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

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**

12 CATS AND DOGS ANIMAL HOSPITAL,
 13 INC.; ASTRO APPLIANCE SERVICE;
 14 BLEEDING HEART, LLC; CALIFORNIA
 15 FURNISHINGS, INC.; CELIBRÉ, INC.; J.L.
 16 FERRI ENTERTAINMENT, INC.; LE
 17 PETITE RETREAT DAY SPA, LLC; SAN
 18 FRANCISCO BAY BOAT CRUISES, LLC;
 19 WAG MY TAIL, INC.; and ZODIAC
 20 RESTAURANT GROUP, INC., on behalf of
 21 themselves and all others similarly situated,

Plaintiffs,

v.

YELP! INC.,

Defendant.

22 BORIS Y. LEVITT, on behalf of himself and
 23 all others similarly situated,

Plaintiff,

v.

24 YELP! INC.; and DOES 1 through 100,
 25 inclusive,

Defendants.

CASE NO. 10-CV-02351 MHP

Pleading Type: Class Action
 Action Filed: February 23, 2010

**PLAINTIFFS' SUPPLEMENTAL
 MEMORANDUM IN SUPPORT OF
 DESIGNATING BECK & LEE
 BUSINESS TRIAL LAWYERS AND
 THE WESTON FIRM AS LEAD
 COUNSEL AND PROPOSED SIX-
 MONTH DISCOVERY PLAN**

Case No. 10-CV-01321 MHP

Judge: Hon. Marilyn Hall Patel

1 **I. INTRODUCTION**

2 Pursuant to this Court’s July 20, 2010 Order on Defendant Yelp! Inc.’s Motion to
3 Consolidate Related Cases for All Purposes and to Set Dates for Consolidated Amended
4 Complaint and Response Thereto (“Consolidation Order”), the law firms of Beck & Lee
5 Business Trial Lawyers (“Beck & Lee”) and The Weston Firm (“Weston”) hereby respectfully
6 and jointly move to be appointed co-lead counsel in the consolidated action and submit their
7 proposed six-month discovery plan. The grounds discussed for appointment of Beck & Lee and
8 Weston as co-lead counsel are: (1) the history of effective cooperation between Beck & Lee and
9 Weston in prosecuting class actions, and the history of their cooperation with other law firms; (2)
10 the firms’ extensive contacts with members of the Class; (3) Beck & Lee’s and Weston’s ability
11 and proposal to streamline and effectively manage the litigation to facilitate economies for the
12 Court and the Class, including streamlining discovery; (4) Beck & Lee’s and Weston’s
13 considerable work on behalf of the Class and investment in this case thus far; and (5) the
14 collective experience of Beck & Lee and Weston in pursuing plaintiffs’ rights.

15 **II. FACTUAL AND PROCEDURAL BACKGROUND**

16 *Cats and Dogs Animal Hospital, Inc. v. Yelp! Inc.* (hereinafter, “*Cats and Dogs*”) is the
17 first-filed class action against Yelp. Plaintiff Cats and Dogs Animal Hospital, Inc. filed the
18 Complaint on February 23, 2010 in the Central District of California. The First Amended
19 Complaint was filed on March 16, 2010, adding 9 more representative Plaintiffs. Three of the
20 newly added Plaintiffs, Astro Appliance Service, California Furnishings, Inc. and San Francisco
21 Bay Boat Cruises, LLC, are located in the Northern District of California. Counsel for *Cats and*
22 *Dogs* are the law firms of Beck & Lee and Weston.

23 *Cats and Dogs* has become the public face of the nationwide fight by small businesses
24 against Yelp’s extortionate conduct. The New York Times,¹ Wall Street Journal,² ABC News,³
25

26 _____
27 ¹ Nick Bilton, [Yelp Is Sued After Dispute Over a Review](http://bits.blogs.nytimes.com/2010/02/24/yelp-is-sued-after-dispute-over-a-review/), N.Y. Times, Feb. 24, 2010,
28 available at <http://bits.blogs.nytimes.com/2010/02/24/yelp-is-sued-after-dispute-over-a-review/>.

