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Attorneys for Plaintiff,
Lillian Franklin

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

**LILLIAN FRANKLIN,
INDIVIDUALLY AND ON
BEHALF OF ALL OTHERS
SIMILARLY SITUATED,**

Plaintiff,

v.

WELLS FARGO BANK, N.A.,

Defendant.

Case No.: 14-cv-2349 MMA (BGS)

**DECLARATION OF LILLIAN
FRANKLIN IN SUPPORT OF
MOTION FOR AWARD OF
ATTORNEYS' FEES, COSTS, AND
INCENTIVE AWARD FOR
PLAINTIFF**

DATE: July 20, 2015
TIME: 2:30 p.m.
COURTROOM: 3A

HON. MICHAEL M. ANELLO

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DECLARATION OF LILLIAN FRANKLIN

I, LILLIAN FRANKLIN, declare:

1. I am one of the named Plaintiffs in this above-captioned class action against Wells Fargo Bank, N.A. (“Defendant”). If called as a witness, I would and could competently testify to the matters herein from personal knowledge. I am filing this Declaration in support of Plaintiff’s Motion for Attorneys’ Fees; Costs of Litigation; and, Incentive Payment, filed concurrently.
2. I, through counsel, commenced this Action on October 3, 2014 against Defendant.
3. The Complaint alleged that Defendant violated the Telephone Consumer Protection Act, 47 U.S.C. § 227, et seq. (“TCPA”) by initiating telephone calls to consumer’s cellular telephones with an autodialer despite not first obtaining the consumer’s prior express consent.
4. Prior to the commencement of this Action, I spent time with my attorneys discussing the detail the facts of the case as part of the intake process.
5. Throughout the mediation process before the Honorable Irma E. Gonzalez (Ret.), I made myself available in case my counsel had questions and/or if I needed to approve any proposed settlement.
6. Subsequently, I agreed to a Class Settlement with Defendant. I reviewed the Settlement Agreement and discussed the settlement with my counsel.
7. I was appointed to serve as a Class Representative in this Action on February 9, 2015 [ECF No. 11].
8. Throughout this Action, I have reviewed documents prior to them being filed with the Court. I have also participated in numerous telephone discussions with my attorneys regarding this Action.

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9. I respectfully request an incentive payment of \$1,500 to compensate me for my time and effort in litigating this Action and bringing it to the current posture prior to the Final Approval Hearing.

10. I understand that my request for an incentive payment of \$1,500 requires approval by the Court.

I declare under penalty of perjury of the laws of California and the United States that the foregoing is true and correct, and that this declaration was executed in San Diego, CA on May 19, 2015.

By: *Lillian J. Franklin*
LILLIAN FRANKLIN

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