

Exhibit 4

Cats and Dogs Animal Hospital, Inc. et al. v. Yelp! Inc., Case No. 3:10-CV-02351 MHP
EXH. ISO STATEMENT OF WITHDRAWAL OF MOTION FOR APPOINTMENT OF BECK & LEE AS
INTERIM CLASS COUNSEL

BECK & LEE BUSINESS TRIAL LAWYERS

JARED H. BECK (233743)
ELIZABETH LEE BECK (233742)
Courthouse Plaza Building
28 West Flagler Street, Suite 555
Miami, FL 33130
Telephone: 305 789 0072
Facsimile: 786 664 3334
jared@beckandlee.com
elizabeth@beckandlee.com

Counsel for Plaintiffs and the Proposed Classes

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EVANGELINE RED, JENNIFER RED, and
RACHEL WHITT, on Behalf of Themselves
and All Others Similarly Situated,

Plaintiffs,

v.

UNILEVER PLC and UNILEVER UNITED
STATES, INC.,

Defendants.

Case No: 3:10-cv-00387 JW (HRLx)

Pleading Type: Class Action

**NOTICE OF FILING DECLARATION OF
ALEJANDRO GUTIÉRREZ IN SUPPORT
OF BECK & LEE BUSINESS TRIAL
LAWYERS' OPPOSITION TO NOTICE
OF TERMINATION OF BECK & LEE BY
PLAINTIFFS EVANGELINE RED,
JENNIFER RED, AND RACHEL WHITT
AND [PROPOSED] ORDER**

Judge: The Honorable James Ware

1 Beck & Lee Business Trial Lawyers hereby files the declaration of Alejandro Gutiérrez,
2 attached hereto as **Exhibit A**, in support of Beck & Lee Business Trial Lawyers' Opposition to
3 Notice of Termination of Beck & Lee by Plaintiffs Evangeline Red, Jennifer Red, And Rachel
4 Whitt And [Proposed] Order [D.E. 71].

5 DATED: August 18, 2010

6 Respectfully Submitted,

7 s/Elizabeth Lee Beck

8 Elizabeth Lee Beck

9 **BECK & LEE BUSINESS TRIAL
LAWYERS**

10 JARED H. BECK

11 ELIZABETH LEE BECK

12 28 West Flagler Street, Suite 555

13 Miami, FL 33130

14 Telephone: 305 789 0072

15 Facsimile: 786 664 3334

16 Counsel for Plaintiffs and the Proposed
17 Class

1 BECK & LEE BUSINESS TRIAL LAWYERS
 2 JARED H. BECK (233743)
 3 ELIZABETH LEE BECK (233742)
 4 Courthouse Plaza Building
 5 28 West Flagler Street, Suite 555
 6 Miami, FL 33130
 7 Telephone: (305) 789-0072
 8 Facsimile: (786) 664-3334
 9 jared@beckandlee.com
 10 elizabeth@beckandlee.com

11 Counsel for Plaintiff and the Proposed Class

12 UNITED STATES DISTRICT COURT
 13 CENTRAL DISTRICT OF CALIFORNIA

14 REBECCA YUMUL, on behalf of
herself and all others similarly situated,

15 Plaintiff,

16 v.

17 SMART BALANCE, INC.,

18 Defendant.

Case No.: 2:10-cv-00927 MMM AJW
Pleading Type: Class Action

19 **DECLARATION OF ALEJANDRO**
 20 **GUTIERREZ IN SUPPORT OF**
 21 **BECK & LEE BUSINESS TRIAL**
 22 **LAWYERS' OPPOSITION TO**
 23 **NOTICE OF TERMINATION OF**
 24 **BECK & LEE BY PLAINTIFF AND**
 25 **[PROPOSED] ORDER**

26 Judge: The Hon. Margaret M. Morrow

1 I, Alejandro Gutiérrez, declare:

2 1. My name is Alejandro Gutiérrez. I am over 18 years of age, and I
3 have personal knowledge of the facts set forth in this Declaration.

4 2. I am currently employed as a paralegal at Beck & Lee Business Trial
5 Lawyers (“Beck & Lee”) in Miami, Florida, and have been so continuously since
6 May 24, 2010. From April 4, 2008 until August 21, 2008, I also worked as a file
7 clerk at Beck & Lee, before I moved to Washington D.C. to complete my
8 undergraduate education at Georgetown University. Presently, I am in my first
9 year of law school at Florida International University in Miami.

10 3. Beck & Lee has two attorneys, Jared Beck (“Mr. Beck”) and
11 Elizabeth Lee Beck (“Ms. Beck”), who are husband and wife. Since starting my
12 most recent job as a paralegal, Beck & Lee has been actively working on a number
13 of cases with a law firm in San Diego, California, known as The Weston Firm. I
14 am very familiar with The Weston Firm’s present and former employees,
15 specifically Gregory Weston, Jack Fitzgerald, Roz Sutton, and Evan Lee, and have
16 spoken over the phone or e-mailed with each of them and assisted them with
17 various matters on a number of occasions.

18 4. On Friday, July 30, 2010, Ms. Beck instructed me to go through the
19 firm’s files and create a list of all plaintiffs in the cases being jointly litigated by
20 Beck & Lee and The Weston Firm who originally retained The Weston Firm. She
21 told me that after I assembled this list, my next task would be to contact Roz
22 Sutton (“Ms. Sutton”) of The Weston Firm to obtain their phone numbers, mailing
23 addresses, and e-mail addresses so that Ms. Beck would be able to contact them.
24 Ms. Beck also asked me to draft an e-mail to Ms. Sutton requesting this
25 information regarding the plaintiffs.

26 5. I performed these tasks as requested by the end of the day on July 30,
27 and placed the drafts in Ms. Beck’s in-box for her review.

1 6. Both Ms. Beck and Mr. Beck were out of the office during the entire
2 following week, with the exception of the morning of Thursday, August 5, when
3 Mr. Beck flew back into Miami from Tampa to attend a hearing in Miami-Dade
4 state court, after which he immediately flew back to Tampa.

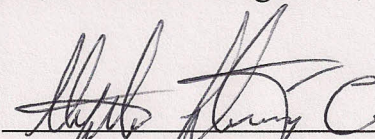
5 7. On Monday, August 9, Ms. Beck returned to the office. That day, she
6 directed me to contact Ms. Sutton and obtain the contact information for Rebecca
7 Yumul, who is one of the named plaintiffs in the cases being jointly prosecuted by
8 Beck & Lee and The Weston Firm. I sent Ms. Sutton an e-mail that same day.

9 8. Ms. Sutton never responded to my August 9th e-mail.

10 9. On August 13, Ms. Beck directed me to follow up with Ms. Sutton,
11 which I tried to do by telephone that same day. When I called on August 13, no
12 one at The Weston Firm answered the phone.

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

15
16 Executed in Miami, Florida on August 17, 2010.

17
18 
19 Alejandro Gutierrez
20
21
22
23
24
25
26
27

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

DATED: August 17, 2010

Respectfully submitted,

s/Jared H. Beck

BECK & LEE BUSINESS TRIAL
LAWYERS
Jared H. Beck
Elizabeth Lee Beck
28 West Flagler Street, Suite 555
Miami, FL 33130
Telephone: 305 789 0072
Facsimile: 786 664 3334

Counsel for Plaintiff and the Proposed Class