1 Bloomberg Businessweek,⁴ Wired Magazine,⁵ CNET,⁶ TechCrunch,⁷ and dozens of other
2 newspapers, magazines, radio and TV shows, and online blogs, have written or broadcasted
3 about the *Cats and Dogs* lawsuit. Dr. Gregory Perrault, the owner of Plaintiff Cats and Dogs
4 Animal Hospital, Inc., and attorneys from Beck & Lee and Weston have been interviewed for
5 and quoted in numerous articles, and have appeared on television and radio discussing the
6 lawsuit.⁸

7 *Levitt v. Yelp! Inc.* was the third putative class action complaint to be lodged against
8 Yelp. The *Levitt* action began in San Francisco County Superior Court, and was subsequently
9 removed by Yelp to this Court (Beck & Lee and Weston were jointly substituted in as counsel
10 for the plaintiff in the second-filed action, *LaPausky v. Yelp! Inc.*). To date, undersigned counsel
11 is not aware of any other class actions against Yelp. Plaintiff's counsel in the *Levitt* action are
12 the law firms of Murray & Associates ("Murray") and Ongaro Burt LLP ("Ongaro Burt")
13 (collectively, the "*Levitt* counsel").

15 ² Ashby Jones, Real People. Real Reviews. Real Extortion Scheme?, The Wall Street
16 Journal, Feb. 26, 2010, *available at* <http://blogs.wsj.com/law/2010/02/26/real-people-real-reviews-real-extortion-scheme/>.

17 ³ Ki Mae Heussner, Yelp Faces Extortion Claim, Class Action Suit, ABC
18 News/Technology, Feb. 26, 2010, *available at* <http://abcnews.go.com/Technology/TheLaw/yelp-faces-extortion-claim-class-action-suit/story?id=9944826>; ABC 7 News (SF Bay Area), Feb. 26,
2010, *available at* http://www.youtube.com/watch?v=h_y9k4ycO08.

19 ⁴ Edvard Pettersson & Joseph Galante, Yelp.com Accused of Extortion by California
20 Veterinary Hospital, Bloomberg Businessweek, Feb. 25, 2010, *available at*
<http://www.businessweek.com/news/2010-02-25/yelp-com-accused-of-extortion-by-california-veterinary-hospital.html>; Peter Burrows & Joseph Galante, Yelp: Advertise or Else?, Bloomberg
21 Businessweek, March 3, 2010, *available at*
http://www.businessweek.com/magazine/content/10_11/b4170027355708.htm.

22 ⁵ Kim Zetter, Yelp Accused of Extortion, Wired Magazine, Feb. 24, 2010, *available at*
23 <http://www.wired.com/threatlevel/tag/yelp/>.

24 ⁶ Caroline McCarthy, New Class Action Lawsuit Targets Yelp, CNET News, Feb. 24,
2010, *available at* http://news.cnet.com/8301-13577_3-10459197-36.html.

25 ⁷ Robin Wauters, Yelp Hit With Class Action Lawsuit For Running An "Extortion
26 Scheme", TechCrunch, Feb. 24, 2010, *available at* <http://techcrunch.com/2010/02/24/yelp-class-action-lawsuit/>.

27 ⁸ *See, e.g.*, CBS Los Angeles, "Yelp Lawsuit," Feb. 26, 2010, *available at*
<http://www.youtube.com/watch?v=kP3OgInCsMc>; G4tv's "Attack of the Show," Feb. 25, 2010,
28 *available at* <http://www.youtube.com/watch?v=jbPjK6cTqAc>.

1 Yelp moved to transfer *Cats and Dogs* to the Northern District of California, and related
2 *Cats and Dogs* to *Levitt*. On June 4, 2010, *Cats and Dogs* was assigned to this Court. The
3 Court's Consolidation Order combined the two actions and directed counsel to file a six-month
4 discovery plan and submissions in aid of the Court's lead counsel determination.

5 **III. BECK & LEE AND WESTON ARE BEST SUITED TO BE APPOINTED CO-**
6 **LEAD COUNSEL**

7 **A. Beck & Lee and Weston Have a Proven Track Record of Working Together**
8 **Effectively and Cooperatively on Behalf of Plaintiffs.**

9 **1. The Two Firms' Principals Have a Longstanding, Close Relationship**

10 The law firms of Beck & Lee and Weston began their formal cooperation in 2007 during
11 a hotly contested state-court class action involving real estate in Miami, Florida, but the attorneys
12 have known each other since their law school days. Jared Beck of Beck & Lee and Gregory
13 Weston met and became close friends during their first year at Harvard Law School in 2001, and
14 Elizabeth Lee Beck of Beck & Lee was introduced to Mr. Weston in 2003 (the two Beck & Lee
15 attorneys, Jared Beck and Elizabeth Lee Beck, are husband and wife). Jack Fitzgerald joined
16 Weston in 2010. Together, the firms have a total of four attorneys: Mr. Beck and Ms. Lee Beck
17 of Beck & Lee, and Mr. Weston and Mr. Fitzgerald of The Weston Firm. *See Composite Exhibit*
18 *A* (biographies of attorneys).

