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16 *Attorneys for Plaintiffs*

17 UNITED STATES DISTRICT COURT  
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
19 OAKLAND DIVISION

20 DANIEL BERMAN, STEPHANIE  
21 HERNANDEZ, and ERICA RUSSELL,

22 Plaintiffs,

23 v.

24 FREEDOM FINANCIAL NETWORK, LLC,  
25 FREEDOM DEBT RELIEF, LLC, FLUENT,  
26 INC., and LEAD SCIENCE, LLC,

27 Defendants.

Case No. 4:18-cv-01060-YGR

**DECLARATION OF DANIEL  
BERMAN IN SUPPORT OF  
SETTLEMENT**

JURY TRIAL DEMAND

Honorable Yvonne Gonzalez Rogers

DATE:  
TIME:  
LOCATION:

28 I, Daniel M. Berman, declare as follows:

1. I am an adult over 18 years of age.

1           2.       I have personal knowledge of the facts described in this declaration. I could and  
2 would testify to them if called upon to do so.

3           3.       I live in Oakland, California.

4           4.       I am the sole user of a cellular telephone that was assigned a number that begins  
5 “(510) 326.”

6           5.       On December 26, 2017, I began receiving spam texts selling debt settlement  
7 services. I received multiple texts throughout January and February of 2018.

8           6.       On February 14, 2018, I received a call to my cellular telephone number from the  
9 telephone number (409) 359-9066. When I answered the phone call, no human promptly came  
10 on the other end of the line. Instead, an artificial or prerecorded voice told me to press “1” for  
11 more information. I pressed one and a man came on the line stating that he was from a company  
12 that had two names: “Freedom Financial Network” and “Freedom Debt Relief.” The purpose of  
13 the call was to advertise Freedom’s “debt relief” products and services.

14           7.       I told the caller that if I wanted to learn anything more about Freedom’s services,  
15 I preferred to call them rather than vice versa. In other words, I politely told Freedom to stop  
16 calling.

17           8.       Once I had learned the name of the company who called me, I spent time  
18 researching and speaking to multiple attorneys who did TCPA work. Once I selected my  
19 attorneys, I was heavily involved in their investigation as to whether other consumers had been  
20 having the same issues with unwanted calls from Freedom. I filed this proposed class action on  
21 February 19, 2018.

22           9.       I worked closely with my counsel at every stage of this litigation. I conducted  
23 extensive searches of all my personal documents, electronic devices, and accounts to compile all  
24 documents requested by Defendants in discovery. I understand that my attorneys produced over  
25 one hundred pages of those documents to Defendants. I also responded to Defendants’  
26 interrogatories.

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10. As the litigation continued, I spent time reviewing documents produced by defendants and court filings and offered substantive input.

11. I prepared for and was deposed in this matter on February 26, 2019.

12. I submitted a declaration in opposition to Defendants' motion to compel arbitration.

13. I rejected Defendants' early \$35,000 offer of judgment and chose to continue this litigation because I cared more about stopping Defendants from continuing to harass people with unwanted calls and spam text messages than I did about financial compensation.

14. Finally, I consulted with my counsel throughout the settlement process to ensure that an excellent result was reached for all members of the class. I support the Settlement in its entirety.

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

EXECUTED in Oakland, CA, this 16 day of March, 2023.

DocuSigned by:  
*Daniel M Berman*  
C60E8D6146174BC...  
Daniel M. Berman