

# EXHIBIT B

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION**

REIYN KEOHANE, SASHA :  
MENDOZA, SHEILA DIAMOND, :  
KARTER JACKSON, :  
NELSON BOOTHE, :

*Plaintiffs,* :

v. :

Case No. 4:24-cv-434-AW-MAF

RICKY D. DIXON, in his :  
official capacity as Secretary :  
of the Florida Department of :  
Corrections; CLAYTON WEISS :  
in his official capacity as Health :  
Services Director of the Florida :  
Department of Corrections; :  
GARY HEWETT, in his official :  
capacity as Warden of :  
Wakulla Correctional Institution, :  
ALONZO HORNER, in his :  
official capacity as Warden of :  
Homestead Correctional Institution; :  
and NAN JEFFCOAT, in her official :  
capacity as Warden of Florida :  
Women's Reception Center, :

*Defendants.* :

**DECLARATION OF ANTHONY ANSCOMBE IN SUPPORT OF  
PLAINTIFFS' MOTION FOR CLASS CERTIFICATION**

My name is Anthony Anscombe. I am over the age of 18 and fully competent to make this declaration. Under penalty of perjury, pursuant to 28 U.S.C. § 1746, I declare:

1. I am a Partner in the law firm of Steptoe LLP (F/K/A Steptoe & Johnson LLP), and am one of the Counsel of Record for Plaintiffs in this matter. My office affiliations are Chicago (where I live), and San Francisco, where I have practiced over the full course of my career.
2. I graduated from the University of Virginia School of Law in 1988. I became a member of the California Bar in December, 1988, and a member of the State Bar of Illinois in 1999. I am admitted to the bars of many different U.S. District Courts, numerous U.S. Circuit Courts, and to the U.S. Supreme Court.
3. In February, 2025, I agreed to lead a team of Steptoe attorneys in assisting the American Civil Liberties Union Foundation (“ACLU”) and American Civil Liberties Union Foundation of Florida (“ACLU-FL”) in their prosecution of this case.
4. I submit this declaration in support of Plaintiffs’ Motion for Class Certification, and to seek the appointment of Steptoe LLP to serve as co-counsel for the proposed class, along with counsel from the ACLU and ACLU-FL. (Counsel at ACLU and ACLU-FL will submit a separate declaration in support of their request to serve as class counsel.)

5. With respect to my own qualifications, I have been in private practice continuously since September, 1988. From 1988 to 2017, I practiced at the now defunct firm known as Sedgwick LLP (previously Sedgwick, Detert, Moran & Arnold), an Am Law 200 firm headquartered in San Francisco with offices around the United States, Bermuda, and London. I joined Steptoe on January 1, 2018. Steptoe is an Am Law 100 firm, headquartered in Washington D.C., with offices in six U.S. cities, London, Brussels, Beijing, and Hong Kong. In 2024, I became chair of Steptoe's Consumer Law and Litigation Practice. I attach my firm bio as Exhibit A.
6. Over my career, the defense of class action litigation has been at the core of my practice. I long ago lost track of how many class actions I have defended, but I estimate that the number likely exceed 200 separate matters. I have written and lectured extensively about class litigation, as well as the substantive legal theories that drive class litigation. Based on my career experience and professional interest, I have become deeply knowledgeable about class litigation.
7. In the last twenty years, I have handled several cases involving prisoner rights that were assigned to me by judges in the Northern and Southern Districts of Illinois. I have also undertaken to educate myself about the law applicable in such cases through CLE.

8. Many of the cases I handle in private practice involve medical conditions, questions about disease etiology, epidemiology, and standards for expert evidence.
9. I will have assistance in this matter from an outstanding team of Steptoe lawyers - Partner Darlene Alt, and Associates Emily Shook, Surya Kundu, and Laurel Taylor – whose bios are attached as Exhibit B. They are all graduates of excellent law schools, have extensive experience in complex civil litigation, and are committed to assisting with this matter. I will also have the assistance of my firm’s paralegals, and resources for data hosting, document review, and legal and factual research.
10. I am knowledgeable about the obligations of class counsel, and believe that my Steptoe colleagues and I will be able to serve well in that role.
11. Attached as Exhibit C is a true and correct copy of the Declaration of Reilyn Keohane in support of Plaintiffs’ Motion for Class Certification.
12. Attached as Exhibit D is a true and correct copy of the Declaration of Sasha Mendoza in support of Plaintiffs’ Motion for Class Certification.
13. Attached as Exhibit E is a true and correct copy of the Declaration of Sheila Diamond in support of Plaintiffs’ Motion for Class Certification.
14. Attached as Exhibit F is a true and correct copy of the Declaration of Karter Jackson in support of Plaintiffs’ Motion for Class Certification.