19 **2. Beck & Lee and Weston Have Combined the Resources of Their Two**
20 **Firms to Jointly Represent Plaintiffs in Numerous Class Actions**

21 Beck & Lee and Weston currently jointly represent plaintiffs in 17 federal actions, **14 of**
22 **which are pending in California**, and three of which are pending in the Middle and Southern
23 Districts of Florida. Of these, 10 are consumer class actions bringing claims under California's
24 Unfair Competition Law and three are pending in the Northern District of California (including
25 the instant action). The cases that Beck & Lee and Weston have successfully litigated together
26 include:

- 27 • *Becker v. TRG Columbus Dev. Venture, Ltd. et al.*, Case No. 08-05068 CA 09
28 (class action in the Eleventh Judicial Circuit of Florida, settled in 2009);

- 1 • *Adachi v. Carlyle/Galaxy San Pedro, L.P. et al.*, Case No. 2:09-cv-00793-MMM-
2 AJW (class action in the Central District of California, class-wide settlement
3 reached in 2009); and
- 4 • *Red v. Unilever PLC et al.*, Case No: 3:09-cv2039 WQH JMA (class action in the
5 Northern District of California, preliminary class-wide settlement reached in
6 2010).

7 **3. Beck & Lee and Weston Comprise an Effective Legal Team to Handle**
8 **This Matter**

9 The working relationship between the two firms is founded on a longstanding personal
10 relationship, and in practice, they function as offices of the same law firm in many important
11 respects. The attorneys communicate regularly to discuss their various pending cases, and to
12 ensure that the firms are handling the matters in an efficient and effective manner. As a practical
13 matter, Beck & Lee and Weston submit that the cooperation of the four attorneys at the two firms
14 is little different from Yelp's team of five attorneys of record in this case, who themselves span
15 multiple offices.

16 **4. Beck & Lee Has a Demonstrated History of Working Cooperatively**
17 **With Other Counsel**

18 Beck & Lee's prior and pending co-counsel relationships include the following:

- 19 • Robbins Geller Rudman & Dowd LLP (formerly Coughlin Stoia Geller Rudman
20 and Robbins LLP): co-counsel in *Soon Ja Chun et al. v. Korean Air Lines, et al.*,
21 MDL No. 1891/Case No. CV 07-06542 SJO (AGRx), nationwide class-action for
22 price-fixing in the passenger airline industry;
- 23 • Scott & Scott, LLP: co-counsel in *Soon Ja Chun et al. v. Korean Air Lines, et al.*;
24 and
- 25 • Hulett Harper Stewart, LLP: co-counsel in *In Re LTL Shipping Antitrust*
26 *Litigation* (N.D. Ga), MDL No. 1895/ Case No. 1:08-MD-1895-WSD, price-
27

1 fixing/antitrust class action against providers of less-than-truckload shipping
2 services.

3 In addition, Beck & Lee and Weston are presently working with Lieff Cabraser in
4 connection with a recently-filed nationwide class action against Apple Inc. and AT&T Mobility
5 LLC, currently pending in the Northern District of California.

6 **B. Beck & Lee and Weston Have had Extensive Interactions With the Class,**
7 **Have Been Contacted by Hundreds of Class Members, and Beck & Lee Has**
8 **Been Retained by 70 Individuals and Businesses Throughout the Country to**
9 **Date.**

10 Since Cats and Dogs Animal Hospital retained Beck & Lee and Weston to represent it in
11 its fight against Yelp, the firms have formed deep and extensive contacts with the geographically
12 dispersed Class members impacted by Yelp's conduct.

