

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOANNE HART and SANDRA BUENO, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

BHH, LLC d/b/a Bell + Howell and VAN HAUSER  
LLC

Defendants.

Civil Action No. 1:15-CV-04804-WHP

**DECLARATION OF SANDRA BUENO IN SUPPORT OF PLAINTIFFS' MOTION FOR  
FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND MOTION FOR  
ATTORNEYS' FEES, COSTS, EXPENSES, AND INCENTIVE AWARDS**

I, Sandra Bueno, declare as follows:

1. I am an adult over the age of 18 and a resident of the State of California. I am a Class Representative in this lawsuit, which is currently pending in the United States District Court for the Southern District of New York. I make this Declaration in support of (i) the Motion for Final Approval of Class Action Settlement, and (ii) the Motion for Attorneys' Fees, Costs, Expenses, And Incentive Awards. The statements made in this Declaration are based on my personal knowledge and, if called as a witness, I could and would testify thereto.

2. On May 21, 2016, I purchased a pack of Bell + Howell Ultrasonic Pest Repellers from Harriet Carter Gifts Catalog.

3. I retained qualified legal counsel to work on this case on my behalf, and on behalf of other Class Members. I assisted with the litigation of this case by assisting with the pre-suit investigation. Specifically, I described to my lawyers the details of my purchase and use of the Repellers. I stated that I relied on the claims that the product was an "ultrasonic pest repeller"

effective to repel “ants, spiders, roaches, mice, and rats” and would “drive pests out,” when deciding to purchase the product. I also described how I used the Repellers according to the directions for use, but that they did not work as advertised.

4. I worked with my attorneys to prepare the First Amended Complaint in this case, and I carefully reviewed the First Amended Complaint for accuracy and approved it before it was filed.

5. During the course of this litigation, I kept in regular contact with my lawyers. Specifically, I conferred with them regularly by phone and e-mail to discuss the status of the case. We also discussed case strategy, motions that were currently pending, document and deposition discovery, mediations, and the prospects of settlement. Furthermore, when appropriate, I informed my attorneys of additional facts for their research and consideration.

6. I also coordinated with my lawyers to search for documents that Defendants requested in formal discovery, such as the physical Repeller that I purchased and purchase receipts.

7. In addition, I prepared for my deposition, which took place on March 9, 2017.

8. My lawyers have kept me well informed regarding the numerous efforts to resolve this matter. I discussed the Settlement Agreement with them and gave my approval prior to its execution.

9. Based on my interactions with my attorneys, I believe they have fairly and adequately represented me and the other Class Members and will continue to do so.

10. Throughout this litigation, I understood that, as a Class Representative, I have an obligation to protect the interests of other Class Members and not act just for my own personal benefit. I do not have any conflicts with other Class Members. With my counsel’s assistance, I

have done my best to protect the interests of other Class Members and will continue to fairly and adequately represent the Settlement Class to the best of my ability. Indeed, I previously testified in one of my declarations that I was committed to the prosecution of this action to its conclusion.

11. I estimate that I spent approximately 45 hours working with my lawyers on this case.

12. I declare under penalty of perjury under the laws of the United States and the States of New York and California that the foregoing is true and correct. Executed on May 20, 2020 2020 at Los Angeles, California.

  
Sandra Bueno