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Michael W. Sobol (State Bar No. 194857)
Roger N. Heller (State Bar No. 215348)
Nicole D. Sugnet (State Bar No. 246255)
LIEFF CABRASER HEIMANN
& BERNSTEIN LLP
275 Battery Street, 29th Floor
San Francisco, CA 94111
Telephone: (415) 956-1000

Daniel M. Hattis (State Bar No. 232141)
Kirill M. Devyatov (State Bar No. 293106)
HATTIS LAW
2300 Geng Road, Suite 200
Palo Alto, CA 94303
Telephone: (650) 980-1990
Attorneys for Plaintiffs in Hansell, Gandhi, and Blaqmoor

John A. Yanchunis (*admitted pro hac vice*)
J. Andrew Meyer (*admitted pro hac vice*)
MORGAN & MORGAN
COMPLEX LITIGATION GROUP
201 North Franklin Street, 7th Floor
Tampa, FL 33602
Telephone: (813) 223-5505
Attorneys for Plaintiff in Browning

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: TRACFONE UNLIMITED
SERVICE PLAN LITIGATION

Case No. CV 13-3440 EMC
**DECLARATION OF JOHN BROWNING IN
SUPPORT OF MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND FINAL
CERTIFICATION OF THE CLASS**

Judge: Hon. Edward M. Chen

1 I, John Browning, pursuant to 28 U.S.C. §1746, declare as follows:

2 1. I am one of the named Plaintiffs in this lawsuit.

3 2. I decided to file this case as a class action instead of as an individual action
4 because I wanted to stop what I believed were deceptive and unfair marketing practices of
5 Defendants, and to seek compensation for those consumers who, like me, were adversely
6 affected by these practices.

7 3. Before this case was filed as a class action, my lawyers at Morgan & Morgan
8 explained to me what a class action case is about and my responsibilities as a class
9 representative. I have at all times acted in the best interests of the class and I have done nothing
10 other than to advance the interest of the class over my own interests. I have reviewed everything
11 sent to me including the complaint and amended complaint which I approved before they were
12 filed.

13 4. At all times I understood that I would receive the same relief as all of the other
14 class members and that I was not entitled to or promised anything other than what all class
15 members would receive; that my share of any settlement or judgment would be calculated on the
16 same bases as all other class members.

17 5. Prior to the complaint being filed I reviewed a draft complaint and provided
18 comments to my lawyer. I assisted them in responding to the discovery served on me, I prepared
19 for and attended my deposition in Gainesville, Florida, and I participated in the mediation that
20 was conducted on two separate days in Miami. I was kept informed by lawyers about the
21 mediation sessions that took place in Boston, as well. During and after these mediation sessions,
22 my lawyers and I discussed what I believed to be important to the class. I believe that what was
23 achieved in mediation and in the settlement of this case is important, fair and reasonable.

24 6. My decision to settle the case took into consideration the risks explained to me by
25 my lawyers and the possibility that the class may have lost and not received any relief if the case
26 went to trial.

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7. I kept track of my time spent in this case. I estimate that I spent over 55 hours in total to perform the tasks outlined above. My commitments to this case and the tasks required of me took time from my job and from my family obligations.

8. I have never been promised nor have I ever expected anything in addition to what the class would receive, I was not promised a service award, and that I did not make any decision in this case, including to accept the terms of the settlement, in exchange for anything other than what the class would receive through the settlement.

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

Executed this 20th day of April, 2015 at Tampa, Florida.



JOHN BROWNING