

DECLARATION OF JO MANNING

1. My name is Jo Manning. I live at 1460 Ocean Drive, Miami Beach, Florida, 33139. I have been a resident of Miami Beach for 23 years.
2. As both a resident of Miami Beach as well as a patron of many of the commercial establishments along Ocean Drive, I consider commercial solicitation along this street to be a serious problem.
3. Trying to stroll along the west side of Ocean Drive has become a highly unpleasant experience. The employees from the restaurants in this area constantly get in the way of pedestrians as they are walking down the street. The behavior of these employees is extreme and aggressive.
4. I am particularly concerned about employees insisting on pushing supposedly generous "specials" on unwary pedestrians, often resulting in excessively expensive meals.
5. Restaurant employees insist, sometimes incessantly, on approaching people as they walk by, even when they are asked to be left alone. On one occasion, an acquaintance of mine who was visiting South Beach told me he would never come back again after a particularly bad experience at a restaurant on Ocean Drive. He cited the hawking, the over-priced specials, and the padded bills.
6. It has become practically impossible to walk down Ocean Drive without avoiding the "gauntlet" of constant solicitation by employees who shove menus in your face and ask you if you want to stop by for a meal. This problem is exacerbated by the numerous tables and umbrellas competing for space on the sidewalk. As a result, you are physically trapped as you walk down the street, maneuvering between rows of tables that, at most, offer 2-3 feet of sidewalk space. The problem has become so bad that I have come to avoid the west side of Ocean Drive entirely.
7. The constant hawking is bad enough, but the large menu boards are also an issue on Ocean Drive. They are tacky and we do not need them on Ocean Drive.

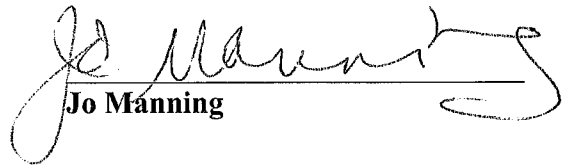
8. Happy Hours are another issue, because the definition of "hour" is very loose on Ocean Drive when combined with the descriptor "happy." Happy hours are all day in some cases, and advertised as such. John Deutzman, a fellow Miami Beach resident, argues that this is fraud.

9. Other fraudulent practices that are still ongoing include padding the bill and not giving honest prices for "specials." People wind up spending hundreds of dollars for lunches and dinners. Pricing needs to be made clear.

10. I tell people not to eat on Ocean Drive because of this atmosphere. I send them to Washington Avenue or Lincoln Road instead. Ocean Drive is a disgrace. It's descent downward tracks right in line from when these hawking practices began. Seriously, Miami Beach residents avoid Ocean Drive. Those of us who live on this street, unfortunately, cannot do so.

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

Executed on June 19, 2019.


Jo Manning