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3 **COMPETITIVE ENTERPRISE INSTITUTE**
 4 **CENTER FOR CLASS ACTION FAIRNESS**

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 7 *Attorneys for Objector Anna St. John*

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 OAKLAND DIVISION

12 MATTHEW CAMPBELL, MICHAEL
 13 HURLEY, on behalf of themselves and all others
 similarly situated,

14 Plaintiffs,

15 v.

16 FACEBOOK INC.,

17 Defendant.

18 _____
 19 ANNA ST. JOHN,

21 Objector.
 22 _____
 23
 24
 25
 26
 27

Case No. 4:13-cv-5996-PJH

**SUPPLEMENTAL DECLARATION OF
 ANNA ST. JOHN**

Date: August 9, 2017
 Time: 9:00 a.m.
 Courtroom: 3, 3rd Floor
 Judge: Hon. Phyllis J. Hamilton

Case No. 4:13-cv-5996-PJH

SUPPLEMENTAL DECLARATION OF ANNA ST. JOHN

1 I, Anna St. John, declare as follows:

2 1. I have personal knowledge of the facts set forth herein and, if called as witness, could and
3 would testify competently thereto.

4 2. My full legal name is Anna Elizabeth Wagner St. John. My business address is Competitive
5 Enterprise Institute, 1310 L Street NW, 7th Floor, Washington, DC 20005. My telephone number is
6 (917) 327-2392. My email address is anna.stjohn@cei.org.

7 3. I am a natural-person Facebook user located in the United States.

8 4. On June 26, 2017, I filed an objection to the proposed settlement in this matter. *See* Dkt.
9 241.

10 5. On July 10, 2017, defendant Facebook, Inc. filed a Statement in Support of Final Approval
11 and Response to Objection that, *inter alia*, claimed I had “failed to meet [my] burden to show that [I]
12 am an aggrieved class member who has standing to object to the settlement” because I had not
13 attached any of my private messages that established my membership in the class. Dkt. 245 at 2 n.1
14 (internal quotation marks omitted).

15 6. Contemporaneously with my objection I submitted a declaration setting forth sample,
16 non-exclusive dates on which I sent or received private messages on Facebook to or from another
17 Facebook user that included a URL in its content and from which Facebook generated a URL
18 attachment. *See* St. John Decl., Dkt. 241-2 ¶ 4. The preliminary approval order did not require
19 objecting class members to attach any private messages to their objections. *See* Dkt. 235.

20 7. In good faith and out of an abundance of caution, I am providing the Court with copies
21 of several Facebook messages that I believe show I am a member of the class. I have redacted the
22 sender/recipient’s name and any identifying information such as phone number and email address
23 from these messages; however, if there is any dispute as to whether these individuals were Facebook
24 users at the time the messages were sent (and there should not be), I will submit unredacted copies *in*
25 *camera* for the Court’s review.

1 8. A true and correct copy of a redacted "print to PDF" Facebook message that I sent on
2 June 4, 2012, is attached hereto as Exhibit 1.

3 9. A true and correct copy of a redacted "print to PDF" Facebook message that I received
4 on August 5, 2012, is attached hereto as Exhibit 2.

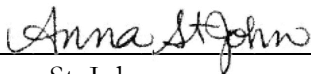
5 10. A true and correct copy of a redacted "print to PDF" Facebook message that I received
6 on November 21, 2012, is attached hereto as Exhibit 3.

7 11. A true and correct copy of a redacted "print to PDF" Facebook message that I received
8 on June 24, 2015, is attached to this Declaration as Exhibit 5.

9 12. A true and correct copy of a redacted "print to PDF" Facebook message that I received
10 on September 6, 2015, is attached to this Declaration as Exhibit 5.

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

13
14 Executed on August 1, 2017, in New Orleans, Louisiana.

15 
16 _____
Anna St. John

CERTIFICATE OF SERVICE

I hereby certify that, on August 1, 2017, service of this document was accomplished pursuant to the Court's electronic filing procedures by filing this document through the ECF system.

/s/ William I. Chamberlain
William I. Chamberlain

EXHIBIT 1

Search



Anna

Home

1



Facebook



06/04/2012 6:46PM

Hi [redacted] -- I saw your post about looking for an apartment in Chicago. My brother-in-law posted that an apartment he owns in the Streeterville area of Chicago is becoming available next month. With that kind of timing, I figured it only made sense to send you the info for his place. I don't know anything beyond what's in this message, but feel free to contact him if you're interested.

Address is 253 E. Delaware #17C,
http://www.zillow.com/homedetails/253-E-Delaware-PI-APT-17C-Chicago-IL-60611/3851113_zpid/

Asking \$1450/month (negotiable). Rent includes: Heat, Water, Gas, 24hr Doorman, Indoor/heated/valet parking available for \$180/month (I think, I'll double check on that) 2 blocks to Oak St Beach. Very close to Michigan Ave, buses and Red Line.

[redacted] contact info: [redacted]
[redacted] cell phone.

It's not a furnished rental anymore.

