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11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 THE APPLE IPOD ITUNES ANTI-TRUST)	Lead Case No. C-05-00037-JW
15 LITIGATION)	
16 _____)	<u>CLASS ACTION</u>
17 This Document Relates To:)	DECLARATION OF ALEXANDRA S.
18 ALL ACTIONS.)	BERNAY IN SUPPORT OF RENOTICED
_____)	JOINT PROPOSAL REGARDING NOTICE
	PLAN

19 Judge: Hon. Chief Judge James Ware
 20 Date: April 30, 2012
 21 Time: 9:00 a.m.
 22 CTRM: 9, 19th Floor

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I, ALEXANDRA S. BERNAY, declare as follows:

1. I am an attorney duly licensed to practice before all of the courts of the State of California. I am a member of the law firm of Robbins Geller Rudman & Dowd LLP, Class Counsel of record for Plaintiffs Melanie Tucker, Mariana Rosen and Somtai Troy Charoensak (“Plaintiffs”) in the above-entitled action. I have personal knowledge of the matters stated herein, and, if called upon, I could and would competently testify thereto.

2. I submit this declaration in support of the parties’ Renoticed Joint Proposal Regarding Notice Plan.

3. Attached hereto are true and correct copies of the following documents:

- Exhibit 1: Proposed Summary Notice for Publication;
- Exhibit 2: Proposed Notice of Pendency of Class Action to be emailed;
- Exhibit 3: Proposed Long-Form Notice to be published on a website;
- Exhibit 4: *In re Classmates.com Consol. Litig.*, No. C 09-45 RAJ, slip. op. (W.D. Wash. Apr. 19, 2010);
- Exhibit 5: *Cho v. Seagate Tech. (US) Holdings, Inc.*, No. CGC 06-453195, slip. op. (San Francisco Super. Ct. Mar. 1, 2010); and
- Exhibit 6: *Barker v. Skype, Inc.*, No. 2:09-cv-01364-RSM, slip. op. (W.D. Wash. Nov. 17, 2009).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 23rd day of March, 2012, at San Diego, California.

s/ Alexandra S. Bernay
ALEXANDRA S. BERNAY

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CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2012, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on March 23, 2012.

s/ Alexandra S. Bernay
ALEXANDRA S. BERNAY

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Mailing Information for a Case 5:05-cv-00037-JW

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)