

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,

vs.

MARS, INCORPORATED, *et al.*,
Defendants.

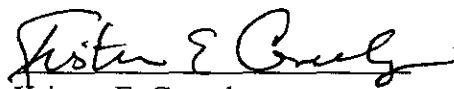
SUPPLEMENTAL DECLARATION OF KRISTEN E. CAVERLY
IN SUPPORT OF NATURA PET PRODUCTS, INC.'S
MOTION FOR SUMMARY JUDGMENT

1. I, Kristen E. Caverly, am over the age of 18 and have personal knowledge of the facts set forth herein or know of such facts from my review of the case files for this action, which are maintained by my office in the normal course of business. I am lead counsel for defendant Natura Pet Products, Inc., and admitted *pro hac vice* in this action.

2. On August 25, 2008, I took the deposition of Plaintiff Susan Peters in Washington, DC. True and correct copies of the following pages of the deposition of Ms. Peters are attached hereto as Exhibit C: 1, 2, 54-58, 63-65, 77-78, 80-81, 96-97, 104-105, 126-127, 215-218, 248, and 270-272.

3. I have been notified of no changes to Ms. Peters deposition testimony.

The foregoing is stated under penalty of perjury under the laws of the United States of America. Executed in Rancho Santa Fe, California on November 14, 2008.


Kristen E. Caverly

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-----/

Miami, Florida
August 25, 2008
10:17 o'clock a.m.

VOLUME I PAGES 1 - 200

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VIDEOTAPED DEPOSITION

OF

SUSAN PETERS

- - - - -

JOB NO: 950663
Reported By:
Evan A. Ferguson, RPR
Notary Public, State of Florida
Esquire Deposition Services
Fort Lauderdale Office
Phone 954-331-4400

1 APPEARANCES:

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ALSO PRESENT: ROBERT PACHECO, VIDEOGRAPHER,
Esquire Deposition Services.

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1 Q They are actually humans for vitamins --
2 excuse me, they are actually vitamins for humans,
3 correct?

4 A Absent the iron, yes, that is correct.

5 Q What brand of vitamins do you give Odie?

6 A That varies. I do a test to determine how
7 well it will be dissolved. Right now it was one that
8 was available at Wal-Mart and it may be the Equate
9 brand, but I am not sure.

10 Q What is the test that you do to see how well
11 it will be dissolved?

12 A You put a tablet in some vinegar, and that
13 represents the acidity of your stomach, and you time the
14 breakdown of the vitamin, and if it happens in a short
15 period of time, then it's digestible in that fashion.

16 And there is a lot of vitamins you would be
17 surprised will never break down.

18 Q Other than Equate, do you recall any other
19 brands of vitamins that you have given to Odie?

20 A I did try the California Natural, whatever
21 their stuff was way back, it was a brief thing. I
22 didn't feel like it did everything that I needed it to
23 do, that would have been in 2006.

24 But as far as an actual supplement for the
25 meals that I am preparing, I don't remember any other

1 brands at this time.

2 Q When did you start giving Odie human vitamins?

3 A Recently, over the last six months.

4 Q How long did you use the California Natural
5 Supplements with Odie?

6 A Not very long, she ate the bottle, or the
7 container, and I didn't buy anymore, so a week maybe.

8 Q Do you mean she ate it all at one time?

9 A Yes.

10 Q She got a hold of it and just ate it all?

11 A Yes.

12 Q I see.

13 MR. NIELD: She is very healthy.

14 BY MS. CAVERLY:

15 Q So for the California Natural Supplements you
16 purchased those one time, correct?

17 A That's right.

18 Q And that was sometime in 2006, yes?

19 A Yes.

20 Q From what store did you purchase the
21 California Natural Supplements?

22 A That would have been at PetSmart.

23 Q What location?

24 A I don't remember that. I shop -- that would
25 have been either in Arkansas or in Oklahoma.

1 Q Do you have any way to narrow down what state
2 it was that you purchased the California Natural
3 Supplements in 2006?

4 A No, I don't.

5 Q You mentioned that the California Natural
6 supplement didn't do everything you wanted it to do,
7 what did you mean by that, other than he ate it all at
8 once?

9 MR. NIELD: So it didn't last very long.

10 THE WITNESS: Yes, it didn't last so long.

11 That was mostly it, I felt like if she was
12 drawn to the flavor, how could I measure it out and
13 know when she needed something, so it was just it
14 wasn't convenient for me, it was when she learned
15 to eat the packaging, it wasn't a good idea. I
16 didn't give it a fair try.

