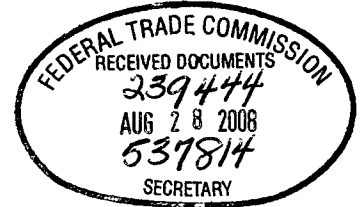


ORIGINAL

UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION



In the Matter of)

WHOLE FOODS MARKET, INC.,)

a corporation,)

and)

WILD OATS MARKETS, INC.)

a corporation.)

Docket No. 9324

PUBLIC

DECLARATION OF MICHAEL D. FARBER

I, Michael D. Farber, declare as follows:

1. I am an attorney with the law firm of Dechert LLP, counsel for Respondent Whole Foods Market, Inc. I make this declaration pursuant to Rule 4.1(d) of the Federal Trade Commission's Rules of Practice.

2. I am a member of the Bar of the District of Columbia (DC Bar No. 449215). I am admitted to practice before the United States District Court for the District of Columbia and the United States Court of Appeals for the Third Circuit. I further attest that I am in good standing within the legal profession.

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

Executed: August 28, 2008

Michael D. Farber

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing DELCARATION OF MICHAEL D. FARBER was served on August 28, 2008, upon the following persons:

By Hand Delivery and Email:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Ave., NW
Room H-172
Washington, D.C. 20580

By Email:

J. Robert Robertson, Esq.
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Complaint Counsel

By: _____



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