

EXHIBIT B

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

ROCA LABS, INC.,

Case No: 8:14-cv-2096-T-33EAJ

Plaintiff,

v.

CONSUMER OPINION CORP. and
OPINION CORP.,

Defendants.

**DECLARATION OF MARC J. RANDAZZA, ESQ. IN SUPPORT OF OPINION
CORP.'S MOTION FOR AN EMERGENCY TEMPORARY RESTRAINING
ORDER**

I, Marc J. Randazza, Esq. do declare:

1. I am the attorney of record in this matter for Defendants, Opinion Corp. and Consumer Opinion Corp., and therefore, have first hand knowledge of the facts contained herein.
2. Jennifer Schaive provided a declaration in support of Opinion Corp.'s Opposition to Plaintiff's Motion for Preliminary Injunction. ECF 13-3.
3. On Monday, September 22, 2014, at 5:53 a.m., I received an e-mail forwarded from Jennifer Schaive, which is a demand from Roca Labs, stating that she has 12 hours to remove any and all statements in regards to Roca Labs, or they will file suit against her, as they have done against at least one other who has filed a complaint with the Better Business Bureau. This email is attached hereto as Exhibit A.
4. At approximately 12:30 p.m. today, I spoke with another former customer of Roca Labs, who stated that she previously purchased the Roca Labs product, was dissatisfied with both the product and the customer service she received from Roca Labs.
5. As a result of that experience, she publically complained of Roca Labs.
6. Contemporaneous with her prior complaints, she received a threat from Roca Labs, that if she did not remove the public complaint, that Roca Labs would pursue litigation against her.
7. When asked if she has recently received a renewed threat from Roca Labs, she stated that she has not.

8. At this time, I am not disclosing her identity, given Roca Labs' apparent witness intimidation here. However, I will provide the information to the Court, upon request.

9. AT 12:55 PM, Pacific Time, I searched the Sarasota County Courthouse records, and Roca Labs had not yet filed suit against Ms. Schiave. The search results are attached as Exhibit B.

Sworn under penalty of perjury, this 22nd Day of September 2014.

/s/ Marc J. Randazza

Case Search Results



Username



Password

Login

Please enter math equation answer (to the right of the SEARCH button) when performing search without being logged in.



(/BenchmarkwebCAPS/Home.aspx/About)



Search (/BenchmarkwebCAPS/Home.aspx/Search)

Recent Searches

SEARCH

Search Parameters

Search Type:

Search: ☐ Remember

Cases Found: Me

Please enter math equation answer (to the right of the SEARCH button) when performing search without being logged in.

SEARCH

(/BenchmarkwebCAPS/Home.aspx/About)



CASES



SUMMARY

(/BenchmarkwebCAPS/CourtCase.aspx/Details/1949734?digest=ZqNklpxDPP1Pq0cETJZ9Kg)

Summary

Court Type: Circuit Civil
 Case Type: CONTRACT AND INDEBTEDNESS - CIRCUIT 2010
 Judge: BONNER, KIMBERLY CARLTON
 SAO Case #:
 Agency:
 Status Date: 9/19/2014
 Total Fees Due: 0.00
 Custody Location:
 Agency Report #:

(/BenchmarkwebCAPS/CourtCase.aspx/Details/1938624?digest=jioK8oPJQ/jDloxZoewIEg)

Summary

Court Type: Circuit Civil
 Case Type: DECLARATORY JUDGEMENT - CIRCUIT 2010
 Judge: WILLIAMS, CHARLES E
 SAO Case #:
 Agency:
 Status Date: 8/28/2014
 Total Fees Due: 0.00
 Custody Location:
 Agency Report #:

(/BenchmarkwebCAPS/CourtCase.aspx/Details/1117908?digest=0zJCO2/f9RYzdxBZwL0B0g)

Summary

Court Type: Circuit Civil
 Case Type: BUSINESS TORT
 Judge: BONNER, KIMBERLY CARLTON
 SAO Case #:
 Agency:
 Status Date: 11/13/2012
 Total Fees Due: 0.00
 Custody Location:
 Agency Report #:

type=Name&search=ROCA%20LABS&courtTypes=1%2C2%2C3%2C4%2C6%2C7%2C8%2C10%2C11%2C12%2C15%2C16%2C17%2C19%2C20%2C21%2C22%2C25%2C30%2C33%2C34%2C37%2C38%2