13 **1. Beck & Lee's Contacts With the Named Plaintiffs and Potential**
14 **Plaintiffs Include Interviewing Around 380 Businesses and Being**
15 **Retained by 69 of Them as Counsel**

16 Since *Cats and Dogs* was filed, approximately 380 businesses throughout the country
17 have contacted Beck & Lee, of which 69 have formally retained the firm to represent their
18 interests. A plurality of these Class members are located in California, but as a whole, they are
19 scattered throughout the U.S., reflecting Yelp's wide-ranging impact. To this day, Beck & Lee
20 continues to receive contacts from additional Class members on a near-daily basis, and expects
21 many more to retain the firm as counsel. Currently, Beck & Lee's Class member clients include
22 the following:

- 23 1. Nationwide bowling alley chain headquartered in New York
- 24 2. Historic night club in New York
- 25 3. Salon in California
- 26 4. Dentist in Colorado
- 27 5. Restaurant in New Jersey
- 28 6. Grocery store in Maine

- 1 7. Full service salon in Pennsylvania
- 2 8. Dog walking service in California
- 3 9. Restaurant in Washington, DC
- 4 10. Chiropractor in California
- 5 11. Spa in California
- 6 12. Doctor in California
- 7 13. Dentist in New York
- 8 14. Restaurant in Washington
- 9 15. Day spa in California
- 10 16. Game store in California
- 11 17. Coffee shop in Colorado
- 12 18. Restaurant in Florida
- 13 19. Tarp supplier in Illinois
- 14 20. Property management company in California
- 15 21. Upholstery store in California
- 16 22. Entertainment company in New York
- 17 23. Cruise company in California
- 18 24. Consulting firm in California
- 19 25. Appliance service company in California
- 20 26. Financial services company in California
- 21 27. Restaurant/bakery in California
- 22 28. Dentist in California
- 23 29. Psychiatrist in California
- 24 30. Restaurant in Illinois
- 25 31. Auto mechanic in California
- 26 32. Restaurant in Massachusetts
- 27 33. Wedding planner in California

- 1 34. Dentist in California
- 2 35. Bakery in Illinois
- 3 36. Realtor in California
- 4 37. Doctor in California
- 5 38. Pet store in California
- 6 39. Art studio in Illinois
- 7 40. Dentist in California
- 8 41. Auto mechanic in California
- 9 42. Restaurant in California
- 10 43. Doctor in California
- 11 44. Photographer in South Carolina
- 12 45. Yogurt shop in California
- 13 46. Auto mechanic in California
- 14 47. Restaurant in Washington
- 15 48. Disc jockey in Colorado
- 16 49. Salon in California
- 17 50. Salon in New York
- 18 51. Paving company in California
- 19 52. Restaurant in California
- 20 53. Restaurant in Florida
- 21 54. Pet store in Illinois
- 22 55. Moving and storage company in California
- 23 56. Furniture store in California
- 24 57. Caterer in Washington
- 25 58. Spa in Massachusetts
- 26 59. Dentist in California
- 27 60. Wine bar in Washington
- 28

1 over the phone), all in an effort to gather valuable information and personally address the
2 concerns of business owners as they seek out information about their claims against Yelp and
3 look to retain legal counsel. To this day, Weston continues to receive contacts from new Class
4 members on a near-daily basis.

5 **3. In Contrast to Beck & Lee, the *Levitt* Counsel Do Not Represent any**
6 **Class Members Who Paid Yelp for Advertising**

7 The sole plaintiff in the *Levitt* action, Boris Levitt, did not pay Yelp for any advertising.
8 Businesses which have paid money towards advertising comprise a vital subclass in this action,
9 as reflected in the *Cats and Dogs* First Amended Complaint which defines a “Sponsor Class” of
10 those who were extorted by Yelp into paying for advertising. By contrast, Beck & Lee’s clients
11 include five businesses which have paid Yelp for advertising, and therefore are best suited to
12 adequately represent the entire class of businesses affected by Yelp’s conduct.

13 **4. Beck & Lee and Weston Have Also Been in Communication With**
14 **Material Witnesses**

15 Beck & Lee and Weston have also been contacted by, and are in communication with,
16 several confidential informants and material witnesses in possession of valuable information.
17 These include witnesses with first-hand knowledge of Yelp’s business practices, as well as a
18 state police investigator.

