

**IN THE UNITED STATES DISTRICT COURT FOR  
THE NORTHERN DISTRICT OF OKLAHOMA**

KUNNEMAN PROPERTIES LLC, on behalf )  
of itself and all others similarly situated, )

*Plaintiff,* )

vs. )

Case No. 17-cv-456-GKF-JFJ

MARATHON OIL COMPANY, )

*Defendant.* )

**DECLARATION OF JAMES ROBERT BOWDEN**

I, James Robert Bowden, state as follows:

1. I make this declaration based on my personal knowledge and for use in the above-styled lawsuit. I am over eighteen years of age and am competent to testify about the matters set forth in this declaration.

2. I am the Manager – Commercial Services, Natural Gas Marketing for Marathon Oil Company (“Marathon”), the Defendant in this litigation.

3. In 2012, Karen Lukin, one of Marathon’s former in-house counsel, requested that I compile certain information about certain of Marathon’s gas-producing Oklahoma wells onto a form spreadsheet supplied by Marathon’s legal department. I created a separate spreadsheet for each such well. These spreadsheets include the words “*Mittelstaedt* Review” in their title.

4. I saved each *Mittelstaedt* Review spreadsheet in a folder on Marathon’s computer system specifically designated for that purpose, as I was instructed to do. The information I input onto the *Mittelstaedt* Review spreadsheets was taken from the midstream gas contracts, plant statements, and flowback report applicable to each well. It is my understanding Marathon’s in-house legal department would then access those spreadsheets to use for legal analyses. Only Marathon’s Natural Gas and

Legal Departments had access to the folder in which the *Mittelstaedt* Review spreadsheets were saved.

5. To the best of my knowledge, the sole purpose of the *Mittelstaedt* Review spreadsheets was to compile information for legal analysis by Marathon’s in-house legal department.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

DocuSigned by:  
*James R Bowden*  
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James R. Bowden

Date: November 23, 2020

Place of Execution: Houston, Texas  
(City) (State)