

Exhibit 4

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

TOM HIGGINS, individually and on
behalf of the settlement class,

Plaintiff,

v.

TV GUIDE MAGAZINE, LLC, a
Delaware limited liability company,

Defendant.

Case No.: 2:15-cv-13769

Hon. Stephen J. Murphy, III

Mag. Mona K. Majzoub

**DECLARATION OF TOM HIGGINS IN SUPPORT OF MOTION FOR
ATTORNEYS' FEES AND INCENTIVE AWARD AND MOTION FOR
FINAL APPROVAL OF CLASS ACTION SETTLEMENT**

I, Tom Higgins, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am an adult over the age of 18 and a resident of the State of Michigan. I am the Class Representative in the lawsuit captioned *Higgins v. TV Guide Magazine, LLC*, Case No. 2:15-cv-13769-SJM-MKM, currently pending in the United States District Court for the Eastern District of Michigan. I make this Declaration in support of my (i) Motion for Attorneys' Fees, Expenses, and Incentive Award, and (ii) Motion for Final Approval of Class Action Settlement. The statements made in this Declaration are based on my personal knowledge and, if called as a witness, I could and would testify thereto.

2. I purchased a subscription to *TV Guide Magazine* from Defendant TV Guide Magazine, LLC in or around February 2010, and that subscription continues until September 2020.

3. I worked with my attorneys' to prepare the First Amended Class Action Complaint by detailing my *TV Guide Magazine* subscription history, reviewing the amended complaint for accuracy, and giving my approval before it was filed on June 5, 2018.

4. I also assisted my attorneys during discovery. From the time I became involved in this case, I have preserved any documents related to my *TV Guide Magazine* subscription. I also worked with my attorneys to schedule my deposition in this case, and was prepared to testify at the deposition and at trial, if necessary.

5. I kept in regular contact with my attorneys as well. Specifically, I conferred with my counsel via telephone multiples times throughout the litigation of my claims, including during discovery and the settlement process.

6. My lawyers have kept me informed in regard to their efforts to resolve this matter. I discussed the Class Action Settlement Agreement with them, reviewed it, and gave my approval prior to signing it.

7. Based on the interactions and my relationship with my attorneys, I believe they have fairly and adequately represented me and the Settlement Class and will continue to do so.

8. Throughout the litigation of my claims, I understood that, as Class Representative, I have an obligation to protect the interests of other Settlement Class Members and not act just for my own personal benefit. I do not have any conflicts with other Settlement Class Members. I have done my best to protect the interests of other Settlement Class Members and will continue to fairly and adequately represent the Settlement Class to the best of my ability.

9. I estimate that I spent approximately 7 hours working with my lawyers on this case.

I declare under penalty of perjury that the above and foregoing is true and accurate.

Executed this 7th day of November 2018 at Garden City, Michigan.

Thomas G. Higgins

Tom Higgins