

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI**

IN RE BLUE BUFFALO COMPANY,            )  
LTD. MARKETING AND SALES            )     Case No. 14-md-02562-RWS  
PRACTICES LITIGATION                 )  
  )  
RELATES TO: ALL CASES                 )

**SUPPLEMENTAL DECLARATION OF DEBORAH KRAVITZ IN SUPPORT OF  
PLAINTIFFS’ OMNIBUS RESPONSE TO OBJECTIONS TO THE FINAL APPROVAL  
OF THE SETTLEMENT**

I, Deborah Kravitz, declare as follows:

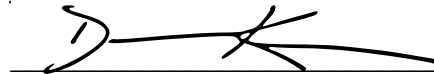
1. I am an attorney licensed to practice before all courts of the State of Maryland, and am additionally admitted to practice in California and the District of Columbia. I have been admitted to practice before this court pro hac vice, and am a partner of the law firm of KamberLaw LLP (“KamberLaw”). I have worked closely with Scott A. Kamber, of KamberLaw LLC, who serves as Class Counsel, Settlement Counsel, and Chair of the Executive Committee of Plaintiffs’ counsel, in the above-captioned litigation, and make this declaration in support of Plaintiffs’ Omnibus Response to Objections to the Final Approval of the Settlement.

2. I have actively participated in all aspects of this litigation, including the negotiation of the settlement, and am fully familiar with the proceedings. If called upon, I am competent to testify that the following facts are true and correct based upon my personal knowledge.

3. Attached hereto as Exhibit A are true and correct copies of excerpts from the transcript of the deposition of objector Jennifer Houser.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 13, 2016  
Sonoma County, California

A handwritten signature in black ink, appearing to be 'D. Kravitz', written over a horizontal line.

Deborah Kravitz

# **EXHIBIT A**

Jennifer Houser

May 4, 2016

UNITED STATES DISTRICT COURT  
FOR THE  
EASTERN DISTRICT OF MISSOURI

Civil Action No.: 4:14-MD-2562-RWS

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DEPOSITION OF JENNIFER HOUSER

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IN RE: BLUE BUFFALO COMPANY, LTD.  
MARKETING AND SALES PRACTICES LITIGATION

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Wednesday, May 4, 2016

1:01 p.m.

PURSUANT TO NOTICE and the Rules of Civil Procedure, the above-entitled deposition was taken on behalf of the Class, at 3900 East Mexico Avenue, Suite 300, Denver, Colorado, before Jessica R. Benson, Certified Shorthand Reporter and Notary Public within Colorado.

Jennifer Houser

May 4, 2016

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APPEARANCES

For the Deponent:  
FAIRFAX JONES, ESQ. (Via Telephone)  
Casserly Jones, P.C.  
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For the Class:  
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KamberLaw, LLC  
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For the Defendant, Blue Buffalo Co., Ltd.:  
AILEEN FAIR, ESQ. (Via Telephone)  
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New York, New York 10036  
(212)336-2286

Jennifer Houser

May 4, 2016

1 is a much more descriptive name than Mr. Jones.

2 A. It is.

3 Q. But just assume for purposes of this  
4 deposition that Mr. Jones or Fairfax both refer to  
5 Fairfax Jones.

6 MR. JONES: Thank you.

7 A. Maybe two months ago. I don't even know what  
8 month it is. I want to say February. February.

9 Q. (BY MR. KAMBER) And how did that come to  
10 pass?

11 A. I was looking at the Blue Buffalo class  
12 action suit, and I Googled around and was looking for a  
13 lawyer that was associated with it. I found him on the  
14 Internet. Google. Google gives you everything.

15 Q. Did you -- do you remember what you Googled  
16 in order to find Mr. Jones?

17 A. No. Probably pet food class action. I don't  
18 know. I honestly don't remember.

19 Q. What was your understanding of Mr. Jones'  
20 involvement in the case at the time that you contacted  
21 him?

22 A. I had no idea. I called just out of  
23 curiosity.

24 Q. Was it your understanding from the Google  
25 search that Mr. Jones was involved in this case?

Jennifer Houser

May 4, 2016

1 A. Not directly, no.

2 Q. Did you have any reference to Mr. Jones  
3 besides the Google search?

4 A. Nope.

5 Q. At what point -- did you retain Mr. Jones to  
6 be your attorney in this action?

7 A. I don't remember.

8 Q. Is there any written agreement between you  
9 and Mr. Jones?

10 A. I'm trying to think.

11 MR. JONES: I can't hear you.

12 MR. KAMBER: She's thinking. She's thinking.  
13 She doesn't think that loudly.

14 THE WITNESS: I'm thinking. I don't remember  
15 the date line of retain -- retaining you.

16 MR. JONES: That's all right. If you don't  
17 remember, just say you don't remember.

18 A. I don't remember. That's easy.

19 Q. (BY MR. KAMBER) Do you remember whether or  
20 not you signed a retainer agreement with Mr. Jones? I'm  
21 not asking the when. I'm just asking did you sign a  
22 retainer agreement with Mr. Jones?

23 A. I don't remember.

24 Q. Are you paying Mr. Jones for his services?

25 A. I have not paid him as of yet.

May 4, 2016

1 Q. Get out of here. I don't disagree with you.

2 MR. JONES: It's getting late over here,  
3 Scott.

4 MR. KAMBER: We're trying. I can never  
5 predict how long it takes. I know how long it takes me  
6 to ask the questions. I never know how long it takes to  
7 answer them. we're getting --

8 MR. JONES: That's all right.

9 MR. KAMBER: We're getting close.

10 Q. (BY MR. KAMBER) Do you know what lodestar  
11 is?

12 A. Lodestar? That's not ringing a bell right  
13 now.

14 Q. Okay. What do you think is a reasonable way  
15 for attorneys to be paid in a class action? What's a  
16 reasonable amount?

17 MR. JONES: Objection.

18 Q. (BY MR. KAMBER) Sorry. Let me rephrase  
19 that. What's your opinion as to what a reasonable  
20 way -- a reasonable computation for compensation should  
21 be for attorneys who represent plaintiffs in a class  
22 action for class counsel?

23 A. I guess a percentage of the -- a percentage  
24 of the final. So in this case it would be --

25 Q. A percentage of the 32 million?



Jennifer Houser

May 4, 2016

1           A. -- a percentage of the 32 million. Yes. My  
2 God.

3           Q. What do you think is a fair percentage of the  
4 32 million?

5           A. I don't know.

6           Q. Is 40 percent a fair percentage?

7           A. I don't know.

8           Q. Okay. When you -- let me go back a second to  
9 the beginning. When you first found Fairfax -- three  
10 Fs. When you first found Fairfax by your Google  
11 searches, when you used the word "Google" for Google  
12 searches, were you meaning literally Google; or were you  
13 using it like a generic expression like Kleenex for  
14 tissue? Were you meaning that you would go on  
15 Google.com and type in a search, or do you use some  
16 other search engine? And I ask you because --

17           A. I use a couple different search engines.

18           Q. Do you remember on which search engine you  
19 looked for -- you looked for an attorney in this case?

20           A. No.

21           Q. Was it Google?

22           A. Could have been.

23           Q. Okay.

24           A. Possible.

25           Q. Okay. Because you used the term "Google,"