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12 *Attorneys for Plaintiffs Lynn Slovin,*
 13 *Samuel Katz, Jeffery Price, and*
 14 *Justin Birkhofer, on their own*
 15 *behalf, and on behalf of all others*
 16 *similarly situated*

16 **IN THE UNITED STATES DISTRICT COURT**
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

18 LYNN SLOVIN, an individual, on her own
 19 behalf and on behalf of all others similarly
 20 situated,

21 Plaintiff,

22 v.

23 SUNRUN, INC., a California corporation,
 24 CLEAN ENERGY EXPERTS, LLC, a
 25 California limited liability company doing
 26 business as SOLAR AMERICA, and
 27 DOES 1-5, inclusive,

28 Defendants.

Case No. 4:15-cv-05340-YGR

DECLARATION OF LYNN SLOVIN

Hon. Yvonne Gonzalez Rogers

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DECLARATION OF LYNN SLOVIN

I, Lynn Slovin, state and declare as follows:

1. I am over the age of 18 years. I am a named plaintiff in the lawsuit entitled *Slovin v. Sunrun, Inc., et al*, Case No. 4:15-cv-05340-YGR.

2. I have personal knowledge of the facts stated in this declaration, and if called as a witness, could and would testify competently to the truth of the facts as stated herein.

3. Before this case, I had not been in a lawsuit, whether a class action or an individual lawsuit. I have a demanding job, and therefore, I don't have lots of free time. But after approximately six months of relentless, harassing, and abusive solar telemarketing calls from people saying they were calling from Solar America, and me repeatedly demanding that the company put me on their Do Not Call list (they often hung up on me when I made this demand), and writing the company about the my experience without obtaining any relief, I felt I needed to do something to put an end to the calls. I did some searches on the internet and eventually found my lawyers.

4. I understood and believed that a lawsuit was the only way to stop the calls I was receiving. And I learned that a class action could help what turned out to be many hundreds of thousands of other people out there just like me who were having the same problem and feeling helpless. With this lawsuit and the help of my lawyers, I finally felt that I was empowered to make a difference and put an end to the harassing telemarketing calls from the Defendants.

5. When I hired my lawyers, I committed to represent the interests of everyone like me, and spend as much time as was necessary to make the Defendants change their practices and compensate people for their wrongdoing.

6. I have devoted many hours working with my lawyers to identify the calls made to me and link the calls to the Defendants. I took screenshots of the various incoming numbers that appeared on my cell phone, downloaded months of my call personal records from my wireless provider, provided my counsel with notes about my recollections about the substance of the calls, and retrieved my postings on various consumer complaint boards about the calls.

1 7. During the course of the litigation, I consulted with my attorneys on a regular
2 basis, asked for and received updates on the status of the litigation, and provided my input
3 whenever needed.

4 8. I also devoted well over a hundred hours working with my attorneys in preparing
5 discovery responses and producing the documents requested by Defendants. I responded to one
6 hundred thirty eight requests for production of documents, nineteen interrogatories and two
7 requests for admission. I also had to work with my attorneys to supplement the discovery
8 responses several times during the lawsuit. And while I consider the identity of the people who
9 call me and the people I call to be private, I consented to provide the Defendants with my
10 authorization to subpoena my telecommunications provider to retrieve all my call records. I
11 could recognize that the Defendants were trying to harass me with overly broad requests for
12 personal information, when I was the victim of harassing telephone calls, but I chose to provide
13 as much information as possible and help my lawyers focus on succeeding in this lawsuit.

14 9. I took a vacation day from work not to go on vacation, but to meet with my
15 attorneys in-person to prepare for my deposition and to attend my deposition. My deposition
16 took place in Washington, D.C. and was attended by Sunrun's in-house counsel. The
17 Defendants' lawyers literally spent over four hours of time asking me questions about receiving
18 phone calls and implied that they had nothing to do with the calls.

19 10. Shortly after my deposition, Defendants presented me with what I understand is
20 called a "Rule 68 Offer of Judgment" for \$100,000.00. I consulted with my attorneys on the
21 consequences of rejecting the offer. That I would be offered a \$100,000.00 for receiving
22 telephone calls, which the Defendants denied even making, said a lot to me. Although I had a
23 full time job and realized that continuing to fight the case would consume more of my time and
24 effort and that \$100,000.00 was likely more money than I would personally obtain if I won at
25 trial with this class action, I wanted to achieve the goals I had in bringing this lawsuit. I knew
26 that just "taking the money" would mean that people all over the country would still have to get
27 calls from Solar America and literally be helpless and not capable of making the calls stop. As I
28 told the Defendants' attorneys when I was deposed, I wanted any resolution of the case to

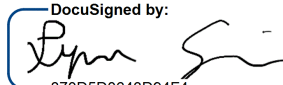
1 include both financial relief to not just myself, but to others who received harassing solar related
2 calls. I knew there were risks in rejecting the settlement offer, but I rejected the offer because I
3 wanted to help others and not walk away from what I had started.

4 11. I consulted with my counsel throughout the litigation, mediation and settlement
5 process to ensure that these my goals were achieved. I am confident that the monetary relief
6 from the settlement will compensate class members and deter the Defendants (and hopefully,
7 other solar companies) from future TCPA violations. I also believe that the promises Sunrun and
8 Clean Energy Experts have made to fix their telemarketing practices and to police the
9 telemarketing practices of their third party telemarketers, some of whom are offshore, will
10 significantly benefit class members. I also believe that Defendants' promise to implement
11 procedures to adequately document and audit telemarketing complaints made by consumers will
12 address the reasons why I initiated the lawsuit.

13 12. I think it is important that the Court know that agreeing to be a class
14 representative in a robocall class action, where one only becomes involved because you feel you
15 are being harassed (in my case, I was actually hung up on when I asked not to be called again), is
16 very difficult. I got involved because I was being harassed, and the litigation, simply over phone
17 calls I did not want, felt harassing. My lawyers and I stood up to the Defendants, we did not
18 capitulate and the relief we obtained is very important.

19 Based on the significant time I sent, the fact that I was the first person to come forward
20 and start this class action, the significant risk I incurred in rejecting the \$100,000 settlement
21 offer, the fact that I placed the interests of the class well ahead of my interests, I request that the
22 Court award me a fair and reasonable service award. I declare under penalty of perjury under the
23 laws of the United States that the foregoing is true and correct.

24 Dated ^{4/4/2019} _____, at Baltimore, Maryland

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26 _____
27 Lynn Slovin
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