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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15 IN RE  
16 MYFORD TOUCH CONSUMER  
17 LITIGATION

Case No. 3:13-cv-03072-EMC

**NOTICE OF FILING DECLARATION  
OF PLAINTIFF JOE D'AGUANNO IN  
SUPPORT FOR ATTORNEYS' FEES,  
COSTS, AND SERVICE AWARDS**

Date: November 21, 2019  
Time: 1:30 p.m.  
Courtroom: 5, 17th Floor  
Judge: Hon. Edward M. Chen

**NOTICE OF FILING**

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2  
3 Plaintiff Joseph D’Aguanno submits the attached Declaration in Support of  
4 Plaintiffs’ Motion for Attorneys’ Fees, Costs and Service Awards (Dkt. No. 527),  
5 which was referenced in footnote 14 of that Motion where it states this declaration  
6 would be forthcoming.  
7

8 Respectfully submitted,

9  
10 DATED: August 19, 2019

DICELLO LEVITT GUTZLER LLC

11 By: /s/ Adam J. Levitt  
12 Adam J. Levitt

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the foregoing was filed electronically via the Court’s ECF system, on August 19, 2019. Notice of electronic filing will be sent to all parties by operation of the Court’s electronic filing system.

DATED: August 19, 2019

DICELLO LEVITT GUTZLER LLC

By:           /s/ Adam J. Levitt            
Adam J. Levitt

# EXHIBIT A

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN FRANCISCO DIVISION

4 IN RE  
5 MYFORD TOUCH CONSUMER  
6 LITIGATION

Case No. 3:13-cv-03072-EMC

**DECLARATION OF JOSEPH  
D'AGUANNO IN SUPPORT OF  
PLAINTIFFS' MOTION FOR  
ATTORNEYS' FEES, COSTS, AND  
SERVICE AWARDS**

7  
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9  
10 Date: November 21, 2019  
11 Time: 1:30 p.m.  
12 Courtroom: 5, 17th Floor  
13 Judge: Hon. Edward M. Chen

14 **DECLARATION OF JOSEPH D'AGUANNO**

15 I, Joseph D'Aguanno, declare as follows pursuant to 28 U.S.C. § 1746:

16 1. I am one of the Plaintiffs in this case and was appointed by the Court as a  
17 representative for the Arizona class. I have personal knowledge of the information set  
18 forth herein and, if called upon, am competent to testify to the content of this declaration.

19 2. I submit this declaration in support of Plaintiffs' Motion for Attorneys'  
20 Fees, Costs, and Service Awards.

21 3. I became involved in this litigation around July 18, 2013.

22 4. I helped Class Counsel with the initial investigation of this matter,  
23 including: several interviews with counsel, searching for emails and other documents  
24 regarding the purchase of my vehicle and the problems with my MyFord Touch system,  
25 document reviews, and research. This took upwards of 5-10 hours.

26 5. I have been closely involved and attentive to this litigation. I take my  
27 responsibility as representative very seriously.

1           6.     Over the past six years since the lawsuit was filed, I communicated with  
2 Class Counsel countless times by email, text, and phone. I interrupted my work day to  
3 take phone calls and correspond with Class Counsel. I consulted with Class Counsel  
4 about the case status and provided input on the decisions being made in the case. I spent  
5 approximately 5-10 hours on status updates and providing related input.

6           7.     I also spoke with Class Counsel many times about document production  
7 and issues with my MyFord Touch system.

8           8.     I worked with Class Counsel to prepare discovery responses. This included  
9 information disclosure, responding to discovery requests, and gathering documentation.  
10 I estimate that I produced hundreds of pages of documents, which also took considerable  
11 time and effort to scan and organize. I also made audio/video recordings of issues with  
12 the car. I spent approximately 10-20 hours on discovery-related activities.

13          9.     I gave a videotaped deposition. The deposition went all day, causing me to  
14 miss a day of work. In addition to the day of the deposition, I travelled to and from the  
15 deposition and prepared with Class Counsel for several hours before the deposition.  
16 Total deposition-related time was around 10 hours.

17          10.    In sum, I spent no less than 40 hours working on this case, always with the  
18 best interests of the class in mind.

19          11.    I understand that Class Counsel took this case on a contingency basis, and  
20 neither they nor I have received any compensation from anyone for the work devoted to  
21 this matter.

22                I declare under penalty of perjury, under the laws of the State of Arizona, the State  
23 of California, and the United States, that the foregoing is true and correct to the best of  
24 my knowledge.

25                Executed August 19, 2019, in Phoenix, Arizona.

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JOSEPH D'AGUANNO