19 **C. Beck & Lee and Weston are Committed to Obtaining Justice on Behalf of**
20 **The Plaintiffs and the Class in an Efficient, Streamlined, and Economical**
21 **Manner.**

22 **1. Beck & Lee and Weston’s Proposal for Efficient Division of Tasks**

23 Beck & Lee and Weston submit the following proposal for the division of tasks to
24 efficiently meet the demands of this action while best serving the interests of the Class:
25
26
27
28

1	Document Review	The attorneys of Beck & Lee and Weston will review documents, assisted by
2		staff to the extent necessary and appropriate relative to the size of
3		productions. The firms will fully utilize appropriate technology (e.g., ftp
4		download, electronic TIFF/PDF review) to minimize or eliminate any impact
5		of their offices' physical locations on the efficiency of document review.
6		
7	Depositions	Elizabeth Lee Beck and Jared Beck will take the lead in taking and defending
8		depositions.
9	Discovery drafting	Jared Beck and Jack Fitzgerald anticipate handling the bulk of discovery
10		drafting in this matter.
11		
12	Briefing and Motion Practice	Jack Fitzgerald, Jared Beck and Gregory Weston anticipate handling the bulk
13		of the motion practice and briefing.
14	Court Appearances	The firms anticipate that Jack Fitzgerald will appear for any discovery
15		hearings or case management/status conferences to take advantage of his
16		location in Northern California. To the extent that either of the Beck & Lee
17		attorneys appear in Court, travel time and costs will not be billed (<i>see</i> section
18		C.2 below) to minimize the impact of Beck & Lee's Miami location on the
19		Class.
20		
21	Trial	Beck & Lee and Weston anticipate that both firms will fully participate in
22		trial. Beck & Lee will not bill for travel time or travel costs.
23		

2. Beck & Lee and Weston's Proposals for Cost-Effective and Economical Case Management

Beck & Lee and Weston submit the following proposal for the cost-effective and economical management of this case:

1 2 3 4	Third-party legal research costs	Beck & Lee and Weston will not bill any costs for Westlaw or Lexis legal research (the firms have never billed Westlaw or Lexis costs to clients, as a matter of firm policy).
5 6	Travel from Miami	The attorneys of Beck & Lee will not bill travel time or costs to attend court hearings.
7 8 9	Long-distance calls	Beck & Lee and Weston will not bill any long-distance telephone calls.
10	In-house copying	Beck & Lee and Weston will not charge for in-house copying.
11 12 13 14 15	Depositions	No more than two attorneys will bill for depositions taken (if additional attorneys attend, the hours will not be billed); and no more than one attorney will bill for depositions defended (if additional attorneys attend, the hours will not be billed).
16	Hearings	No more than two attorneys will bill for attending hearings.
17 18 19 20 21 22	Website	Beck & Lee has established an interactive website (http://yelpclassaction.wordpress.com) to share information between the public and the attorneys, and will continue to maintain the website at no charge to the Class. Thus far, a large number of Class members have reached out to the firms by using the website.

23 Beck & Lee and Weston welcome and will consider additional proposals to economize
24 the litigation for the Class.

25 Pursuant to the ADR Local Rules, Beck & Lee and Weston previously proposed to Yelp
26 that the parties engage in Early Neutral Evaluation (“ENE”) with the Court. This presents a
27 number of efficiencies—it is conducted at no cost to the client (unlike private mediation, in
28

1 which the mediator receives an hourly rate); the parties will be able to receive input from the
2 Court itself; and the parties will be required to bring along client representatives with authority to
3 settle. While Yelp previously proposed holding private mediation within 45 days after a decision
4 on Yelp’s Motion to Dismiss, Beck & Lee and Weston believe an earlier ENE would be useful.
5 Specifically, Beck & Lee and Weston believe that engaging in an ENE after Yelp’s motion is
6 fully briefed, but before the hearing and/or decision on the motion, would be useful and help to
7 potentially resolve the action.

8 **3. Beck & Lee and Weston’s Proposal to Streamline Discovery With the**
9 **Least Amount of Contention**

10 Beck & Lee and Weston recognize that the most efficient and effective method in
11 resolving discovery disputes is through the attorneys’ ongoing commitment to confer in good
12 faith with one other. They will strive to settle disagreements amicably without motion practice
13 or otherwise resorting to court intervention. In support of streamlining discovery, they also
14 propose the following six-month discovery plan.

