

1 **FITZGERALD JOSEPH LLP**  
 2 JACK FITZGERALD (SBN 257370)  
 3 *jack@fitzgeraldjoseph.com*  
 4 PAUL K. JOSEPH (SBN 287057)  
 5 *paul@fitzgeraldjoseph.com*  
 6 MELANIE PERSINGER (SBN 275423)  
 7 *melanie@fitzgeraldjoseph.com*  
 8 TREVOR M. FLYNN (SBN 253362)  
 9 *trevor@fitzgeraldjoseph.com*  
 10 CAROLINE S. EMHARDT (SBN 321222)  
 11 *caroline@fitzgeraldjoseph.com*  
 2341 Jefferson Street, Suite 200  
 San Diego, California 92110  
 Phone: (619) 215-1741  
***Class Counsel***

12 **UNITED STATES DISTRICT COURT**  
 13 **SOUTHERN DISTRICT OF CALIFORNIA**

14 MICHAEL TESTONE, COLLIN SHANKS,  
 15 and LAMARTINE PIERRE, on behalf of  
 16 themselves, all others similarly situated, and the  
 17 general public,  
 18 **Plaintiffs,**  
 19 v.  
 20 BARLEAN’S ORGANIC OILS, LLC,  
 21 **Defendant.**

Case No. 3:19-cv-0169-RBM-BGS

**DECLARATION OF LAMARTINE  
 PIERRE**

Judge: Hon. Ruth Bermudez Montenegro

1 I, Lamartine Pierre, declare:

2 1. I am a plaintiff in this case, and I make this declaration based on my own  
3 personal knowledge.

4 2. I volunteered to serve as a named plaintiff because it is misleading for Barlean's  
5 to advertise its coconut oils as healthy and I wanted to help put an end to its false advertising.

6 3. I have worked with my attorneys on this case for almost four years now, staying  
7 up to date on developments and providing assistance whenever requested.

8 4. I have been involved in most aspects of the case. For example, I worked with  
9 my attorneys and helped draft portions of the complaint. Before the complaint was filed, I  
10 reviewed it and authorized its filing. I also worked with, reviewed and authorized the filing  
11 of the amended complaint.

12 5. I also helped my attorneys respond to discovery. For example, I searched for  
13 documents, and also searched my electronic devices, email, etc. for documents Barlean's  
14 asked for.

15 6. When Barlean's asked to depose me, I also traveled from New York to San  
16 Diego for the deposition. This required me setting several days aside for travel, preparation,  
17 and the deposition itself.

18 7. I also helped my attorneys prepare several declarations.

19 8. One of these declarations was to respond to Barlean's accusing me of lying in  
20 my deposition and committing perjury. While a simple explanation showed that I was not  
21 intentionally lying like Barlean's accused me of, being accused of perjury could have  
22 seriously damaged my professional reputation.

23 9. I also provided a declaration when we moved for class certification.

24 10. I also made myself available during or participated in all the settlement meetings  
25 with the court.

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1 11. Finally, I talked with my attorneys about the settlement offered by Barlean's and  
2 considered the pros and cons of the settlement before agreeing to it. I also reviewed the written  
3 agreement and signed the agreement when it was finally ready.

4 12. I am pleased with the settlement because it forces Barlean's to stop making  
5 misleading statements about its coconut oils and it provides money to people who purchased  
6 the coconut oils.

7  
8 I declare under penalty of perjury that the foregoing is true and correct to the best of  
9 my knowledge.

10 Executed on 1/4/2023 in Valley Stream, New York.

11  
12 By:   
13 Lamartine Pierre  
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