

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**

<p>JOSE TRUJILLO, individually and on behalf of all others similarly situated,</p> <p style="text-align: right;">Plaintiffs,</p> <p style="text-align: center;">vs.</p> <p>APPLE COMPUTER, INC., a California Corporation, and AT&amp;T MOBILITY LLC, a Georgia Corporation,</p> <p style="text-align: right;">Defendants.</p>	<p>Case No. 1:07-cv-04946</p> <p>DECLARATION OF KEVIN RANLETT IN SUPPORT OF AT&amp;T MOBILITY LLC's MOTION TO COMPEL ARBITRATION AND DISMISS ACTION</p>
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I, Kevin Ranlett, hereby declare as follows:

1. I am employed as an attorney by the law firm of Mayer Brown LLP. I have personal knowledge of the following facts and am otherwise competent to testify.
2. On October 4, 2007, I visited the Wireless web page of the website of PowerNet Mobile (<http://ecare.pngcom.com/site/wireless/>) and clicked on the "Legal Terms & Conditions" link at the bottom of the web page. Those Terms and Conditions do not include an arbitration provision. A true and correct copy of those Terms and Conditions is attached as Exhibit 1.
3. On October 4, 2007, I used the "Check Your Area For Coverage" tool on the web site of PowerNet Mobile (<http://ecare.pngcom.com/site/wireless/index.php>) by inputting the zip code for the billing address of plaintiff Jose Trujillo. The web site indicated that "[t]here is coverage in your area. Your zip code indicates that a local number and coverage is available in your area." The web site also provided a link to PowerNet Mobile's coverage map (<http://ecare.pngcom.com/site/wireless/pngcoveragemap.pdf>). A true and correct copy of that coverage map is attached as Exhibit 2.
4. On October 13, 2007, I visited the "Terms of Service" web page on the web site of Virgin Mobile (<http://web.virginmobileusa.com/about/terms-and-conditions>). Those Terms of

Declaration of Kevin Ranlett in Support of AT&T  
Mobility LLC's Motion to Compel Arbitration

1 Service do not include an arbitration provision. A true and correct copy of those Terms of  
2 Service is attached as Exhibit 3.

3 5. On October 13, 2007, I visited the "Check Coverage" tool on the web site of  
4 Virgin Mobile (at <http://www.virginmobileusa.com/coverage/prepareCoverage.do>) by inputting  
5 the city and state of Mr. Trujillo's billing address. The web site confirmed that there is coverage  
6 in Mr. Trujillo's area. A true and correct copy of the coverage map for that area is attached as  
7 Exhibit 4.

8 I declare under penalty of perjury that the foregoing is true and correct. Executed this  
9 15th day of October, 2007 at Washington, DC.

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11 \_\_\_\_\_  
Kevin Ranlett

**CERTIFICATE OF SERVICE**

I, Sarah E. Reynolds, an attorney, hereby certify that a true and correct copy of the **Declaration of Kevin Ranlett in Support of Defendant AT&T Mobility LLC's Motion to Compel Arbitration and Dismiss Action** was served on the following counsel of record via electronic delivery on October 16, 2007.

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Respectfully submitted,

/s/Sarah E. Reynolds

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*Attorney for Defendant AT&T Mobility LLC*

Dated: October 16, 2007