foregoing and assisting the Debtors in preparing and evaluating reports as required by the Debtors and as necessary in these chapter 11 cases; and
- (a) such other advisory and consulting services as may be requested by the Debtors.

NO DUPLICATION OF SERVICES

7. Bates White understands that the Debtors are also seeking to retain various other restructuring professionals and will work cooperatively with such professionals to integrate any respective work conducted by the professionals on behalf of the Debtors. The services to be rendered by Bates White will complement, rather than duplicate, the services to be rendered by any other professional retained in these chapter 11 cases.

PROFESSIONAL COMPENSATION

8. Subject to the Court's approval and in accordance with the applicable provisions of the Bankruptcy Code, the Bankruptcy Rules, applicable U.S. Trustee guidelines, the Local Rules of this Court, and any other applicable procedures and orders of this Court, Bates White will seek from the Debtors payment for compensation on an hourly basis and reimbursement of actual and necessary expenses incurred by Bates White. Bates White's current standard hourly rates for 2020, subject to annual adjustment, range from \$195–\$1,400 per hour.

9. Bates White also intends to seek reimbursement for its reasonable out-of-pocket expenses, including, without limitation, travel, electronic invoicing charges from third party vendors, and other case-specific charges. Bates White will bill all fees and expenses in accordance with any orders entered by this Court with respect to interim compensation and the relevant sections of the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules.

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