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23 **Attorneys for Plaintiffs and the Proposed Classes**

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

26 CATS AND DOGS ANIMAL HOSPITAL,
 27 INC.; ASTRO APPLIANCE SERVICE;
 BLEEDING HEART, LLC; CALIFORNIA
 FURNISHINGS, INC.; CELIBRÉ, INC.; J.L.
 FERRI ENTERTAINMENT, INC.; LE
 PETITE RETREAT DAY SPA, LLC; SAN
 FRANCISCO BAY BOAT CRUISES, LLC;
 WAG MY TAIL, INC.; and ZODIAC
 RESTAURANT GROUP, INC., on behalf of
 themselves and all others similarly situated,

Plaintiffs,

v.

YELP! INC.,

Defendant.

Case No. 3:10-cv-02351 MHP
 Pleading Type: Class Action
 Action Filed: February 23, 2010

**DECLARATION OF ELIZABETH LEE
 BECK IN SUPPORT OF PLAINTIFFS’
 REPLY IN SUPPORT OF MOTION TO
 COMPEL 30(B)(6) DEPOSITION AND
 FOR SANCTIONS**

Judge: The Hon. Marilyn Hall Patel

Date: Monday, July 26, 2010

Time: 2:00 p.m.

Location: Courtroom 15, 18th Floor

1 I, Elizabeth Lee Beck, declare:

2 1. I am a member in good standing of the State Bars of California and Florida, and
3 admitted to practice before this Court. I have personal knowledge of the facts stated herein, and,
4 if called on to do so, could and would testify competently thereto. I make this declaration in
5 support of Plaintiffs' Reply in Support of Motion to Compel 30(b)(6) Deposition, and for
6 Sanctions.

7 2. On June 13, 2010, my law partner, Jared H. Beck, and I, purchased non-
8 refundable plane tickets from Fort Lauderdale to San Francisco. The receipts are attached as
9 Exhibit B and Exhibit C to the Declaration of Jared H. Beck filed in support of Plaintiffs' Motion
10 to Shorten Time, Compel 30(B)(6) Deposition, and for Sanctions.

11 3. Together with the California-based Weston Firm, my firm, Beck & Lee, is
12 litigating both this action and another action also venued in the Northern District of California,
13 *Red v. Unilever United States, Inc.*, Case No. 10-CV-00387-JW. On June 21, 2010, the day that
14 the Yelp deposition was scheduled to take place in San Francisco, there was also a hearing
15 scheduled at 9 a.m. in *Red* before the Honorable James Ware in the San Jose Division.

16 4. We purchased the foregoing airfare with the intention that Mr. Beck and I would
17 take Yelp's deposition in San Francisco on June 21st, while Gregory S. Weston and Jack
18 Fitzgerald of the Weston Firm covered the hearing in *Red*.

19 5. After Yelp indicated it had no intention of producing a corporate representative
20 for the deposition, I made use of the plane ticket by travelling to San Francisco and then joined
21 Mr. Weston and Mr. Fitzgerald at the *Red* hearing in San Jose, which lasted approximately 90
22 seconds, during which the parties announced a settlement agreement to the Court.

23 I declare under penalty of perjury under the laws of the United States that the foregoing is
24 true and correct.

25 Executed on June 23, 2010 in Miami, Florida.

26 s/ Elizabeth Lee Beck
27 Elizabeth Lee Beck

1 Respectfully Submitted,

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3 /s/ Jack Fitzgerald

4 Jack Fitzgerald

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