17 (BY Ms. Caverly)

18 BY MS. CAVERLY:

19 Q There was nothing about its performance that
20 you didn't like, you just thought it probably wasn't
21 very good to use something she liked the taste of for a
22 vitamin?

23 A Yes, that's right.

24 Q Okay. Are there any representations that
25 Natura has made related to the California Natural

1 supplement that you feel are false?

2 A No, I don't, I don't know. I had a coupon to
3 try it, and at that point I became familiar with some of
4 the other products.

5 Q Did you initially buy the California Natural
6 Supplements because you had the coupon?

7 A Yes.

8 Q Where did you get the coupon?

9 A I don't remember.

10 Q Was it a coupon for a free sample or a
11 discount?

12 A I don't remember. I don't know for sure.

13 Q Was the California Natural Supplement that you
14 purchased for Odie the first time that you purchased a
15 Natura pet product?

16 A Yes.

17 Q Can you pinpoint any better in time when in
18 2006 that initial purchase of Natura Pet Products
19 products occurred?

20 A The fall of 2006. I don't know beyond that.

21 Q Do you have any receipts or any other written
22 evidence that would pinpoint where and when you
23 purchased the California Natural Supplements that was
24 your initial purchase of Natura products?

25 A I don't believe I do.

1 Q Before you purchased the California Natural
2 Supplement product, had you ever heard of Natura Pet
3 Products?

4 A No.

5 Q Is it fair to say that you first learned of
6 Natura's products because you got a coupon for one of
7 the products?

8 A Yes.

9 Q And other than going to the store and using
10 the coupon to buy the California Natural product, did
11 you do any investigation of the product before the
12 purchase?

13 A I did not investigate -- I did a little bit of
14 investigating, but I didn't investigate the other lines
15 until after I had the supplement.

16 Q So the fall of 2006 you got a coupon and went
17 to PetSmart and bought California Natural Supplements,
18 correct?

19 A Yes.

20 Q You took those home, and within a few days
21 Odie had eaten them all; then you chose to investigate
22 Natura's products further; is that right?

23 A That's right.

24 Q What did you do next as part of that
25 investigation?

1 best dog food in the world or pet food in the world.

2 I don't think that the ingredients are
3 actually as they are advertised to be. I pretty much
4 feel like I could buy a Purina product over-the-counter
5 at a lot less cost and have the same results.

6 Q Has Natura in any fashion ever represented to
7 you what results you would achieve from --

8 A Yes, they talked about it being a healthy
9 product, and when I see the ear infections and all of
10 the allergic reactions in my pet, I don't believe that
11 is the case.

12 Q After you purchased the California Natura
13 supplements from PetSmart, when was the next time that
14 you purchased a Natura product?

15 A It would have been on the cusp of 2006/2007.
16 My mom and I we like to shop as our -- my mother likes
17 to shop, I don't, so when I visit her over the holidays
18 between Christmas and New Year's, then to help get my
19 interest we go pet food shopping.

20 Q So over the Christmas New Year holidays, 2006
21 to 2007, you and your mother went and purchased a Natura
22 product, correct?

23 A Several.

24 Q Where did you go to purchase the products?

25 A We shopped at both PetSmart and PetCo and that

1 would be in Independence, I believe it lists as a Kansas
2 City, address but it's a suburb.

3 Q Kansas City, Kansas or Missouri?

4 A Missouri.

5 Q What products did you and your mother purchase
6 that were manufactured by Natura Pet Products from
7 PetSmart and PetCo at the end of 2006, beginning of
8 2007?

9 A I purchased the -- it's in a yellow bag,
10 Innova, I probably have to look at my responses, but the
11 red meat, the 95 percent, the canned one with chicken
12 and turkey; the reduced fat large breed, I think that
13 there is like seven all together, I am not sure exactly.

14 We will have to look back at my responses to
15 know for sure.

16 Q Which of the seven Natura products that you
17 purchased did you buy from PetSmart?

18 A I don't know.

19 Q Which of the seven products that you purchased
20 did you buy from PetCo?

21 A I don't know.

22 Q Other than PetSmart and PetCo, have you ever
23 purchased a Natura manufactured or distributed product
24 from any other store?

25 A I don't believe so.

1 Q And were your purchases -- Strike that. Other
2 than the purchase of the California Natural Supplements
3 in the fall-ish timeframe of 2006, in this period of
4 time during the holidays of 2006 to 2007, have you ever
5 purchased a Natura Pet Product manufactured or
6 distributed by them?

