1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON 8 KEVIN MCCLINTIC, on behalf of itself 9 and all others similarly situated 10 Plaintiff, NO. 11 v. DECLARATION OF SHEILA GILL IN SUPPORT OF LITHIA MOTORS, 12 LITHIA MOTORS, INC. INC.'S NOTICE OF REMOVAL 13 Defendant. 14 15 SHEILA GILL declares the following: 16 1. I am of legal age and make the following statements based upon my 17 personal knowledge. 18 2. I am the Compliance Manager at DMEautomotive ("DME"). 19 3. DME facilitated the delivery of text messages on behalf of Lithia Motors, 20 Inc. The number of text messages placed nationally in the four years prior to May of 2011 21 exceeds 3,500 text messages. 22 Sworn to under penalty of perjury under the laws of the State of Washington and 23 the United States on this 23rd day of May, 2011 at Jacksonville, Florida. 24 25 26 LANE POWELL PC DECLARATION OF SHEILA GILL IN SUPPORT OF 1420 FIFTH AVENUE, SUITE 4100

075801,0001/5073662.1

LITHIA MOTORS, INC.'S NOTICE OF REMOVAL - 1

SEATTLE, WASHINGTON 98101-2338 206.223.7000 FAX: 206.223.7107

CERTIFICATE OF SERVICE

Pursuant to RCW 9.A.72.085, the undersigned certifies under penalty of perjury under the laws of the State of Washington, that on the 23rd day of May, 2011, the document attached hereto was presented to the Clerk of the Court for filing and uploading to the CM/ECF system. In accordance with their ECF registration agreement and the Court's rules, the Clerk of the Court will send e-mail notification of such filing to all CM/ECF participants and any non-CM/ECF participants will be served in accordance with the Federal Rules of Civil Procedure.

Kim Williams
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E-Mail: roblin@williamslaw.com
E-Mail: kim@williamslaw.com

DATED this 23rd day of May, 2011 at Seattle, Washington.

Jaus Wiley

DECLARATION OF SHEILA GILL IN SUPPORT OF LITHIA MOTORS, INC.'S NOTICE OF REMOVAL - 2

LANE POWELL PC 1420 FIFTH AVENUE, SUITE 4100 SEATTLE, WASHINGTON 98101-2338 206.223.7000 FAX: 206.223.7107