15 **4. Six-Month Discovery Proposal**

16 Beck & Lee and Weston propose limiting discovery during the first six months to class
17 certification, with the following details aimed at making the litigation most efficient:

18 (1) Class certification discovery to close six months after decision on Yelp’s Motion
19 to Dismiss is issued;

20 (2) Documents responsive to already-served document requests to be produced by
21 both sides within one month after decision on Yelp’s Motion to Dismiss is issued, with the
22 parties to meet and confer with respect to any outstanding discovery requests and responses, for
23 example, to determine which requests concern issues related to class certification;

24 (3) Yelp to make all corporate representatives available for deposition within four
25 months after Yelp’s Motion to Dismiss is ruled upon;
26

1 (4) Plaintiffs will designate a total of four businesses in the consolidated complaint,
2 two each from the Sponsor Class and the Non-Sponsor class, to serve as class representatives for
3 purposes of the class certification motion;

4 (5) Plaintiffs will make the designated representatives from each class available for
5 deposition within four months after decision on Yelp's Motion to Dismiss;

6 (6) Expert discovery (related to class certification) to open four months after decision
7 on Yelp's Motion to Dismiss, and to be completed six months after decision on Yelp's Motion to
8 Dismiss.

9 **5. Beck & Lee and Weston Will Cap Their Attorneys' Fees**

10 Beck & Lee and Weston will not seek fees greater than 25% of any settlement or
11 judgment if it is primarily a monetary award, or 1.5 times the lodestar if settlement or judgment
12 is primarily injunctive relief.

13 **D. Beck & Lee and Weston Have Already Done Considerable Work and**
14 **Invested Substantial Labor and Resources on Behalf of the Class Relative to**
15 **the Levitt Counsel**

16 As a result of their pre-litigation and ongoing investigation, Beck & Lee and Weston
17 already possess a deep understanding of the case that cannot be matched by the *Levitt* counsel.
18 Over 500 individuals have contacted the firms, sharing valuable experiences, information,
19 documents, and data. The firms have conducted extensive interviews with Class members and
20 potential witnesses, and compiled and analyzed data and information in an effort to further
21 understand the breadth and depth of Yelp's conduct.

22 Furthermore, Beck & Lee and Weston have fully briefed a Rule 12(b)(6) Motion to
23 Dismiss filed by Yelp, affording them intimate familiarity with the key legal issues to be decided
24 in this case. The firms have also propounded and received responses to substantial discovery and
25 are now in a position to quickly exchange documents with Yelp as soon as the Court permits
26 discovery in this case to go forward.

1 **E. Beck & Lee and Weston Have Dedicated Practices Committed to**
2 **Representing Plaintiffs**

3 Both Beck & Lee and Weston are proud to jointly represent plaintiffs in class actions
4 throughout the country, but predominantly in California. The two firms are almost 100%
5 dedicated to representing plaintiffs, and have been so since their respective inceptions. They
6 have successfully represented plaintiffs in hundreds of cases, ranging from single-plaintiff
7 matters with small-claims controversy amounts, to pro bono cases, to large nationwide class
8 actions. In every instance, Beck & Lee and Weston have pursued their clients' interests with the
9 utmost dedication and perseverance. As such, Beck & Lee and Weston's counsel vehemently
10 disagree with *Levitt* counsel's questioning of their qualifications and experience to represent the
11 Class in this action. In the area of pursuing plaintiffs' rights in class actions, Beck & Lee and
12 Weston submit that they have substantially *more* experience than *Levitt* counsel.

13 Indeed, the law firm of Ongaro Burrtt has been in existence less than two years.⁹ It was
14 founded by two partners who departed Perkins Coie, a firm that is highly regarded but
15 undeniably focused on defending large companies. As for Murray and Associates, it is
16 understood that this firm's involvement in this case will be of a limited nature, if at all, based
17 upon Mr. Ongaro's representation to the Court on July 19, 2010.

18 **IV. CONCLUSION**

19 For the foregoing reasons, Plaintiffs respectfully request that the Court appoint Beck &
20 Lee and The Weston Firm as co-lead counsel in the consolidated action.

21 ~signature page follows~
22
23
24
25
26

27 _____
28 ⁹ See http://www.rao-ongaro.com/news/080801_perkins.html, accessed 7/23/10 9:23 p.m.

1 DATED: July 26, 2010

Respectfully Submitted,

3 /s/Jared H. Beck

4 Jared H. Beck

5 **BECK & LEE BUSINESS TRIAL**
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