7 A I don't believe so.

8 Q Was it on a single day that you bought the
9 seven or so products from PetSmart and PetCo?

10 A I can't say that for sure. It was over the
11 holiday period, so I don't know that for sure.

12 Q Either on the same day or within a few days of
13 each other, correct?

14 A Yes.

15 Q What was your purpose in buying so many
16 different Natura Pet Products during that short period
17 of time?

18 A I don't like to shop. I didn't buy -- I was
19 purchasing -- I don't like to shop, I went with my mom,
20 and I bought an array to take home, and should have
21 lasted my dog quite - until I could get back for my
22 mom's birthday and we could do it again.

23 Q How long a period is that?

24 A About four months, three months probably.

25 Q Why did you buy so many different varieties?

1 meat as a replacement for home cooked or as a supplement
2 to home cooked do you find false?

3 A I wouldn't use natural flavors, I don't know
4 what natural flavored -- that is an added ingredient or
5 it wouldn't be added to the list of ingredients.

6 There is potatoes that -- there is potatoes,
7 there is garlic, there is a number of ingredients that
8 are toxic to pets if they are not prepared correctly.

9 And when I learned that kitchen isn't
10 necessarily at Nutro and that they are not in control of
11 what is being produced, that and like I said my dog
12 didn't care for it, it was not a product that she
13 enjoyed, but, no, I think it's very disappointing to
14 read the label.

15 I think it's very false in its representation,
16 it's not what I would fix at home or recommend to you to
17 fix at home.

18 Q You just said in your answer Nutro, did you
19 misspeak?

20 A I am sorry, I did, I meant Natura, I am very
21 sorry.

22 Q When you went to the stores where you bought
23 the Natura product, the PetCo and PetSmart, how did you
24 decide while you were standing there what Natura
25 products to purchase?

1 A I had researched the company, but it was
2 strictly the packaging. I felt that one product should
3 be equal to the next through the same company, and so it
4 was just size, portion, container size, packaging size,
5 and just packaging more than anything, maybe how tall I
6 am versus where it was on the shelf.

7 Q Did you purchase all of the Natura products
8 that PetCo and PetSmart carried or only certain of them?

9 A Certain, I selected certain of it.

10 Q And you made that selection based on the
11 packaging that you were looking at that held the food,
12 correct?

13 A I would say so, it was just whatever grabbed
14 my attention at the time. I knew there were a couple of
15 them I that I did want to try. Other than that it was
16 just what was accessible.

17 Q What were the couple that you knew you wanted
18 to try when you went into the store?

19 A The large breed puppy formula, and I wanted
20 the original, and then I just grabbed a can of the
21 homemade, the 95 percent, because it said that about the
22 homemade.

23 Q And did it say that about the homemade on the
24 product that you actually purchased?

25 A I am pretty sure it did.

1 Natura made that caused you to want to buy the original
2 Innova formula for your dog?

3 A It was the original one.

4 Q Anything else?

5 A No.

6 Q And for the large breed, was there a
7 particular representation that Natura made that you were
8 aware of that caused you to want to buy that particular
9 formula for your dog?

10 A Yes, they recognized - the company recognized
11 that a large dog didn't just need more food, it did need
12 more nutrients and not just a lot of carbs and what have
13 you.

14 Q Anything else that Natura said that you relied
15 on in deciding to purchase the large breed puppy
16 formula?

17 A That's all that stands out in my mind now.

18 Q And for the 95 percent, is there any
19 representation other than that it could be a supplement
20 or replacement to home cooked meals that you relied on
21 in deciding to buy that product?

22 A Of course I believed in the product name, but
23 not the individual -- not just the 95 percent, no, other
24 than the homemade.

25 Q Now, when you went to the store, PetCo and

1 PetSmart to buy the Natura products that you tried, did
2 you read the ingredient list on any of the products
3 before you purchased them?

4 A Yes.

5 Q On all of them or just some?

6 A I know I did on at least some and probably all
7 of them.

8 Q In terms of knowing what you are feeding to
9 your pets you advise your readers to read the ingredient
10 list, correct?

11 A Yes.

12 Q Do you think that that is a key way that
13 consumers can be informed about what products they are
14 buying?

15 A Not necessarily.

16 Q How other than reading the ingredient list
17 would you think a consumer could be well informed about
18 a pet food that he or she is buying?

