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9 Attorneys for Defendants
ENTERPRISE RENT-A-CAR COMPANY and
10 VANGUARD CAR RENTAL USA INC.

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA
13

14 MICHAEL SHAMES; GARY
15 GRAMKOW, on behalf of themselves and
on behalf of all persons similarly situated,

16 Plaintiffs,

17 v.

18 THE HERTZ CORPORATION, a
19 Delaware corporation; DOLLAR
THRIFTY AUTOMOTIVE GROUP, INC.,
20 a Delaware corporation; AVIS BUDGET
GROUP, INC., a Delaware corporation;
21 VANGUARD CAR RENTAL USA, INC.,
an Oklahoma corporation; ENTERPRISE
22 RENT-A-CAR COMPANY, a Missouri
corporation; FOX RENT A CAR, INC., a
23 California corporation; COAST LEASING
CORP., a Texas corporation; THE
24 CALIFORNIA TRAVEL AND TOURISM
COMMISSION and CAROLINE
25 BETETA,

26 Defendants.
27
28

Case No. 07CV 2174 H BLM

**DECLARATION OF GREGORY D. CALL
IN SUPPORT OF RENTAL CAR
DEFENDANTS' MOTION TO DISMISS**

Date: March 17, 2008
Time: 10:30 a.m.
Place: Courtroom 13

Honorable Marilyn J. Huff

1 I, Gregory D. Call, declare as follows:

2 1. I am a member of Folger Levin & Kahn LLP, counsel for Defendants Enterprise
3 Rent-A-Car Company and Vanguard Car Rental USA Inc. I submit this declaration in support of
4 the Rental Car Defendants' Motion to Dismiss. I have personal knowledge of the facts set forth
5 herein.

6 2. Attached as Exhibit E to the Request for Judicial Notice in Support of Rental Car
7 Defendants' Motion to Dismiss (the "RJN") is a true and correct redacted copy of the rental
8 agreement between Plaintiff Michael Shames and Alamo, which was obtained from files
9 maintained by Alamo in the regular course of its business.¹ Alamo is a brand owned and operated
10 by Defendant Vanguard Car Rental USA Inc.

11 3. Attached as Exhibit F to the RJN is a true and correct redacted copy of the rental
12 agreement between Plaintiff Gary Gramkow and Enterprise Rent-A-Car Company of San
13 Francisco ("ERAC-SF"), which was obtained from files maintained by ERAC-SF in the regular
14 course of its business.² ERAC-SF is an operating subsidiary of Defendant Enterprise Rent-A-Car
15 Company.

16 I declare under penalty of perjury that the foregoing is true and correct. Executed on
17 January 25, 2008.

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Gregory D. Call

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26 ¹ Mr. Shames' address and credit card information was redacted from his rental agreement
with Alamo.

27 ² Mr. Gramkow's address and credit card information was redacted from his rental
28 agreement with ERAC-SF.