

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 07-21221 CIV ALTONAGA/Brown

RENEE BLASZKOWSKI, *et al.*,
individually and on behalf of
others similarly situated,

Plaintiffs/Class Representatives,

vs.

MARS INC., *et al.*

Defendants.

DECLARATION OF SUSAN PETERS

I, Susan Peters declare and state as follows:

1. I am a named Plaintiff in the above-referenced case, am over the age of eighteen (18) and have personal knowledge of all of the facts set forth herein.
2. I have read the Motion for summary Judgment filed By Natura Pet Products, Inc. (Natura") against me.
3. While I agree that I did list Pet Smart and Petco as places where I purchased Natura products in responses to interrogatories and I did testify to same at my deposition, I was mistaken only as to the place of purchase and not as to the purchase of Natura pet products. Please see DE 523-4 pp. 2-15, 20-41.
4. As can be seen from my responses to interrogatories, I have purchased a lot of pet food at many different locations over the Class Period. At the time that I executed the Interrogatory responses and responded to questions at my deposition, I believed that I had purchased the Natura products set forth in my interrogatories at Petco and Petsmart locations listed in my response, but I buy a lot of pet food so I was apparently mistaken.

5. However, I do know that I purchased Natura pet food and fed it to my dog, I was just mistaken as to where I must have purchased it. Given that I purchase a lot of food because I own a dog grooming business, it is hard for me to reconstruct exactly where I purchased pet food between 2003-and 2007.

6. In my deposition, I testified that I purchased Natura products while visiting my mother in Kansas City, Missouri, but I may also have purchased Natura locally.

7. Natura products are available from a number of retailers in and around Kansas City, Missouri. See web pages from Natura website attached hereto as Exhibit "A."


8. Natura products are available from a number of retailers in and around Checotah, Oklahoma where I live and own my dog grooming business. See web pages from Natura website attached hereto as Exhibit "B."

9. I have purchased pet food from both Southern Agriculture and The Dog Dish in Oklahoma, both of which are listed on Exhibit "B" as selling Natura pet food. See receipts for pet food purchased at The Dog Dish and Southern Agriculture stores attached hereto as Composite Exhibit "C."

11. While I may not be able to recall the specific retailer where I purchased Natura products, I purchased and fed Natura products to my dog Odie in late 2006 and early 2007.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 3 day of November, 2008.


Susan Peters