

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**DROR GRONICH, Individually and On  
Behalf of All Others Similarly Situated,**

**Plaintiff,**

**v.**

**OMEGA HEALTHCARE INVESTORS,  
INC., C. TAYLOR PICKETT, ROBERT O.  
STEPHENSON, and DANIEL J. BOOTH,**

**Defendants.**

**No. 1:17-cv-08983-NRB**

**STEVE KLEIN, Individually and On Behalf  
of All Others Similarly Situated,**

**Plaintiff,**

**v.**

**OMEGA HEALTHCARE INVESTORS,  
INC., C. TAYLOR PICKETT, ROBERT O.  
STEPHENSON, and DANIEL J. BOOTH,**

**Defendants.**

**No. 1:17-cv-09024-NRB**

**DECLARATION OF GLENN FAUSZ IN RESPONSE TO ALL  
COMPETING LEAD PLAINTIFF MOTIONS**

I, Glenn Fausz, declare as follows:

1. On November 28, 2017, I signed a “Representation Agreement” with the Law Offices of Howard G. Smith (“Smith”) to act as my lawyers in the above-captioned actions (the “Actions”).

2. A copy of the Representation Agreement is attached as *Exhibit A* to this declaration, with relevant portions highlighted.

3. On November 28, 2017, I also signed a “Sworn Certification Of Plaintiff,” which I returned to Smith.

4. A copy of this certification is attached as *Exhibit B* to this declaration, with relevant portions highlighted.

5. Subsequently, I retained Faruqi & Faruqi, LLP (the “Faruqi Firm”) for the purpose of filing a Lead Plaintiff motion in the Actions on my behalf. I did not inform the Faruqi Firm that I signed a Representation Agreement with Smith.

6. I did not retain Pomerantz LLP (“Pomerantz”) or Glancy Prongay & Murray LLP (“Glancy”).


7. I did not select Pomerantz or Glancy as counsel to act on my behalf.

8. Until the Faruqi Firm informed me on January 16, 2018, I did not know that Pomerantz and Glancy would file a Lead Plaintiff motion on my behalf, let alone as part of a group.

9. Until the Faruqi Firm informed me on January 16, 2018, I had never heard of the Omega Healthcare Investor Group or of any of its individual members: Patricia Zaborowski, Hong Jun, Cynthia Peterson, and Simona Vacchieri.

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

Executed this 29th day of January, 2018 at Sylvania, OH.



Glenn Fausz