

1 Joshua P. Davis, SBN 193254
jdavis@bm.net
2 BERGER MONTAGUE PC
505 Montgomery Street, Suite 625
3 San Francisco, CA 94111
T. 415-906-0684; F. 215.875.4604

4 E. Michelle Drake (*pro hac vice*)
emdrake@bm.net
5 Joseph C. Hashmall (*pro hac vice*)
jhashmall@bm.net
6 BERGER MONTAGUE PC
1229 Tyler Street NE, Suite 205
7 Minneapolis, MN 55413
T. 612.594.5999; F. 612.584.4470

8
9 *Attorneys for Plaintiffs*

10 **SUPERIOR COURT OF CALIFORNIA**
11 **COUNTY OF SAN MATEO**
UNLIMITED CIVIL

12 DAVID WALKER, MELISSA CLARK,
13 and BENJAMIN WILSON, individually
14 and as representatives of the Class,

15 Plaintiffs,

16 v.

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18 INFLECTION RISK SOLUTIONS, LLC,

19 Defendant.
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Electronically
FILED
by Superior Court of California, County of San Mateo
ON 12/12/2024
By /s/ Ashlee Nelson
Deputy Clerk

Case No.: 22-CIV-02954

**EXHIBIT 6 TO PLAINTIFFS’
SUPPLEMENTAL
MEMORANDUM OF POINTS
AND AUTHORITIES IN
SUPPORT OF MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT**

Assigned for all purposes to
Hon. V. Raymond Swope

Date: December 16, 2024

Time: 3:00 PM

Department: 23

Case No.: 22-CIV-02954

EXHIBIT

1 Joshua P. Davis, SBN 193254
jdavis@bm.net
2 BERGER MONTAGUE PC
505 Montgomery Street, Suite 625
3 San Francisco, CA 94111
T. 415.689.9292; F. 215.875.4604
4

5 E. Michelle Drake, *pro hac vice*
Joseph C. Hashmall, *pro hac vice*
BERGER MONTAGUE PC
6 1229 Tyler Street NE, Suite 205
Minneapolis, MN 55413
7 T. (612) 594-5999; F. (612) 584-4470
emd Drake@bm.net; jhashmall@bm.net
8

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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF SAN MATEO**
UNLIMITED CIVIL

12 DAVID WALKER, MELISSA CLARK, and
13 BENJAMIN WILSON, individually and as
representatives of the Class,

14 Plaintiffs,

15 vs.

16 INFLECTION RISK SOLUTIONS, LLC,
17

18 Defendant.

Case No. 22-CIV-02954

DECLARATION OF BENJAMIN WILSON

Assigned for All Purposes to Hon. V.
Raymond Swope

Date: November 18, 2024

Time: 3:00 p.m.

Department: 23

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20 I, Benjamin Wilson, declare as follows:

21 1. I am one of the Named Plaintiffs in the above-captioned matter. I am over 18 years
22 of age and have personal knowledge of the facts described in this Declaration. If called as a witness,
23 I could and would testify competently to these facts.

24 2. I first retained Berger Montague to represent me after I discovered that Defendant
25 had inaccurately reported to Airbnb that I was a registered sex offender, which caused me to lose
26 out on my travel arrangements, and caused me great embarrassment and distress.
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1 3. Specifically, I had set up a reservation with Airbnb and received a cancellation
2 notice and account deactivation shortly after booking, as well as an adverse action notice from
3 Defendant, with a link to the associated report. I viewed the report and saw that it had an inaccurate
4 record that I was a sex offender. I then submitted a dispute through Defendant's form procedure.
5 I was embarrassed and shocked, as I do not have any criminal history and certainly no history as a
6 sex offender.

7 4. I then assisted Berger Montague in further investigating my claims against
8 Defendant, including sharing all documents and communications I had in my records including the
9 booking and cancellation notices from Airbnb and communications from Defendant, with counsel.
10 I also shared documentation of my identity to request my current consumer file from Defendant.

11 5. I was determined to hold Defendant accountable for its practices, to secure
12 compensation for other consumers who had been harmed by Defendant's conduct, and hopefully,
13 to initiate change so that what happened to me would not happen to others.

14 6. I agreed to serve as a Class Representative and to pursue my claims on a class basis.
15 I knowingly and fully accepted the risks involved in this decision, and made a long-term
16 commitment to actively participate in this case, to put the interests of class members ahead of my
17 own, and to take my duties as Class Representative seriously. I have remained determined to see
18 this case through to classwide resolution to secure relief for other aggrieved consumers.

19 7. During this litigation, I have spent time working with my attorneys, and carrying out
20 my responsibilities as a Class Representative. In particular, I (1) identified and contacted Berger
21 Montague about my potential claims, (2) reviewed and approved the second amended complaint
22 for filing, (3) provided my personal documents and communications to counsel for review,
23 including the Airbnb confirmations and notices, and communications from Defendant, (4) regularly
24 conferred with counsel, including participating in a lengthy initial interview with intake staff and
25 follow up calls with counsel, reviewing updates from counsel, and exchanging consistent emails
26 with counsel, (5) made myself available to counsel throughout settlement negotiations, and (6)
27 reviewed and approved the Settlement Agreement, and the Amended Settlement Agreement.

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