

Theodore H. Frank (SBN 196332)  
**CENTER FOR CLASS ACTION FAIRNESS**  
1718 M Street NW  
No. 236  
Washington, DC 20036  
Voice: (703) 203-3848  
Email: tfrank@gmail.com

*Attorneys for Objectors Theodore H. Frank and Melissa Holyoak*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re GOOGLE REFERRER HEADER PRIVACY  
LITIGATION

Case No. 5:10-cv-04809-EJD

**DECLARATION OF MELISSA HOLYOAK**

THEODORE H. FRANK and MELISSA A.  
HOLYOAK

Objectors.

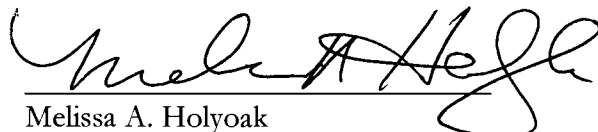
Date: August 29, 2014  
Time: 9:00 a.m.  
Courtroom: 4  
Judge: Hon. Edward J. Davila

1 I, Melissa A. Holyoak, declare as follows:

- 2 1. I have personal knowledge of the facts set forth herein and, if called as a witness, could and  
3 would testify competently to them.
- 4 2. My mailing address is 1718 M Street NW, #236, Washington, DC 20036. My telephone  
5 number is (573) 823-5377. My email address is melissaholyoak@gmail.com.
- 6 3. I am a United States resident who has submitted a search query to Google on hundreds or  
7 thousands of occasions since October 25, 2006.
- 8 4. I am thus a member of the proposed settlement class with standing to object. *See* Fed. R.  
9 Civ. P. 23(e)(5).
- 10 5. I have an email account through Google's Gmail service. Nonetheless, I did not receive any  
11 direct notice of the settlement in this case, even though the defendant undoubtedly  
12 possesses my contact information in its records.
- 13 6. I bring this objection in good faith to prevent approval of an unfair settlement and  
14 ratification of an improper certification. I am a senior attorney with the Center for Class  
15 Action Fairness ("Center"). Because the Center is non-profit, it cannot and does not settle  
16 its objections for a *quid pro quo* cash payment to withdraw, as many professional objectors  
17 do. I am willing to stipulate to an injunction forbidding me from settling my objection for  
18 personal financial gain. *See* Brian T. Fitzpatrick, *The End of Objector Blackmail?*, 62 VAND. L.  
19 REV. 1623 (2009) (suggesting inalienability of objections as solution to objector blackmail  
20 problem).
- 21 7. The specific grounds of my objection are identified in my contemporaneously-filed  
22 objection.

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

25 Executed on August 8, 2014 in Salt Lake City, Utah.

26   
27 Melissa A. Holyoak  
28