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,	CENTRAL DISTRICT OF CALIFORNIA		
20	SOUTHERN DIVISION		
21			
22	PHILIP ALVAREZ, RANDALL	Case No. 2:18-cv-08605-JVS-SS	
	BETTISON, MARC KELLEHER, and		
23	DARLENE VAUGH, individually and	DECLARATION OF PHILIP	
24	on behalf of all others similarly situated,	ALVAREZ IN SUPPORT OF MOTION FOR ATTORNEYS'	
	Plaintiffs,	FEES AND EXPENSES AND FOR	
25	v.	SERVICE PAYMENTS	
26	SIRIUS XM RADIO INC.,		
27	ŕ		
	Defendant.		
28			

- 1. I submit this declaration in support of Plaintiffs' Motion for Attorneys' Fees and Expenses and for Service Payments in the matter of *Alvarez v. Sirius XM Radio Inc.*, Case No. 2:18-cv-08605-JVS-SS (C.D. Cal.). The matters stated herein are true of my own knowledge or, where indicated, I am informed and believe that they are true. If called upon as a witness, I could and would competently testify as follows.
- 2. I am a competent adult over the age of eighteen years of age and a resident of California.
- 3. I am one of the named Plaintiffs in the above-captioned case. I was provisionally designated by the Court as a Settlement class representative.
- 4. I retained attorneys experienced in consumer class action litigation to represent me in this matter. At the outset, I was informed of and understood my duties as a class representative, and believe that I have fulfilled these duties.
- 5. I have actively participated in this litigation, including by discussing my experience with purchasing two lifetime subscriptions from Sirius XM, searching for and gathering relevant documents in my possession, and making myself available to my attorneys to assist them with whatever they needed related to the lawsuit. I stayed informed about major developments in this action and communicated with my attorneys through phone calls and e-mails throughout the pendency of this action. I reviewed the complaints filed in this action on my behalf before they were filed, the proposed Settlement Agreement, and other pleadings prepared by my attorneys.
- 6. After reviewing the Settlement Agreement and its exhibits, my attorneys and I went over the core terms of the Settlement. They answered all of my questions. I conducted a final review of the Settlement Agreement, understood and fully ageed to the terms of the proposed Settlement and then signed it.
- 7. I estimate that I spent approximately 15 hours performing my duties as a class representative in this case. I believe this is a conservative estimate.

- 8. I approve and support the Settlement because I believe that it is fair, reasonable, and in the best interests of the Class. I have no conflict with the Class and pursued this litigation so that I would help others who similarly purchased a lifetime subscription from Sirius XM.
- 9. The lifetime subscriptions I purchased from Sirius XM are associated with Devices that were activated to receive Sirius XM's satellite radio service prior to June 5, 2020 and that continue to receive the Sirius XM satellite radio service. My lifetime subscriptions are therefore Active Lifetime Subscriptions, as this term is defined in the Settlement Agreement.
- 10. While I did not undertake any direct financial risks in pursuing this action, I understood that, by stepping forward as a named plaintiff in this case, I was taking certain risks, and that it was likely to generate some publicity and be associated with my name in the future. I also was aware that stepping forward as a plaintiff in this lawsuit may have a negative impact on certain aspects of my life. Despite these risks, I decided to pursue this case because I felt it was more important to vindicate the rights of hundreds of thousands of consumers who similarly purchased a lifetime subscription from Sirius XM.
- 11. I believe that a \$5,000 Service Payment as permitted by the Settlement Agreement and requested in Plaintiffs' Motion for Attorneys' Fees and Expenses and for Service Payments is fair compensation for my work on this case in securing relief for hundreds of thousands of consumers.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this <sup>14</sup> th day of November 2020.

Philip Alvarez

Philip Alvarez