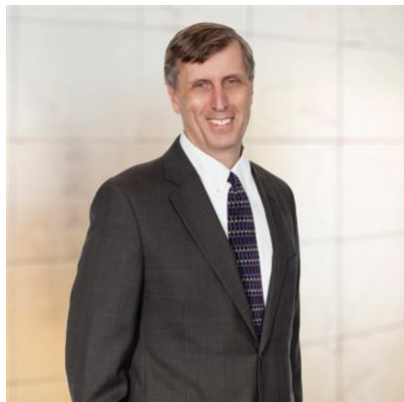
15. Attached as Exhibit G is a true and correct copy of the Declaration of Nelson Boothe in support of Plaintiffs' Motion for Class Certification.

I, Anthony Anscombe, declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, belief, and recollection.

Dated: April 9, 2025

/s/ Anthony Anscombe  
**Anthony Anscombe**  
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*Counsel for Plaintiffs and the  
Putative Class*

# EXHIBIT A



## Anthony J. Anscombe

### Partner

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## Overview

Anthony Anscombe is the chair of Steptoe's Consumer Litigation group. As group leader, he supports his colleagues at all levels of experience to find success practicing law the way they want to practice. He fosters an environment of collegiality, professional growth, and common endeavour.

Anthony's diverse practice centers on the intersection between civil litigation and the pervasive regulatory schemes that govern the food and beverage, life science, cosmetic, and retail industries. He devotes most of his time to the defense of class actions involving allegations of consumer fraud, deceptive trade practices, breach of warranty, and violations of consumer protection statutes.

For his food and beverage, life science, personal care, and retail clients, Anthony provides counsel on advertising compliance, risk management, and a wide range of commercial practices. He also has broad experience in commercial, product liability, and toxic tort litigation.

Anthony's approach to client service is informed by over 35 years of experience, but is equally driven by his belief that each new assignment requires a fresh assessment and provides an opportunity for a creative solution. Anthony particularly enjoys presenting novel and complex legal, scientific, and procedural arguments. He speaks and writes frequently on issues relating to litigation reform and believes the law will not change unless practitioners try to change it.

## Bar & Court Admissions

- California
- Illinois
- Supreme Court of the United States
- US District Court, Eastern District of Arkansas
- US District Court, Central District of California
- US District Court, Eastern District of California
- US District Court, Northern District of California
- US District Court, Southern District of California
- US District Court, Central District of Illinois

## Education

- J.D., University of Virginia School of Law, Notes Editor, *Virginia Journal of Natural Resources Law*, 1988
- B.A., Yale University, *cum laude*, 1983



- US District Court, Northern District of Illinois
- US District Court, Southern District of Illinois
- US District Court, Eastern District of Michigan
- US District Court, Western District of Michigan
- US District Court, Eastern District of Wisconsin
- US Court of Appeals, First Circuit
- US Court of Appeals, Third Circuit
- US Court of Appeals, Sixth Circuit
- US Court of Appeals, Seventh Circuit
- US Court of Appeals, Eighth Circuit
- US Court of Appeals, Ninth Circuit

## Noteworthy

- *Thomson Reuters*, Stand-Out Lawyer (2024)
- *Legal 500 US*, Dispute Resolution: Product Liability, Mass Tort and Class Actions: Toxic Tort - Defense (2019)

## Professional Affiliations

- Food and Drug Law Institute
- Chicago Section of the Institute of Food Technologists
- Past president of the Board of Directors, Chicago Center for Conflict Resolution (CCR), a leading nonprofit resource for mediation services and conflict management training