19 A There is a lot of information not given to the
20 consumer that they need to learn. I don't know what to
21 tell them, where to turn to.

22 There is a lot of by-products that are put
23 into pet foods that can be listed as something else and
24 you will never see them, you don't know.

25 Q Let's start with the original Innova formula

1 (Whereupon, the above referred to document
2 was marked as Plaintiff's Exhibit No. 1.)

3 BY MS. CAVERLY:

4 Q If you would take a look at those for me, and
5 see if you recognize that those are the answers that you
6 prepared for the interrogatories in this case.

7 MR. NIELD: That is just the service list, you
8 need to go back a few pages here.

9 That is just the instructions. It starts
10 where it says interrogatories.

11 BY MS. CAVERLY:

12 Q You don't need to read them all to yourself
13 right now, just familiarize yourself with the document
14 to see if you recognize those as being your responses
15 and then we will go through them individually in more
16 detail.

17 A Yes.

18 Q On the last page of these interrogatories that
19 I have marked as Exhibit 1, did you see your signature
20 there?

21 A Yes.

22 Q And before you signed this verification
23 stating under penalty of perjury that the responses to
24 these interrogatories were correct, you reviewed them
25 carefully, didn't you?

1 A Yes.

2 Q And in fact all of the responses to these
3 interrogatories you believe as you sit here today are
4 true and correct; is that right?

5 A With the exception to the California
6 Supplement not being listed.

7 Q Yes, you recalled that today, correct?

8 A Yes.

9 Q Other than that, nothing that we have talked
10 about or that has happened since you signed this
11 verification on June 29th, 2008, leads you to think that
12 anything in these interrogatory responses is false; is
13 that right?

14 A That is correct.

15 Q If you would go to page 32 of Exhibit 1 for
16 me, do you see that in the middle of the page where it
17 starts and it says food Odie ate?

18 A Yes.

19 Q And then there is a list of food that goes on
20 through to page 41, do you see that?

21 A Yes.

22 Q That is a correct representation of all of the
23 foods that you have fed to your dog Odie, correct?

24 MR. NIELD: Asked and answered. You can
25 answer it again.

1 Q And in your list if we go over to PetCo that
2 starts on page 31. Can you identify for me which of
3 these PetCo stores which you bought the Natura dog food
4 products that you have previously testified to?

5 A No.

6 Q Didn't you tell me it was with your mother in
7 Kansas City, Missouri?

8 A It was with my mother in Missouri. Whether it
9 was Kansas City or Independence, oh, I'm sorry, I should
10 have said better. Then, yes, I can identify it, PetCo,
11 I was looking at PetSmart.

12 Q So for PetCo your testimony is that you bought
13 the Natura products that you fed to your dog Odie at the
14 PetCo located at 4802 Noland Road Kansas City, correct?

15 A That is correct.

16 Q Now, for PetSmart - it sounds like you are a
17 ahead of me already on your answers - can you tell which
18 of the list of PetSmart stores you purchased Natura Pet
19 Products in?

20 A It would be either Independence or Kansas
21 City, but which one I am not sure.

22 Q So it's either the PetSmart store located at
23 4010 South Bolger Drive, Independence or the PetSmart
24 store located at 4802 Noland Road, Kansas City, correct?

25 A Correct.

1 Q PetCo and PetSmart are located at the exact
2 same location?

3 A No, no. Are they? No, that is an error.

4 Q That is a mistake?

5 A Yes.

6 Q Do you know which store, if either of these
7 PetSmart or PetCo, is located on Noland Road?

8 A They both are, but I don't know which store,
9 they are not in the same location.

10 Q But they are located near to each other on the
11 same strip?

12 A Uhm-hum, yes.

13 Q Does the fact that you bought the products
14 close in time to each other and that those two stores
15 are located on the same street refresh your memory that
16 you bought them both on the Noland Road locations?

17 A No.

18 Q Okay. If you turn to page 41 in your
19 interrogatory responses, please.

20 You have a list starting Food Bruno and Meeko
21 Ate about two thirds down the page; do you see that?

22 A Yes.

23 Q Now, when were you testifying earlier I
24 thought you had told me that those two dogs ate only
25 Diamond food while you owned them?

1 about what is in paragraph 5, I am not going to
2 stop her from answering proper questions, but that
3 last question was improper.

4 MS. CAVERLY: Can you find the question?

5 (Whereupon, the above referred to question
6 was read back by the Court Reporter.)

