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

16 ZOLTAN STIENER and YNEZ STIENER,
 17 Plaintiffs,
 18 v.
 19 APPLE COMPUTER, INC., AT&T MOBILITY,
 20 LLC, and DOES 1 through 50, inclusive,
 21 Defendants.

Case No.: C 07-04486 SBA

DECLARATION OF VICTORIA R. COLLADO IN SUPPORT OF DEFENDANT AT&T MOBILITY, LLC'S MOTION TO COMPEL ARBITRATION AND TO DISMISS CLAIMS PURSUANT TO THE FEDERAL ARBITRATION ACT

I, Victoria R. Collado, do hereby declare:

24 1. I am counsel with the law firm of Mayer Brown LLP, and I am one of the attorneys
 25 representing defendant AT&T Mobility, LLC ("ATTM") in this action. I have personal knowl-
 26 edge of the matters stated herein, and, if called upon, I could and would testify thereto. I submit
 27 this declaration in support of ATTM's Motion to Compel Arbitration and to Dismiss Claims
 28 Pursuant to the Federal Arbitration Act.

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2. On October 16, 2007, I called plaintiffs' counsel, Max Folkenflik, Esq., and discussed the plaintiffs' service agreement with ATTM, which includes an obligation to pursue claims in arbitration or small claims court.

3. On October 18, 2007, I received a letter from plaintiffs' counsel that indicated that plaintiffs would not arbitrate their claims. A copy of that letter is attached hereto as Exhibit 1.

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct. Executed on November 21, 2007 at Chicago, Illinois.

/s/ Victoria R. Collado
Victoria R. Collado

Filer's Attestation: Pursuant to General Order No. 45, Section X(B), Donald Falk hereby attests that the signatory's concurrence in the filing of this document has been obtained.