## Speaking Engagements

- "Navigating Current Litigation Impacting the Cosmetics and Personal Care Industries," ACI's Annual Legal, Regulatory, And Compliance Forum, September 25-26, 2024
- "What do the Consumers Think? Planning and Presenting the Right Survey for your Case," Food and Beverage Exchange, November 10, 2021
- "Risk Management in Action - Evolving your Compliance Program to Meet E-Commerce Challenges," Food and Beverage Exchange, November 9, 2021
- "Consumer Surveys and Economic Analysis in Support of Litigation: How Much Weight Do They Carry in Court?," FDLI's Food Advertising, Labeling, and Litigation Conference, September 28, 2021
- "Advertising: The Federal Trade Commission and Private Rights of Action," FDLI's Introduction to Food Law and Regulation, March 25, 2020
- "The Impact of Recent Court Decisions: Deference, Precedent, Preemption, and the Impact on Marketing of Foods and Dietary Supplements," FDLI's Food Advertising, Labeling, and Litigation Conference, September 26, 2019
- "Class Action of FDA-Regulated Products: Recent Updates and Future Forecasts," Food and Drug Law Institute Webinar, August 21, 2019
- "Class Actions: The Next Phase," FDLI's Food Enforcement and Compliance Conference, March 21, 2019
- "FTC Update and Implications for Private Litigation," Food and Beverage Exchange, October 17, 2018
- "Case Updates and Hot Topics," Food and Drug Law Institute's Food Advertising, Labeling, and Litigation Conference, September 26, 2018

- "Examining the Impact of the FDA's Pronouncements and Rule-Making Processes on Class Action Litigation," American Conference Institute's Food Law Conference, April 23, 2018
- "Labeling Requirements for 'Made in USA'," Lorman Education Services, March 8, 2018
- "Trademarks, Product Claims and FDA Regulation," Food and Drug Law Institute's Food Advertising, Labeling and Litigation Conference, Washington, DC, September 13, 2017
- "Class Action and Prop 65: Anticipating the Next Wave of Litigation in Order to Mitigate Risk," American Conference Institute's Advanced Food Law and Regulation Forum, Chicago, IL, May 23, 2017
- "Food and Dietary Supplement Class Actions in a Time of Less Regulation," Food and Drug Law Institute's Annual Conference, Washington, DC, May 4, 2017
- "Shaping Agency Priorities - Response to Emerging Forces," Food and Drug Law Journal Symposium, Law and Food Systems, Georgetown University Law School, May 4, 2017
- "Shop Around: Pricing Class Action Trends," Retail Industry Leaders Association, Retail Law Conference, October 26, 2016
- "Advertising and Labeling Trends," Food and Drug Law Institute's Food Advertising and Litigation Conference, September 14, 2016
- "The Use of Survey Evidence in Class Litigation - Design and Admissibility," State Bar of California Antitrust, UCL and Privacy Section, May 24, 2016
- "The First Amendment and Marketing - What Amarin, Bayer and POM Wonderful Will Really Mean for the Promotion of Food and Beverage Products, May 12, 2016
- "Master Class on Upgrading your Advertising Compliance Program: What Risk Management Lessons Can be Gleaned from Those in the Class Action Trenches," American Conference Institute's 6th Advanced Regulatory and Compliance Summit on Food & Beverage Marketing and Advertising, May 10, 2016
- "The New Battleground for Class Certification: Plaintiff and Defense Burdens; Commonality Requirements; and What the Future Holds," American Conference Institute's Cross Industry Interdisciplinary Summit on Defending and Managing Class Actions, April 11, 2016
- "Labeling and Consumer Fraud Litigation," Food Litigation ExecuSummit, February 2, 2016
- "Attacking Plaintiffs' Damages Model - Understanding Damage Theories Used in Consumer Fraud Class Actions," American Conference Institute's 4th Advanced Summit on Defending Food and Beverage Consumer Fraud Litigation, January 26, 2016
- "Resolving a Case: Damages Models, Comcast Implications," Food and Drug Law Institute's Food Advertising and Litigation Conference, September 24, 2015
- "Recalls: How They Are Impacting Class Actions, Duty to Warn, and Recall-Based Rule 23 Arguments," American Conference Institute's 8th Annual Summit on Defending & Managing Automotive Product Liability Litigation, June 3, 2015
- "'All Natural,' Ingredient Labeling, and Health Claims, Oh My: Recent Developments in the Smorgasbord of Food Labeling Class Actions," ABA Section of Litigation Environmental, Mass Torts, and Products Liability Litigation Committees, January 30, 2015

# EXHIBIT B



## Darlene K. Alt

### Partner

Chicago

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## Overview

Darlene Alt concentrates her practice on complex commercial litigation and insurance coverage disputes. She defends clients in complex litigation, including class actions, mass consolidated actions, arbitrations, and mediation. She represents a wide range of clients in state and federal courts across the country in matters involving consumer fraud, deceptive trade practices, insurance coverage, mass torts, products liability, insurance sale practices, breach of contract, trade secrets, and bad faith and extracontractual liability claims.