7 MR. NIELD: That wasn't the question, you can
8 answer that question. Again, it's the attorneys,
9 the author of the complaint, but go ahead, if you
10 can answer it.

11 THE WITNESS: No, that is not correct.

12 BY MS. CAVERLY:

13 Q Why between the filing of the Fourth Amended
14 Complaint in April of 2008 and your submitting responses
15 to interrogatories in June of 2008, did you suddenly
16 identify Natura Pet Products as a manufacturer from whom
17 you had purchased products?

18 MR. NIELD: That lacks foundation, calls for
19 speculation, it may seek attorney-client
20 information. If you actually did that, go ahead
21 and answer the question.

22 THE WITNESS: I didn't suddenly include them,
23 they have been included all along.

24 (BY Ms. Caverly)

25

1 BY MS. CAVERLY:

2 Q They are not included in Exhibit 2 at
3 paragraph 5 which sets forth the Defendants who you
4 purchased product from, are they?

5 A I --

6 MR. NIELD: Well, it lacks foundation, calls
7 for speculation, it's vague and ambiguous, overly
8 broad and argumentative, but you can answer the
9 question.

10 THE WITNESS: I don't see a detailed list in
11 item 5. I do not feel that with the mention of
12 PetSmart and PetCo that Natura was not included.

13 (BY Mr. Nield)

14 MR. NIELD: You have answered the question.

15 BY MS. CAVERLY:

16 Q Is it your position that because the retailers
17 PetSmart and PetCo where you assert that you purchased
18 Natura products are included in paragraph 5 that it was
19 your intention to name Natura Pet Products as one of the
20 products that you personally were suing over?

21 MR. NIELD: That is another -- it's another
22 improper question, it lacks foundation, calls for
23 speculation, assumes facts not in evidence. It's
24 getting into attorney-client privilege.

25 MS. CAVERLY: You don't need to instruct --

1 (BY Mr. Nield)

2 MR. NIELD: I'm sorry, counsel, was that an
3 Exhibit?

4 MS. CAVERLY: Yes.

5 MR. NIELD: Oh, here it is. Are you done with
6 this?

7 THE WITNESS: Are we anywhere near another
8 break time?

9 MS. CAVERLY: If you need a break, we can take
10 a break.

11 THE WITNESS: I would like one.

12 MS. CAVERLY: Certainly.

13 THE VIDEOGRAPHER: Going off the video record
14 4:53 p.m.

15 (Whereupon, a short recess was had.)

16 THE VIDEOGRAPHER: We are now back on the
17 video record 5:11 p.m., Tape Number 5.

18 (BY Ms. Caverly)

19 BY MS. CAVERLY:

20 Q Ms. Peters, when you purchased the Innova and
21 Evo products that you bought from PetSmart and Petco at
22 the end of 2006, beginning of 2007, did you pay for
23 those products or did your mother?

24 A I did.

25 Q How did you pay?

1 A Cash. It is possible that it could have been
2 on my mother's receipt. Each company has a pet perk
3 type little membership card, the more you purchase with
4 them, the more benefit that they -- the purchaser
5 receives, so it's possible I used her card.

6 Q You don't have one of those cards yourself,
7 correct?

8 A I do, but we don't have store locations near
9 us, and my mom would benefit more from it than I would.

10 Q What is your mother's name?

11 A Carmen, C-A-R-M-E-N, Crail, C-R-A-I-L.

12 Q Is there some reason that you paid cash for
13 these purchases, because they would add up to a
14 considerable amount?

15 A I always do.

16 Q Does your mother, she has a card that you used
17 at both PetSmart and Petco?

18 A She has a card at both PetSmart and Petco. I
19 most likely used her card. I don't really remember for
20 sure.

21 Q For your own card, do you have a card at both
22 Petco and PetSmart?

23 A No.

24 Q Do you have a card at either, a frequent buyer
25 card at either of those stores?

1 A Yes.

2 Q What is the name on your account?

3 MR. NIELD: Do you have a card for both
4 stores?

5 THE WITNESS: Yes. I don't --

6 BY MS. CAVERLY:

7 Q Let's start with PetSmart, do you have a
8 frequent buyer card in your own name for PetSmart?

9 A I am going to assume it's in my name, it's not
10 embossed to tell me.

11 Q Okay. If I can look at it I will just take
12 down the little bar code, because that is probably what
13 they would look at to tell them whose card this is.

14 Ms. Peters has given me her PetSmart Pet Perks
15 card, and the number under the bar code is 44008045320.
16 Thank you.

