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12 *Attorneys for Defendants*  
AT&T SERVICES, INC. and AT&T MOBILITY,  
13 LLC

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17 KATHERINE SCOTT, CAROLYN JEWEL, and  
18 GEORGE PONTIS, individually and on behalf of  
all others similarly situated,

19 Plaintiffs,

20 vs.

21 AT&T INC.; AT&T SERVICES, INC.; AT&T  
22 MOBILITY, LLC; TECHNOCOM CORP.; and  
23 ZUMIGO, INC.,

24 Defendants.

Case No. 19-cv-4063-SK

**DECLARATION OF KRIS WETERRINGS  
ISO DEFENDANTS' 12(B)(1) MOTION TO  
DISMISS PURSUANT TO ORDER  
REQUIRING FURTHER BRIEFING (DKT.  
122)**

Location: Ctrm C, 15th Floor (San Francisco)  
Judge: Hon. Sallie Kim

1 I, Kris Weterrings, declare as follow:

2 1. The following facts are of my own personal knowledge, and if called as a witness I  
3 could and would testify competently as to their truth. I submit this declaration in support of  
4 Defendants' AT&T Services, Inc. and AT&T Mobility, LLC's motion to dismiss as ordered by the  
5 Court on November 10, 2020. *See* Order Requiring Further Briefing, Dkt. 122.

6 2. I am employed by AT&T Mobility, LLC as a **Lead Marketing Manager**. By virtue of  
7 this role, I am familiar with the method and manner in which AT&T Services, Inc. and AT&T  
8 Mobility, LLC (collectively, "AT&T") use and share AT&T customers' geolocation information as  
9 referenced in this declaration.

10 3. I have read the Further Declaration of Greg Hill in support of Defendants' 12(b)(1)  
11 Motion to Dismiss Pursuant to Order Requiring Further Briefing (Dkt. 122.) It is my understanding  
12 that the process referenced in Mr. Hill's declaration is a one-time lookup and sale of AT&T customers'  
13 geolocation information.

14 4. I am also aware that AT&T utilizes cell tower location of its mobile customers for call  
15 routing functions. **However, this call routing function does not provide a one-time lookup of**  
16 **customers' geolocation information nor does AT&T sell geolocation information in connection with**  
17 **call routing.**

18 5. One call routing function involves abbreviated dialing codes ("ADCs") to allow calls  
19 to be routed to local services. For instance, an ADC of \*77 or #77 could be associated with finding  
20 the nearest state highway patrol. Municipalities and other governmental agencies are the primary users  
21 of this call routing function. **There are limited commercial functions, such as having a person's call**  
22 **for a specific type of service or business routed to a business in the person's general location that**  
23 **would at most provide the county from which the call originated.** AT&T contracts with  
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27

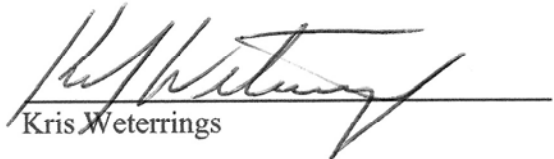
1 a third-party service provider to provide the call routing functions, and AT&T pays the service  
2 provider for the functionality.

3 6. The call routing function does not provide the precise latitude and longitude of any  
4 AT&T mobile phone customer to any third-party. Rather, the call routing discloses the cell tower  
5 originating the call to the service provider, which then converts the information to nothing more  
6 precise than the county to route the call to an applicable land line. The cell tower information is  
7 also not available for a lookup by any third party, but only is provided to the service provider when a  
8 mobile phone user dials a specific ADC, which is usually done by the mobile phone user for the  
9 purpose of routing their call to a nearby provider of a specific service.  
10

11 7. The system described above used for call routing is not the same system that was  
12 used to provide geolocation to aggregators and third-parties through aggregators.

13 I declare under penalty of perjury under the laws the United States that the foregoing is true  
14 and correct.  
15

16 Executed on this 22 day of November, 2020 at 11:15 pm

17  
18  
19  
20   
Kris Weterrings