Darlene regularly advises domestic and international insurers on complex claims and coverage issues. She counsels insurers on a wide array of issues related to large exposure claims involving professional services (lawyers, accountants, healthcare, architects & engineers), toxic torts, pharmaceutical products, medical devices, environmental contamination, employment related practices, sexual molestation and abuse, workers' compensation, and catastrophic losses, including representing various US and London insurers in 9/11 World Trade Center litigation. Darlene also works closely with insurance clients on product development and insurance policy wording.

Darlene's litigation experience includes defending retailers against putative class claims involving consumer fraud and deceptive sales practices; representing medical device and pharmaceutical manufacturers against product liability and product defect claims; defending clients in disputes involving covenants not to compete, trade secrets and intellectual property rights; representing insurers against coverage, bad faith and extracontractual liability claims involving professional liability, employment liability, disability and general liability insurance policies, both primary and excess; and defending financial institutions in actions involving mortgage foreclosure practices and disputes over the purchase and sale of credit card portfolios.

## Bar & Court Admissions

- Illinois
- Rhode Island
- US District Court, District of Rhode Island

## Education

- J.D., Northwestern University Pritzker School of Law, *cum laude*; Order of the Coif, 1995
- B.A., University of Michigan, with distinction, 1991

- US District Court, Northern District of Illinois
- US District Court, Eastern District of Michigan
- US Court of Appeals, First Circuit
- US Court of Appeals, Fourth Circuit
- US Court of Appeals, Eleventh Circuit

### **Noteworthy**

- *Legal 500 US*, Industry focus: Insurance, advice to insurers (2018)

### **Professional Affiliations**

- Defense Research Institute
- Association of Professional Insurance Women
- Lawyers' Professional Liability Consortium, American Bar Association

### **Speaking Engagements**

- "Lessons Learned from Female Litigators," Centerforce's Women in Law & Leadership Conference, Chicago, IL, June 6, 2018

**Emily L. Shook****Associate**

Chicago

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[eshook@step toe.com](mailto:eshook@step toe.com)**Overview**

Emily Shook focuses her practice on all aspects of commercial litigation, complex and novel commercial disputes, and white-collar work, including internal and government investigations involving both civil and criminal inquiries. She has experience assisting national and global clients across a variety of sectors, including in the pharmaceutical, financial services, technology and communications, construction, and agriculture industries.

Emily's experience is wide-ranging, including defending claims of breach of contract, fraud and misrepresentation, securities law violations, and alleged violations of the False Claims Act (FCA), Foreign Corrupt Practices Act (FCPA), Dodd-Frank, and other federal and state statutes. She has provided counsel on trade secrets, antitrust matters and in ensuring compliance with local and federal laws, and her experience extends to defending clients against DOJ, SEC, and CFTC enforcement actions.

Emily maintains an active pro bono practice, with a focus on closing the justice gap. She is a recipient of the Public Interest Law Initiative's Distinguished Alumni Service Award for her strong commitment to public interest and pro bono legal work.

**Representative Matters**

- Represented former CEO of Fortune-500 pharmacy chain retailer in connection with SEC investigation and matter resolution.
- Defended information technology leader against claimed violations of the Lanham Act and state fraud and deceptive practices statutes.
- Developed novel case theories to support claims of theft of business trade secrets on behalf of a global telecommunications client.
- Won discovery dispute against US FinTech firm that defrauded investor clients and attempted to evade obligations under 28 U.S.C. § 1782 (pursuit of US discovery to support foreign claims) by veiling connection to its UK parent; successfully obtained like orders in a dozen US jurisdictions.
- Obtained not guilty verdict following trial for pro bono client facing multiple felony charges under accomplice liability theories.

**Bar & Court Admissions****Step toe****Education**

- J.D., Northwestern University Pritzker School of Law, cum laude; Publications Editor, *Journal of International Law*
- B.A., The University of Oregon, magna cum laude; Phi Beta Kappa, Family & Human Services

**Languages**

- Spanish

- Illinois
- US District Court, Northern District of Illinois
- US District Court, Southern District of Illinois
- US Court of Appeals, Seventh Circuit

### **Noteworthy**

- *Best Lawyers*, "One to Watch" (2021-2023)
- Distinguished Alumni Service Award, Public Interest Law Institute (2016)

### **Authored Articles**

- "Investigations & White-Collar Academy: Preparing Client for Government Testimony," Practising Law Institute, June 7, 2017
- "'Mocktails' For Seeking Balance in the Profession," The Chicago Bar Section, Young Lawyer Section Blog @theBar, September 5, 2017

