

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

TEAM SCHIERL COMPANIES and
HEARTLAND FARMS, INC., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

ASPIRUS, INC. and ASPIRUS NETWORK,
INC.,

Defendants

No. 3:22-cv-00580-jdp

Hon. James D. Peterson, U.S.D.J.

Hon. Anita M. Boor, U.S.M.J.

**DECLARATION OF DANIEL J. WALKER IN SUPPORT OF
PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO EXCLUDE**

I, Daniel J. Walker, hereby declare as follows:

1. I am a Shareholder of the law firm Berger Montague PC, one of the firms representing Plaintiffs Team Schierl Companies and Heartland Farms, Inc. ("Plaintiffs") and the proposed Class. I am a member in good standing of the bars of the District of Columbia and the State of New York. I have personal knowledge of the information set forth in this declaration, and if called as a witness to testify could and would testify competently to the following facts. I make this declaration in support of Plaintiffs' Opposition to Defendants' Motion to Exclude.

2. The following documents are cited by Plaintiffs and are attached hereto. Plaintiffs are filing these documents under seal because they were designated as confidential under the protective order in this case. ECF 60 & 61.

3. Exhibit 1 is a true and correct copy of an email string with an attachment from

to

[REDACTED], dated April 21, 2021, with the Subject line “[REDACTED]” bearing Bates numbers TEAM-SCHIERL-ASPIRUS-0091926 through TEAM-SCHIERL-ASPIRUS-0091961.

4. Exhibit 2 is a true and correct copy of an email string with an attachment from [REDACTED] [REDACTED] to [REDACTED] [REDACTED], dated May 5, 2021, with the Subject Line “[REDACTED]” bearing Bates numbers TEAM-SCHIERL-ASPIRUS-0009769 through TEAM_SCHIERL-ASPIRUS-0009817.

5. Exhibit 3 is a true and correct copy of an email string from [REDACTED] to [REDACTED] [REDACTED], dated January 14, 2019, with the Subject line “[REDACTED] [REDACTED]” bearing Bates numbers TEAM-SCHIERL-ASPIRUS-0194912 through TEAM-SCHIERL-ASPIRUS-0194914.

6. Exhibit 4 is a true and correct copy of an email string from [REDACTED] to [REDACTED], with the Subject Line “[REDACTED] [REDACTED]” bearing Bates numbers TEAM-SCHIERL-ASPIRUS-0141912 through TEAM-SCHIERL-ASPIRUS-0141227.

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

Executed on July 30, 2025, in Washington, D.C.

/s/ Daniel J. Walker
Daniel J. Walker

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 30, 2025, a true and correct copy of the foregoing, with redactions for information designated as confidential, was filed with the Court via the CM/ECF system, which will send a Notice of Electronic Filing to all counsel of record. In addition, a true and correct copy of the sealed version was served upon counsel of record for Defendants via email.

Dated: July 30, 2025

/s/ Timothy W. Burns
Timothy W. Burns

EXHIBIT 1

FILED UNDER SEAL

EXHIBIT 2

FILED UNDER SEAL

EXHIBIT 3

FILED UNDER SEAL

EXHIBIT 4

FILED UNDER SEAL