

1 KILPATRICK TOWNSEND & STOCKTON LLP
 JAMES G. GILLILAND, JR. (State Bar No. 107988)
 2 TIMOTHY R. CAHN (State Bar No. 162136)
 MEHRNAZ BOROUMAND SMITH (State Bar No. 197271)
 3 HOLLY GAUDREAU (State Bar No. 209114)
 RYAN BRICKER (State Bar No. 269100)
 4 Two Embarcadero Center Eighth Floor
 San Francisco, CA 94111
 5 Telephone: (415) 576-0200
 Facsimile: (415) 576-0300
 6 Email: jgilliland@kilpatricktownsend.com
 tcahn@kilpatricktownsend.com
 7 mboroumand@kilpatricktownsend.com
 hgaudreau@kilpatricktownsend.com
 8 rbricker@kilpatricktownsend.com

9 Attorneys for Plaintiff
 SONY COMPUTER ENTERTAINMENT AMERICA LLC

10
 11 UNITED STATES DISTRICT COURT
 12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 SONY COMPUTER ENTERTAINMENT
 AMERICA LLC,

15 Plaintiff,

16 v.

17 GEORGE HOTZ; HECTOR MARTIN
 18 CANTERO; SVEN PETER; and DOES
 1 through 100,

19 Defendants.

Case No. 11-cv-000167 SI

**DECLARATION OF HOLLY
 GAUDREAU IN SUPPORT OF
 MOTION FOR EXPEDITED
 DISCOVERY**

Date: February 9, 2011
 Time: 9:00 a.m.
 Courtroom: 10, 19th Floor
 Judge: Honorable Susan Illston



1 I, Holly Gaudreau, declare as follows:

2 1. I am an attorney in the law firm of Kilpatrick Townsend & Stockton LLP,
3 counsel of record for plaintiff Sony Computer Entertainment America LLC (“SCEA”) in the
4 above-captioned matter. I make this declaration on personal knowledge and if called as
5 a witness could and would testify competently thereto.

6 2. Attached hereto as Exhibit A is a true and correct copy of a post at
7 <technet2003.org> identifying the members of the fail0verflow hacking team, including
8 the anonymous members “bushing” and “segher”. The post was accessed on February
9 4, 2011.

10 3. On February 4, 2011, my colleague and I conferred with counsel for
11 defendant George Hotz, Stewart Kellar, about discovery issues under Fed. R. Civ. P. 26
12 (f), including SCEA's need to take expedited jurisdictional discovery in connection with
13 defendant's motion to dismiss for lack of personal jurisdiction. Counsel did not agree to
14 allow SCEA to take such expedited discovery.

15 4. Attached hereto as Exhibit B is a true and correct copy of SCEA's First Set
16 of Requests for Production to George Hotz.

17 5. Attached hereto as Exhibit C is a true and correct copy of SCEA's First
18 Demand for Inspection to George Hotz.

19 6. Attached hereto as Exhibit D is a true and correct copy of SCEA's First Set
20 of Interrogatories to George Hotz.

21 7. Attached hereto as Exhibit E is a true and correct copy of SCEA's Notice of
22 Deposition of George Hotz.

23 8. Attached hereto as Exhibit F is a true and correct copy of a sample
24 subpoena to be served on Bluehost, Inc. regarding George Hotz's website.

25 9. Attached hereto as Exhibit G is a true and correct copy of a sample
26 subpoena to be served on Google, Inc. regarding George Hotz's interactive blog.

27 10. Attached hereto as Exhibit H is a true and correct copy of a sample
28 subpoena to be served on PayPal, Inc. regarding George Hotz's account.



1 11. Attached hereto as Exhibit I is a true and correct copy of a sample
2 subpoena to be served on Twitter, Inc. regarding George Hotz's account.

3 12. Attached hereto as Exhibit J is a true and correct copy of a sample
4 subpoena to be served on YouTube, LLC regarding George Hotz's video entitled
5 "Jailbroken PS3 3.55 with Homebrew."

6 13. Attached hereto as Exhibit K is a true and correct copy of a sample
7 subpoena to be served on SoftLayer Technologies, Inc. regarding George Hotz's psx-
8 scene.com account.

9 14. Attached hereto as Exhibit L is a true and correct copy of a sample
10 subpoena to be served on PayPal, Inc. regarding accounts held by Defendant Hector
11 Cantero ("Cantero"), Defendant Sven Peter ("Peter"), Doe Defendant 1 ("Bushing"), Doe
12 Defendant 2 ("Segher") and "kakaroto."

13 15. Attached hereto as Exhibit M is a true and correct copy of a sample
14 subpoena to be served on Twitter, Inc regarding accounts held by Cantero, Peter,
15 Bushing, Segher and kakaroto.

16 16. Attached hereto as Exhibit N is a true and correct copy of a sample
17 subpoena to be served on Geeknet, Inc regarding Slashdot.com accounts held by
18 Cantero and Bushing.

19 17. Attached hereto as Exhibit O is a true and correct copy of a sample
20 subpoena to be served on Kickstarter regarding an account held by Bushing.

21 18. Attached hereto as Exhibit P is a true and correct copy of a sample
22 subpoena to be served on Github.com regarding accounts held by "hermesEOL,
23 "kakaroto," "kmeaw," "waninkoko," and "grafchokolo."

24 I declare under penalty of perjury under the laws of the United States of America
25 that the foregoing is true and correct. Executed on this 4th day of February, 2011.

26
27 /s/ Holly Gaudreau
HOLLY GAUDREAU

28 63135135 v1

