

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF GRACE MURRAY IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Grace Murray, declare:

1. I am an adult resident of the state of Massachusetts.
2. I am the named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I worked with my attorneys to determine which version of HelloFresh’s Terms and Conditions related to my meal purchases.

9. I responded to HelloFresh’s interrogatories and document requests.

10. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

11. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

12. I have not been offered any preferential treatment to settle this dispute. I understand that, under the Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this ⁵ day of March, 2021, at Somerville, Massachusetts.

Grace Murray

GRACE MURRAY

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF AMANDA ENGEN IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Amanda Engen, declare:

1. I am an adult resident of the state of Minnesota.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. In order to analyze my HelloFresh purchase history and determine the relevant terms and conditions associated with my purchases, I worked with the digital forensics professionals at Vestige, Ltd.

9. I understand Vestige, Ltd. accessed my internet browser history, among other things, to recreate my transactional history with HelloFresh.

10. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

11. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

12. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this ⁵ day of March, 2021, at Plymouth, Minnesota.

Amanda Engen

AMANDA ENGEN _____

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF STEPHEN BAUER IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Stephen Bauer, declare:

1. I am an adult resident of the state of Michigan.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I provided my attorneys copies of emails that I sent to HelloFresh regarding the unwanted calls.

9. I also provided my attorneys information regarding the complaint I filed with the Better Business Bureau.

10. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

11. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

12. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this 5th day of March, 2021, at Warren, Michigan.



STEPHEN BAUER

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF JEANNE TIPPETT IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Jeanne Tippett, declare:

1. I am an adult resident of the state of Michigan.
2. I am the named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email, telephone calls, and in-person meeting.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I also provided my attorneys information regarding the complaint I filed with the Better Business Bureau.

9. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

10. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

11. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this ⁵ day of March, 2021, at _____, _____ 2:49 pm.

Jeanne Tippett

JEANNE TIPPETT

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF ROBIN TUBESING IN SUPPORT OF PLAINTIFFS'
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Robin Tubesing, declare:

1. I am an adult resident of the state of California.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I provided my attorneys copies of my credit card statements that reflected my purchase history with HelloFresh.

9. I also provided my attorneys screenshots that reflected some of the unwanted calls I received from HelloFresh.

10. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

11. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

12. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this 4th day of March, 2021, at Fresno, California.

Robin Tubesing
ROBIN TUBESING

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF NIKOLE SIMECEK IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Nikole Simecek, declare:

1. I am an adult resident of the state of Colorado.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I also provided my attorneys information regarding the complaint I posted online regarding HelloFresh’s unwanted telephone calls.

9. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

10. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

11. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this 5 day of March, 2021, at Cedaredge, Colorado.

NIKOLE SIMECEK

NIKOLE SIMECEK

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF MICHELLE MCOSKER IN SUPPORT OF PLAINTIFFS'
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Michelle McOsker, declare:

1. I am an adult resident of the state of Missouri.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I also provided my attorneys information regarding the complaint I posted online regarding HelloFresh's unwanted telephone calls.

9. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

10. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

11. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this 4th day of March, 2021, at Kansas City, Missouri.



MICHELLE MCOSKER

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF JACQUELINE GROFF IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Jacqueline Groff, declare:

1. I am an adult resident of the state of Pennsylvania.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I provided my attorneys copies of complaints I sent to HelloFresh and complaints I filed with the Better Business Bureau regarding the unwanted calls.

9. I also searched for call records that reflected the unwanted calls from HelloFresh.

10. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

11. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

12. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this ⁵ day of March, 2021, at ^{7:56am} _____, _____.



JACQUELINE GROFF

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GRACE MURRAY, AMANDA ENGEN,
STEPHEN BAUER, JEANNE TIPPETT,
ROBIN TUBESING, NIKOLE SIMECEK,
MICHELLE MCOSKER, JACQUELINE
GROFF, and HEATHER HALL, on behalf of
themselves and others similarly situated,

Plaintiffs,

v.

GROCERY DELIVERY E-SERVICES USA
INC. DBA HELLO FRESH,

Defendant.

Case No. 1:19-cv-12608-WGY

**DECLARATION OF HEATHER HALL IN SUPPORT OF PLAINTIFFS
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Heather Hall, declare:

1. I am an adult resident of the state of Illinois.
2. I am a named plaintiff in the above-captioned action and have knowledge of the facts set forth in this declaration. If called as a witness to testify, I could and would be competent to testify to these facts.
3. I am making this declaration in support of Plaintiffs' Motion for Fees, Costs, and Class Representative Service Awards.
4. I am a member of the Settlement Class. I received unwanted telemarketing calls from HelloFresh after I deactivated my account. My telephone number was registered on the National Do-Not-Call Registry during the time I received the calls from HelloFresh.
5. I understand that, as a Class representative, I am obligated to protect the interests of all Class members.

6. My lawyers kept me informed of the progress of the case through email and telephone calls.

7. I searched for documents and emails related to my relationship with HelloFresh.

8. I also provided my attorneys information regarding the complaint I filed with the Better Business Bureau.

9. I communicated with my attorneys before and after the mediation of this case; shortly after the mediation, a settlement of this case was achieved.

10. I have reviewed the Settlement Agreement and exhibits. I approve the Settlement Agreement because I believe it is fair, adequate, and reasonable and in the best interests of the Class.

11. I have not been offered any preferential treatment to settle this dispute. I understand that, under the proposed Settlement Agreement, Class Counsel may seek incentive payments or service awards for myself and the other Class representatives. I understand that the Court will have to approve any incentive payment and that there is no assurance that I will receive an incentive payment.

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

Executed this ⁶ day of March, 2021, at Tower Hill, ILLINOIS.



HEATHER HALL