

Jennifer Sarnelli (State Bar No. 242510)  
GARDY & NOTIS, LLP  
560 Sylvan Avenue  
Englewood Cliffs, NJ 07632  
Telephone: (201) 567-7377  
Facsimile: (201) 567-7337  
Email: jsarnelli@gardylaw.com

Co-Lead Counsel for Plaintiffs and the Proposed Class

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

IN RE APPLE IPHONE 4 PRODUCTS  
LIABILITY LITIGATION

MDL Docket No. 10-2188 (RMW)

THIS DOCUMENT RELATES TO:

All Actions

**DECLARATION OF JENNIFER  
SARNELLI IN SUPPORT OF MOTION  
FOR PRELIMINARY APPROVAL OF  
CLASS SETTLEMENT**

DATE: February 17, 2012  
TIME: 2:00 P.M.  
CTRM: 8, 4th Floor

Judge: Hon. Ronald M. Whyte

I, Jennifer Sarnelli, declare:

1. I am a member in good standing of the State Bars of California, New York, New Jersey and the District of Columbia (inactive) and am a member of the bar of this Court. I am a partner of the Gardy & Notis, LLP, attorneys of record for Plaintiffs in this action. I am also a Co-Lead Counsel in this litigation. I have personal knowledge of the facts below, and would competently testify thereto.
2. I have approximately ten (10) years of litigation experience. During this

1 time, I have prosecuted a substantial number of consumer actions, and have  
2 served as Lead Counsel in numerous of these actions.

- 3 3. Based on my experience handling consumer class actions and other cases  
4 similar to this case, I believe that the settlement of this action is appropriate  
5 and the settlement terms are fair, adequate and reasonable. I have based  
6 these conclusions on, *inter alia*, what I have learned regarding the strengths  
7 and weaknesses of the case from the independent investigation Plaintiffs have  
8 conducted, the information that Plaintiffs have obtained from Defendants and  
9 the information that Defendants have obtained from Plaintiffs. After  
10 considering the strengths and weaknesses of Plaintiffs' case, the strength and  
11 weaknesses of Defendants' defenses and the substantial expense, delay and  
12 risk inherent in further litigation through trial, and potentially, appeals, the  
13 terms of the settlement appear fair, adequate and reasonable and in the best  
14 interests of the proposed class.
- 15 4. The settlement was the product of many months of arm's length negotiations  
16 between counsel, including, but not limited to mediations conducted by Hon.  
17 Daniel Weinstein (Ret.) and Cathy Yanni of JAMS and numerous  
18 independent negotiations.

19 I declare under penalty of perjury that the foregoing is true and correct. Executed  
20 this 10th day of February, 2012 at Englewood Cliffs, New Jersey.

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 24 Jennifer Sarnelli (State Bar No. 242510)  
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 27 Englewood Cliffs, NJ 07632  
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