

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 0:19-cv-60785-SMITH/VALLE

AARON DONDE, individually and on behalf
of all others similarly situated,

CLASS ACTION

Plaintiff,

v.

FREEDOM FRANCHISE SYSTEMS, LLC,
a Florida Company, and FREEDOM
ADVENTURES, LLC, a Florida company

Defendants.

DECLARATION OF AARON DONDE

I, Aaron Donde, declare under penalty of perjury that the following statements are true:

1. I have the personal knowledge required to execute this Declaration, and can confirm the accuracy of the information set forth herein. If sworn as a witness, I could competently testify to the facts contained herein.
2. I retained attorney Avi R. Kaufman and the law firm of Kaufman P.A. to bring a consumer class action lawsuit on my behalf against Freedom Boat Club, including Defendants Freedom Franchise Systems, LLC and Freedom Adventures, LLC, arising from my receipt of text messages from or on behalf of Defendants.
3. I never consented to receive text messages from Defendants and for years before receiving the text messages, I had no relationship with any Freedom Boat Club entity.
4. I brought this case on behalf of myself and on behalf of other recipients of similar text messages. Prior to filing this class case, I engaged in a comprehensive investigation and analysis of my options with my counsel. I sent the text messages that form the basis of the Complaint to my counsel on February 2, 2019 and thereafter engaged in a multi-month pre-suit

investigation with the assistance of counsel to review my prior agreements and correspondence with Freedom Boat Club entities. I was sent a draft of the complaint and personally reviewed and approved it before it was filed in the case, and then was involved in the decision to amend the complaint to identify different Freedom Boat Club entities as the defendants.

5. I stay informed of the progress of this case by emails, in-person conferences, and telephone calls with counsel. I reviewed all material filings. I participated in the extensive discovery process, including locating and forwarding responsive documents and information in response to Defendants' formal discovery requests.

6. I was also available to be deposed and/or for trial, if necessary.

7. I participated in the settlement negotiations, providing my input and approval at each step resulting in the class action settlement of the case presented to the Court for approval. It is my opinion that the settlement achieves a result which is fair and reasonable for the Class which I seek to represent.

8. At no time did I put my interests above the interest of the Class. I always have remained focused on protecting the important privacy interests of the entire Class and in seeking money damages to compensate all members of the Class for the injuries we have sustained because of Defendants' conduct.

9. All matters stated herein are true and correct to the best of my knowledge and belief.

Dated: Sep 18, 2020


Aaron Donde (Sep 18, 2020 15:46 EDT)

Aaron Donde