### **Media Mentions**

- "Students in need: Paul Hastings' Emily Seymore helps students with special needs succeed," Chicago Lawyer Spotlight, *Chicago Lawyer Magazine*, December 1, 2017

### **Prior Experience**

- Clerk to Assistant Deputy Regional Counsel, US Office of Environmental Protection – Region 5
- Extern, The Hon. Marvin E. Aspen

### **Professional Affiliations**

- YPC Committee, Women's White Collar Defense Association (2015-present)
- Board member; former co-chair, Chicago Appleseed Fund for Justice (2018-2020)



## Surya Kundu

### Associate

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## Overview

Surya Kundu focuses her practice on products liability, false advertising and unfair competition, fraud, consumer protection litigation, proceedings involving the Federal Trade Commission (FTC), and other complex commercial disputes. She also provides compliance and strategic risk reduction counselling on a variety of issues, including ESG and "green" marketing, cosmetics and product safety, labelling, social media, pricing practices, and consumer facing advertising. Her clients range from multinational companies to emerging brands across the consumer products industries including food and beverage, cosmetics, apparel, luxury, e-commerce, and manufacturers.

Surya has diverse litigation experience representing clients in complex proceedings in federal and state courts, at arbitration, and in connection with federal and state governmental agency inquiries and investigations. Surya has managed all stages of litigation, from crafting pre-suit strategies and investigations through settlement discussions, and at trial. She also provides advice and assists clients with regulatory compliance, and collaborates closely with colleagues across Steptoe's offices and practice groups.

Surya frequently writes and speaks about emerging developments affecting the consumer products issues and currently serves on the Food and Drug Law Institute's inaugural Cosmetics Task Force.

Prior to law school, Surya was a Teach For America corps member and taught elementary and middle school science in Chicago. She is also passionate about public service and has maintained a robust pro bono practice ranging from representing incarcerated individuals seeking parole, criminal defendants at trial, undocumented immigrants seeking residency, and has assisted with a number of high profile civil and human rights suits.

## Bar & Court Admissions

- California
- District of Columbia
- US District Court, Eastern District of California

## Education

- J.D., University of Michigan Law School, *magna cum laude*
- B.A., Amherst College, *cum laude*

## Languages

- Bengali, Hindi, Spanish



- US District Court, Central District of California
- US District Court, Northern District of California
- US District Court, Northern District of Texas

## Speaking Engagements

- "Trends in 'Greenwashing' Litigation", California Lawyers Association 2023 Annual Meeting, September 22, 2023
- "Trends and Insights On Class Actions", South Asian Bar Association of North America 2023 Annual Conference, July 22, 2023
- "Staying Ahead of the EU Chemicals Strategy for Sustainability: Global Anti-Greenwashing Regulations: Initiatives in the EU, UK, and US," Steptoe LLP Webinar, May 16, 2023
- "Emerging Issues in Sustainability", [The Food Industry Association](#), October 18, 2022
- "Meet MoCRA: Getting to Know the Modernization of Cosmetics Regulation Act," [The Food & Drug Law Institute](#), April 27, 2023



## Laurel Taylor

### Associate

Chicago

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### Overview

Laurel Taylor's practice focuses on commercial litigation from discovery through appeals.

Prior to joining Steptoe, Laurel served as Editor-in-Chief of the *Loyola Law Review*. Laurel served as a judicial law clerk for the Honorable Dana M. Douglas on the Eastern District of Louisiana, and continued to clerk for Judge Douglas following her confirmation to the United States Court of Appeals for the Fifth Circuit. In that role, Laurel researched and drafted numerous judicial opinions and prepared bench memoranda analyzing a range of complex substantive legal issues.

Laurel maintains an active pro bono docket, with a special interest in voting rights and § 1983 litigation.

### Bar & Court Admissions

- Admitted in New York and Connecticut and practicing under the supervision of an active member of the Illinois Bar.

### Prior Experience

- Peace Corps Volunteer, Peace Corps – Federated States of Micronesia (2015-2017)

### Clerkship

- Hon. Dana M. Douglas, US Court of Appeals, Fifth Circuit, 2022-2024
- Hon. Dana M. Douglas, Magistrate Judge, US District Court, Eastern District of Louisiana, 2021-2022

### Education

- J.D., Loyola University New Orleans College of Law, *summa cum laude*; Crowe Scholar; Moot Court Advisor, 2021
- B.A., Loyola University, New Orleans, English Literature, 2015