

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
(NEWARK VICINAGE)**

DEBORAH FELLNER,

Plaintiff,

v.

TRI-UNION SEAFOODS, L.L.C.,
d/b/a CHICKEN OF THE SEA,

Defendant.

: CIVIL ACTION NO. 2:06-CV-688 (DMC)-MF
:
: **CERTIFICATION OF KENNETH A.
: SCHOEN IN SUPPORT OF MOTION FOR
: PROTECTIVE ORDER**
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Kenneth A. Schoen hereby certifies as follows:

1. I am an attorney admitted to practice law in the state and federal courts of New Jersey and a partner with the law firm of Bonner Kiernan Trebach & Crociata, LLP, counsel for defendant Tri-Union Seafoods, L.L.C. d/b/a/ Chicken of the Sea in the above-captioned matter. I am fully familiar with the factual and procedural history of this case.

2. I submit this certification in support of Defendant Tri-Union's motion to dismiss plaintiff's Complaint pursuant to Fed R. Civ. P. 12(b)(6) for failure to state a claim. As Tri-Union's motion requesting the Court to take judicial notice was granted, we annex copies of some of the judicially noticed documents as part of this Certification.

3. A true and correct copy of plaintiff's Complaint against Tri-Union is annexed as **Exhibit "A"** to the motion.

4. A true and correct copy of plaintiff's Amended Complaint against Tri-Union is annexed as **Exhibit "B"** to the motion.

5. A true and correct copy of Plaintiff's First Set of Interrogatories to Defendant are annexed as **Exhibit "C"** to the motion.

6. A true and correct copy of Plaintiff's First Request for Production of Documents Addressed to Defendant is annexed as Exhibit "D" to the motion.

7. Copies of unpublished decisions cited within the brief are annexed as Exhibit "E".

I certify that the foregoing statements made by me are true, and I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: December 15, 2010



Kenneth A. Schoen (#KS-7180)