17 And Ms. Peters has also given me her Petco
18 Palls Card. The number on the back of that card under
19 the bar code is 318254210.

20 Is it your practice at Petco to always use
21 either yours or your mother's frequent buyer card?

22 A I rarely use mine. I don't shop enough to get
23 the perks, but for my mom I will, I will use hers.

24 Q So when you are with your mother at Petco you
25 would use her frequent buyer card, correct?

1 A Yes.

2 Q And when your mother -- Strike that. When you
3 are with your mother at PetSmart it's your practice to
4 use her frequent buyer card at that store, correct?

5 A Correct.

6 (Whereupon, the below referred to document
7 was marked as Plaintiff's Exhibit No. 13.)

8 (BY Ms. Caverly)

9 BY MS. CAVERLY:

10 Q Show you what I will mark as Exhibit 13, Bates
11 numbered Plaintiff Peters 471 through 474.

12 Do you recognize this as a review that you
13 posted on the Internet related to California Natural
14 Chicken & Brown Rice?

15 A Yes.

16 Q At the beginning of this review you write on
17 page 1:

18 "I have trouble getting behind a pet food
19 which the company has a class action filed against them
20 for false advertising."

21 Do you see that sentence?

22 A Yes.

23 Q Nowhere in this review do you tell your
24 readers that you are a Plaintiff in that class action,
25 do you?

1 taken them to the vet?

2 A No.

3 Q Did the price that you paid for the Natura Pet
4 Products that you purchased have any bearing on your
5 purchase?

6 A No.

7 Q Can you recall whether you spent say \$20, \$50,
8 \$100, \$200 or any estimate of what you spent on the
9 Natura products that you bought at the end of 2006,
10 beginning of 2007 at PetSmart or Petco?

11 A I don't know.

12 Q Do you even have any sense in your mind that
13 they were expensive or inexpensive relative to the other
14 foods that you had to choose from?

15 MR. NIELD: It's vague and ambiguous.

16 THE WITNESS: I don't recall how it was
17 priced.

18 BY MS. CAVERLY:

19 Q Price was not a concern to you, correct?

20 A That is correct.

21 Q Do you feel that you got any benefits at all
22 from the Natura Pet Products that you fed to Odie?

23 A No.

24 Q Odie did stay Aleve for three or four months
25 eating those foods, correct?

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READING AND SIGNING

(DATE) (NAME)

Sworn to and subscribed before
me this ____ day of _____, 2008.

Notary Public
My Commission expires:

1			ERRATA SHEET
2	PAGE NO.	LINE NO.	
3	_____	_____	_____
4	_____	_____	_____
5	_____	_____	_____
6	_____	_____	_____
7	_____	_____	_____
8	_____	_____	_____
9	_____	_____	_____
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23	_____	_____	_____
24	SIGNATURE _____		DATE _____
25			

1 September 6, 2008

2

3 TO: SUSAN PETERS, DEPONENT
4 C/O PATRICK N. KEEGAN, ESQUIRE
4370 La Jolla Village Drive, Suite 640
San Diego, California 92122

5

6 RE: Blaszkowski vs. Mars, Inc., et al.
CASE NO. 1:07-21221 CIV-ALTONGA/BROWN
7 Please take note that on Monday, the 25th day of August
2008, you gave a deposition in the above
8 referred to matter. At that time, you did not
waive signature. It is now necessary that you sign
9 your deposition.

10

As previously agreed to, the transcript will be
furnished to you through your counsel. Please read
the following instructions:

11

12 At Page 271 you will find an errata sheet. As you
read your deposition, any changes or corrections
13 that you wish to make should be noted on the errata
sheet, citing page and line number of said change.
14 DO NOT write on the transcript itself. Once you
have read the transcript and noted any changes,
15 be sure to sign and date the errata sheet and
return these pages in the self-addressed envelope
that has been provided for your convenience.
16 You need not return the entire transcript.

17

If you do not read and sign the deposition within
thirty (30) days, the original, which has already
18 been forwarded to the ordering attorney, may be
filed with the Clerk of the Court. If you wish to
19 waive your signature, sign your name in the blank
at the bottom of this letter and return it to us.

20

Very truly yours,

21

Evan A. Ferguson
(Esquire Deposition Services)

22

23 I do hereby waive my signature.

24

SUSAN PETERS

25

cc: via transcript: KRISTEN E. CAVERLY, ESQUIRE