

1 ADAM J. GUTRIDE (State Bar No. 181446)
adam@gutridesafier.com
2 SETH A. SAFIER (State Bar No. 197427)
seth@gutridesafier.com
3 KRISTEN G. SIMPLICIO (State Bar No. 263291)
kristen@gutridesafier.com
4 **GUTRIDE SAFIER LLP**
100 Pine Street, Suite 1250
5 San Francisco, California 94111
Telephone: 415.271.6469
6 Facsimile: 415.449.6469

7 HASSAN A. ZAVAREEI (State Bar No. 181547)
hzavareei@tzlegal.com
8 JEFFREY D. KALIEL (State Bar No. 238293)
jkaliel@tzlegal.com
9 ANDREW J. SILVER (*pro hac vice*)
asilver@tzlegal.com
10 **TYCKO & ZAVAREEI LLP**
1828 L Street, N.W., Suite 1000
11 Washington, DC 20036
Telephone: (202) 973-0900
12 Facsimile: (202) 973-0950

13 Attorneys for Plaintiff and the Class

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION

17 ROHINI KUMAR, individual, on behalf of
18 herself, the general public and those similarly
situated

19 Plaintiff,

20 v.

22 SALOV NORTH AMERICA CORPORATION,
23 Defendant.
24

CASE NO. 14-cv-2411 (YGR)

**DECLARATION OF KRISTEN
SIMPLICIO IN MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND APPLICATION
FOR ATTORNEYS' FEES, COSTS AND
INCENTIVE AWARDS**

Date: May 30, 2017

Time: 2:00 p.m.

Courtroom 1, Fourth Floor

Judge: Hon. Yvonne Gonzalez Rogers

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1 I, Adam Gutride, declare as follows:

2 1. I am a member of this Court and attorney of record for Plaintiff Rohini Kumar in
3 this action.

4 2. I am an associate at Gutride Safier LLP, which has been appointed Class Counsel in
5 the above-captioned matter. The information below is stated based on personal knowledge. I am
6 competent to testify to the facts set forth below, and if called as a witness and placed under oath, I
7 would testify to those facts.

8 3. In September 2014, I facilitated the issuance of subpoenas to the following retailers
9 or parent companies of retailers: Ahold USA, Albertsons, Aldi, Amazon.com, BJs Wholesale,
10 Costco, Giant Eagle, Hannaford, HEB, Ingles,, Kroger, KVAT, Meijer, Publix, Raley's, Safeway,
11 Save Mart, Southeastern Grocers, Supervalu, and Tops. The subpoenas included a request for
12 "documents sufficient to identify all purchasers" of the products at issue, including contact
13 information." At the same time, I also issued these subpoenas to these retailers in the case of
14 *Koller v. Deoleo*, 14-cv-2400-RS (N.D.Cal.), which involved similar allegations over the
15 mislabeling of olive oil.

16 4. Each of the retailers objected to the subpoenas on a variety of grounds. I reviewed
17 all of these objections. Some objected on the grounds that the subpoenas implicated consumers'
18 privacy rights or sought confidential information on those customers. I engaged with all the
19 retailers in an effort to meet and confer on their objections, but agreements to produce the
20 information could not be reached. Copies of these retailers' objections will be provided to the
21 Court upon request.

22 5. Attached hereto as Exhibit A is a partial list of cases in which I am informed that
23 Pamela Sweeney filed objections.

24 This declaration was executed this 16th day of May, 2017, at Berkeley, California. I state
25 the foregoing under penalty of perjury under the laws of the United States.

26 /s/ Kristen Simplicio
27 Kristen Simplicio, Esq.

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Exhibit A

**Partial List of Cases in Which Pamela Sweeney Has Filed Objections to
Class Action Settlements**

Larsen et al v. Trader Joe's Company, 11-cv-05188 (N.D. Cal.)

In re Capital One Telephone Consumer Protection Act Litigation, 12-cv-10064 (N.D. Ill.)

Kolinek v. Walgreen Co., 13-cv-04806 (N.D. Ill.)

In Re: Checking Account Overdraft Litigation, 09-md-02036 (S.D. Fl.)

Edwards v. National Milk Producers Federation, 11-cv-04766 (N.D. Cal.)

Mehigan v. Ascena Retail Group, 15-cv-00724 (E.D. Pa.)