

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION**

CASE NO. 07-21221-CIV-ALTONAGA/TURNOFF

RENEE BLASZKOWSKI, AMY HOLLUM, PATRICIA  
DAVIS, SUSAN PETERS, DEBORAH HOCK, MIKE FLOYD,  
BETH WILSON, CLAIRE KOTZAMPALTRIS,  
DONNA HOPKINS-JONES, NICOLE PIAZZA,  
MARIAN LUPO, JANE HERRING, JO-ANN MURPHY,  
STEPHANIE STONE, PATRICIA HANRAHAN,  
DEBBIE RICE, ANN QUINN, SHARON MATHIESEN,  
SANDY SHORE, CAROLYN WHITE, LOU WIGGINS,  
MICHELLE LUCARELLI, RAUL ISERN, DANIELE  
VALORAS, individually and on behalf of others similarly  
situated,

Plaintiffs/Class Representatives,

vs.

MARS, INC., MARS PETCARE US, INC., PROCTOR AND  
GAMBLE, CO., THE IAMS CO., COLGATE PALMOLIVE  
COMPANY, HILL'S PET NUTRITION, a Delaware  
Corporation, DEL MONTE FOODS, CO., NESTLE USA INC.,  
NESTLE PURINA PETCARE CO., NESTLE S.A., NUTRO  
PRODUCTS INC., MENU FOODS, INC., MENU FOODS  
INCOME FUND, DOANE PET CARE ENTERPRISES, INC.,  
PUBLIX SUPERMARKETS, INC., NEW ALBERTSON'S INC.,  
ALBERTSON'S LLC, THE KROGER CO. OF OHIO,  
SAFEWAY INC., H. E. BUTT GROCERY COMPANY,  
MEIJER INC., MEIJER SUPER MARKETS, INC., THE STOP  
& SHOP SUPERMARKET COMPANY, PETCO ANIMAL  
SUPPLIES STORES, INC., PET SUPERMARKET, INC., PET  
SUPPLIES "PLUS," PET SUPPLIES PLUS/USA INC.,  
PETSMART INC., TARGET CORP., WAL-MART STORES,  
INC.,

Defendants.

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**THIRD AFFIDAVIT OF ROBERT VERHEULEN IN SUPPORT OF  
JURISDICTIONAL DEFENDANTS' MEMORANDUM IN OPPOSITION TO  
PLAINTIFF'S MOTION FOR LEAVE TO CONDUCT PERSONAL  
JURISDICTION DISCOVERY**

CASE NO. 07-21221-CIV-ALTONAGA/TURNOFF

STATE OF MICHIGAN

COUNTY OF KENT

Before me, the undersigned authority, personally appeared Robert VerHeulen, who upon being duly sworn, deposes and states:

1. My name is Robert VerHeulen. I am over the age of eighteen (18) years old, am competent to testify and have personal knowledge of the facts contained in this Affidavit;

2. I am Vice President and Deputy General Counsel of Meijer, Inc.;

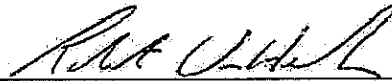
3. MeijerEcom, Inc., is a Michigan corporation and a wholly-owned subsidiary of Meijer, Inc. MeijerEcom, Inc. is the entity that owns and operates Meijer.com. Commencing 12/1/07, MeijerEcom is also the entity that purchases the goods that are sold to consumers on Meijer.com. Before that date, the purchasing entity was Meijer Distribution, Inc., another wholly-owned subsidiary of Meijer, Inc.

4. Meijer, Inc. offers Meijer credit and charge cards to its customers. The cards are issued by GE Money Bank, a member of the General Electric Company ("GE") corporate family, and are not issued by Meijer, Inc. Meijer has no control whatsoever over where or how GE accepts or processes customer payments made on the Meijer credit or charge card, and has no contractual right whatsoever to supervise, direct, change or manage this payment acceptance or processing function.

5. The New True Track Smart System is a blood glucose monitor designed by Home Diagnostics, Inc. for Meijer customers and is available only at Meijer's retail stores, which do not operate in Florida

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FURTHER AFFIANT SAYETH NAUGHT



ROBERT VERHEULEN

ACKNOWLEDGMENT

I HEREBY CERTIFY that on this 10th day of December, 2007, personally appeared Robert VerHeulen, who is personally known to me or who produced the following identification driver's license and he swore, subscribed and acknowledged before me that he executed the foregoing as his free act and deed as such officer or representative of said corporation or entity, for the uses and purposes therein mentioned, and that he did take an oath.

In witness whereof, I have hereunto set my hand and seal in Kent County,

MI

SEAL

  
Signature

PAT A. BIGOROWSKI  
Notary Public, Kent County, Michigan  
Acting in Kent County  
My Commission Expires July 1, 2012