DECLARATION REGARDING OBJECTION TO SETTLEMENT

I, _____ [Print Name] make the following Declaration:

1. I have personal knowledge of the facts contained in this Declaration, and if sworn as a witness, I would completely testify to these facts.

2. I was employed by Vons and/or Safeway as a pharmacist from _____ [Month/Year] to _____ [Month/Year]. I am a putative class member in the case described below.

3. I make this Declaration entirely of my own free will and choice. No promises of benefits or threats have been made to me to persuade me to sign it.

4. I am generally aware of the terms of the settlement reached between Donald J. Tormey and Vons/Safeway in the case of Tormey v. The Vons Companies, Inc. et al., San Diego Superior Court Case No. 37-2007-00069418-CU-OE-CTL, and I object to the proposed settlement on the following grounds: The net amount of the settlement payment to the putative class, which I understand to be less than $760,000, is too small to be fair or reasonable. Given the potential amount of my individual meal and rest break claims, the proposed settlement payment which I would receive, if approved by the court, is only a very tiny fraction thereof.

5. I hereby appoint the following law firms to represent me in court concerning my objections to the above-described class settlement: the Marcarian Law Firm and Harris & Kaufman, 15260 Ventura Boulevard. Penthouse Suite 2250, Sherman Oaks, CA 91403, (818) 995-8787, (818) 990-1999. I am further informed and understand that the afore-mentioned law firms will not charge me any fees or costs for representing me in court concerning my objections to the settlement set forth above.

6. I understand that, even though I am making objections to the above-described settlement, if I file a timely completed claim form in the settlement that I am eligible for, I will be paid my pro-rata share of such settlement if the court approves the settlement.

I have read this Declaration and declare that it is true and correct under the penalty of perjury under the laws of the State of California and that it was signed by me this _____day of January, 2009 at _____ [City], _____ [State].

_____

[Signature]

SUBMIT