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Superior Court of California
County of Fresno
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14 **IN THE SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
15 **IN AND FOR THE COUNTY OF FRESNO**

16 MANMOHAN DHILLON, dba RANCHOS
17 VALERO, SATNAM PABLA, dba GMG
18 FOOD STORE 101 and MADERA AVE.
19 MARKET, SERGE HAITAYAN, dba 7-11
20 NUMBER 17906b, DALJIT SINGH, dba
21 LIQUOR MAX, and PAR VENTURES, LLC,
22 dba, QUICK PICK, on Their Own Behalves
23 and on Behalf of All Others Similarly Situated
24 and on Behalf of the General Public,

25 Plaintiffs,

26 v.

27 ANHEUSER-BUSCH, LLC, DONAGHY
28 SALES, LLC, a California Corporation;
ANHEUSER-BUSCH DOES 1-5 and DOES
6 through 50, inclusive,

Defendants.

CASE NO. 14CECG03039 JMS

**DECLARATION OF SERGE HAITAYAN
IN SUPPORT OF PLAINTIFFS' MOTION
FOR PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

JUDGE: Honorable Jon M. Skiles

DATE: May 21, 2024

TIME: 3:30PM

DEPT: 403

1 I, SERGE HAITAYAN, declare as follows:

2 1. I am one of the representative plaintiffs in this case. I have personal knowledge of
3 the facts stated in this Declaration.

4 2. During the class period, I owned and operated the retail location, 7-11 Number
5 17906b, located at 469 N. Clovis Avenue, Fresno, California 93727. During that time, I continually
6 purchased Anheuser-Busch beer products from Donaghy Sales, LLC. I continued in business
7 subsequent to the filing of the case with Donaghy Sales remaining my only supplier of Anheuser
8 Busch beer.

9 3. My involvement in the matters at issue in the case began long prior to the filing of
10 this case. Prior to the case being filed I was among the retailers who were most active in seeking
11 to address the beer pricing practices which eventually were addressed in this case. Before the case
12 was filed, I interacted with Donaghy on several occasions, with other retailers and other entities
13 about the matters at issue in the case. After we were not able to reach a satisfactory resolution of
14 those issues, I, along with others, met with and eventually hired the lawyers who represented the
15 proposed class of retailers in this case.
16

17 4. After the case was filed, I was active in assisting the lawyers. I met and spoke with
18 our counsel, including Dennis Stewart and Joe Goldberg and others from their offices. During
19 those numerous meetings and telephone conversations, I and other retailers, including the other
20 Plaintiffs, provided the lawyers information about our businesses our activities prior to the
21 litigation, and the business practices with which we were concerned and which were the subject of
22 the case.

23 5. I contributed \$2,000 to help finance the litigation of the case.

24 6. In addition to assisting the lawyers in understanding our business and our concerns
25 with and views about the business practices at issue in the case before it was brought. I was
26 involved in numerous meetings and telephone calls and received communications about the
27 progress of the case and things which I was called upon to do to assist counsel while the case was
28

1 going on. Among those things were meeting and speaking with counsel with regard to information
2 and documents we provided in discovery. I consulted with counsel about a large number of
3 Interrogatories and Requests for Production of Documents. I searched for and obtained documents
4 responsive to the Defendants' requests and provided documents to counsel. I am informed that in
5 all, with the assistance of counsel, I and the other Plaintiffs responded to 79 Special Interrogatories,
6 21 Form Interrogatories, 68 Requests for Production of Documents and 21 Requests for
7 Admission. I was provided draft responses to review and approve before they were served. I also
8 communicated with other retailers who were in the proposed class about the case before and after
9 the case was filed.

10 7. My deposition was taken on September 4, 2016 for nearly 10 ½ hours. Prior to the
11 deposition, I spoke and met with counsel for the Plaintiffs to prepare for the deposition.

12 8. Throughout the litigation, I frequently communicated with counsel in individual
13 and group calls about a variety of matters. These included conversations concerning the multiple
14 discovery obligations and responses I made, and conversations with counsel about relevant facts,
15 the status of the case, case strategy and potential settlement.

16 9. Throughout the case, I understood that as a proposed representative of the class it
17 was my obligation to do all I was called on to do to assist counsel and to monitor the progress of
18 the case and did so. Counsel kept me regularly informed of significant developments in the case.

19 10. I and my fellow Plaintiffs were consulted about settlement negotiation prior to
20 during, and subsequent to settlement talks, including the mediation which resulted in the proposed
21 settlement.

22 11. I have discussed the proposed Settlement with counsel and believe that the
23 proposed settlement is in the best interests of the class and for that reason support it.

24 I declare under penalty of perjury that the foregoing is true and correct. Executed this 17th
25 day of April 2024, at 469 N. 2nd St. FRESNO CA
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SERGE HAITAYAN