1 bed/1 bath in Chicago (253 E Delaware PI APT 17C, Chicago, IL 60611)
 Zestimate® Home Value: \$195,500. Furnished rental in the quiet side of Streeterville. A block...
 zillow.com



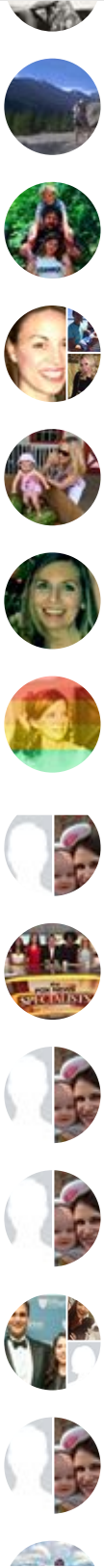
Facebook

Options

- Search in Conversation
- Edit Nicknames
- Change Color
- Change Emoji
- Notifications

Facebook Profile

[https://facebook.com/\[redacted\]](https://facebook.com/[redacted])



Type a message...



EXHIBIT 2

Search



Anna

Home

1



Messenger



4 mutual friends including

Principal at Archaeon, Architects
Lives in Cabin John, Maryland

08/05/2012 10:02PM

Hi Anna,

I see that we have several friends in common and thought that you may be a fellow local small business professional. I'm a native Washingtonian and a local small business architectural design professional.

Please consider friending my Facebook page, and "like" my Archaeon, Inc., Architects Facebook page and visit my web site.

<http://www.archaeon.com>

<https://www.facebook.com/pages/Archaeon-Inc-Architects/112696352096>

**Washington DC Architect - Archaeon:
Architectural Firm: Residential, Commercia...**

A full service architectural firm serving Maryland, Virginia and Washington, DC...

archaeonarchitects.com



Messenger

Options



Search in Conversation



Edit Nicknames



Change Color



Change Emoji



Notifications

Facebook Profile

<https://facebook.com/>

Type a message...



EXHIBIT 3

Search



Anna Home

[Redacted Name]

, 61 others



11/21/2012 9:33PM

[Redacted Name]

offering 30% off all our products beginning November 23-26 to anyone who is willing to sign up as a Preferred Client (a one time **\$20** fee that will allow you to save 20% on all your orders once the sale ends for a YEAR!!). Plus, if you spend **\$100** on products, you get to choice one of the following products for FREE!! I'm really trying to meet my goal this month to become District Manager and every little bit will help!! 😊

Spend **\$100** on products, get one of the following FREE (your choice!!)

- Awaken Sea Salt Scrub - my absolute favorite!
- RE9 Advanced Instant Lift Gel - better than Botox!
- Makeup Primer
- Sheer Glow Highlighter
- FC5 Deep Cleansing Mask
- FC5 Intense Hydration Mask
- Intelligence Rejuvenating Cream
- Daily Fiber Boost
- SeaSource Detox Spa Rescue Wash
- Re9 Men's Moisturizer
- Energy Fizz Sticks (Pomegranate or Citrus)

The sale starts at 6am Friday, November 23 and ends at 9pm Monday, November 26. All you have to do is message me about your order! And don't forget to check out our Holiday line at my website:

[http://www.\[Redacted\].myarbonne.com](http://www.[Redacted].myarbonne.com)

All of our products make GREAT Christmas gifts for your loved ones. Offer them the gift of products that are PURE. SAFE. and BENEFICIAL.

Myarbonne

[Redacted]myarbonne.com

12/25/2012 9:14PM

Type a message, @name...



[Redacted Name] ...

Options

- Search in Conversation
- Edit Nicknames
- Change Color
- Change Emoji
- Notifications

People

+ Add People



EXHIBIT 4

Search



Anna

Home



Messenger



06/24/2015 8:32AM

Hey girl, I party swapped with Kindra who sells Jamberry, so I am hosting a show for her tomorrow night and online... this is the link if you're interested 😊 Hope the move is going okay, if you need anything please let us know!!! And let's plan a play date for July!!!

<http://kindraw.jamberrynails.net/party/?uid=d0742599-e571-47ac-afcf-09abee508091>

Jamberry Nails Party: (Hosted by)

Jamberry nail wraps offer the hottest trend in fashion. Wrap your nails in...

kindraw.jamberrynails.net

06/24/2015 8:21PM

, Hi! Thanks for reaching out! I'd love to get a guest profile to check out the products. I've heard great things but never tried any of them personally.

I'll check out the link you sent and Charles and I would love a play date! 😊

06/25/2015 6:32AM

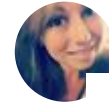
Thank you! The basics: Nutrition and personal care products... free of harmful chemicals, formulated with highly absorbable nutrients and made by a company with a significant green commitment!!

Here's my Guest Profile:

<https://zenplify.biz/13178851/GuestProfile>

It takes less than 5 minutes and I'm the only person who can see your responses. I'll get back in touch to go over it with you!!

Type a message...



Messenger

Options



Search in Conversation



Edit Nicknames



Change Color



Change Emoji



Notifications

Facebook Profile

<https://facebook.com/>

EXHIBIT 5

Search



Anna

Home



Messenger



But yall wil be down here for the first weekend in June, right?! 😊

05/18/2015 8:33AM

Yes! Scott found us a place to live this past weekend. We move in on June 1

05/18/2015 2:45PM



Wooooo!!!

06/15/2015 4:13AM



Hey! Hope all is well! Wanted to check in and see how you were settling in in Nola?!

09/06/2015 5:38PM

Top 6 Wines That Pair Best With Your Child's Crappy Behavior. Epic News for Parents.

There is a lot of science that goes behind deciding which wine goes best with your...

lifeasaramblingredhead.com

09/06/2015 8:00PM

Type a message...



Messenger

Options

- Search in Conversation
- Edit Nicknames
- Change Color
- Change Emoji
- Notifications

Facebook Profile

<https://facebook.com/...>