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6 Attorneys for Plaintiff Anthony Ventura  
7 and all others similarly situated  
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10 **UNITED STATES DISTRICT COURT**  
11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 ANTHONY VENTURA, on behalf of himself  
13 and all others similarly situated,

14 Plaintiff,

15 v.

16 SONY COMPUTER ENTERTAINMENT  
17 AMERICA INC.,

18 Defendant.

Case No. C10-01811 (EMC)

**DECLARATION OF JAMES A. QUADRA  
IN SUPPORT OF PLAINTIFF  
VENTURA'S MOTION FOR ORDER:**

- (1) FINDING CASES RELATED,**
- (2) CONSOLIDATING RELATED  
CASES,**
- (3) APPOINTING INTERIM CO-LEAD  
COUNSEL, AND**
- (4) SETTING CASE MANAGEMENT  
DATES**

Date: June 23, 2010  
Time: 10:30 a.m.  
Dept: C

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23 I, James A. Quadra, declare:

24 1. I am a partner with the law firm of Calvo & Clark, LLP ("Calvo & Clark"), counsel  
25 of record for Plaintiff Keith Wright in the matter of Wright v. Sony Computer Entertainment  
26 America, Inc., et al., Northern District of California Case No. CV 10-01975. I am a member in  
27 good standing of the bar of the State of California and admitted to practice before this Court. I  
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1 have personal knowledge of the facts set forth in this declaration, and could testify competently to  
2 them if called upon to do so.

3 2. I submit this declaration in support of Plaintiff Anthony Ventura's Motion for Order  
4 Finding Cases Related, to Consolidate Related Cases, and for Appointment of Calvo & Clark, LLP  
5 ("Calvo & Clark") and Meiselman, Denlea, Packman, Carton & Eberz P.C. ("MDPCE") as Interim  
6 Co-Lead Counsel.

7 3. Calvo & Clark's attorneys are trial lawyers with substantial experience and  
8 knowledge regarding the prosecution of complex class actions. Based on their experience and  
9 abilities, Calvo & Clark and MDPCE and can efficiently and effectively represent the interests of  
10 the members of the proposed class in these actions.

11 4. I joined Calvo & Clark in April 2010. Prior to joining, Calvo & Clark, I was a  
12 partner with the law firm of Moscone Emblidge & Quadra, LLP ("MEQ") in San Francisco. I  
13 founded MEQ in 1998 and since that time have devoted a large percentage of time to litigating  
14 plaintiffs' class actions.

15 5. I graduated from U.C. Berkeley's Board Hall School of Law in 1987. From 1990 to  
16 1998, I was a deputy city attorney with the San Francisco City Attorney's Office. From  
17 approximately 1994 to 1998, I was the Chief of General Litigation at the San Francisco City  
18 Attorney's Office and oversaw approximately 30 deputy city attorneys involved in a range of  
19 litigation on behalf of San Francisco, including class actions.

20 6. I have extensive litigation experience and have successfully tried cases in state and  
21 federal courts, including two class action trials resulting in liability findings.

22 7. I am AV® rated by Martindale Hubell. At the requests of the Consumer Attorneys  
23 of California, the San Francisco City Attorney's Office, the San Mateo County Bar Association,  
24 and CEB, I have made presentations on various topics including topics related to consumer class  
25 actions in California.

26 8. I serve as a mediator for the San Francisco Bar Association Early Settlement  
27 Program and the San Francisco Superior Court Pre-Arbitration Settlement Program. I am also a  
28 member of the Board of Directors of the San Francisco Legal Aid Society-Employment Law

1 Center and the Chairperson of the San Francisco Unified School District's Citizens' Bond  
2 Oversight Committee.

3 9. My present firm, my prior firm and/or I have served as class counsel or lead class  
4 counsel in multiple matters. Many of these cases provided an opportunity for me to work  
5 cooperatively with other law firms. Examples of class actions I have litigated, or am currently  
6 litigating, include the following:

7 a. Create-A-Card v. Intuit, No. 07-6452 (WHA) (N.D. Cal.). While at MEQ, I was co-  
8 class counsel representing a nationwide class in an action alleging that Intuit's faulty  
9 programming caused QuickBooks for Mac users to lose the contents of their desktops. The  
10 action was certified and settled last year for full reimbursement of all out of pocket costs paid  
11 to third parties by class members to recover data, plus additional amounts to compensate class  
12 members for in-house recovery and reconstruction efforts.

13 b. Old Republic Title Company Cases, J.C.C.P. No. 4111; (Wisper v. Old Republic  
14 Title Company, et al.) MEQ, along with two other firms, represented a class comprised of  
15 customers of escrow services throughout California who were charged reconveyance fees for  
16 services not provided and who did not receive interest on escrow funds. The class settled a  
17 portion of the case for more than \$3 million. The trial regarding the remaining claims resulted  
18 in judgment for customers of escrow services throughout California of \$14 million. I was one  
19 of trial attorneys who tried the case.

20 c. Vienna Hall, et al., v. Cinema 7, Inc., et al., S.F. Sup. Ct. No. 02-409105. I was  
21 class counsel representing a class of approximately 400 current and former performers who  
22 alleged that their employer violated provisions of the California Labor and Business &  
23 Professions Codes. I was appointed lead counsel. The liability phase of the trial proceeded to  
24 trial in 2007. The Class obtained a judgment regarding liability. We reached a settlement  
25 thereafter with a value of approximately \$3,740,000, which the Court approved.

26 d. In Re Complete® Cases, J.C.C.P. 4521 (Lazar et al vs. AMO, Inc. et al., O.C.S.C.  
27 No. 07-CC-01296). Calvo & Clark represents a class of consumers throughout the California  
28 who purchased AMO's Complete Moisture Plus contact lens solution, alleging violations of

1 California's Unfair Competition Law (Cal. Bus. & Prof. Code section 17200 *et seq.*), False  
2 Advertising Act (Cal. Bus. & Prof. Code section 17500 *et seq.*) and California's Consumer  
3 Legal Remedies Act. The action has been certified and is currently scheduled for trial in  
4 November 2010 before Judge David Velasquez in Orange County Superior Court. I am co-  
5 lead counsel.

6 e. Ruiz v. Advanced Medical Optics, Inc., O.C.S.C. No. 30-2008-00231301. Calvo &  
7 Clark represents a putative class of consumers throughout the California who purchased  
8 AMO's Easy Rub contact lens solution, alleging violations of California's Unfair Competition  
9 Law (Cal. Bus. & Prof. Code section 17200 *et seq.*), False Advertising Act (Cal. Bus. & Prof.  
10 Code section 17500 *et seq.*) and California's Consumer Legal Remedies Act. The action is  
11 pending in Orange County Superior Court.

12 e. ADT Security Services Commission Cases, J.C.C.P. 4404 (Kelly v. ADT Security  
13 Services, Inc.) I was co-class counsel for a class of 900 employees who filed suit for an  
14 alleged improper policy of recouping commissions previously paid to class members violated  
15 the California Labor Code. The case settled in 2006 for \$965,000.

16 f. Doe vs. Darkside Productions, Inc., S.F. Sup. Ct. No. 05-439667. I was class  
17 counsel for a class of approximately 2000 advertisers that were charged more for web  
18 advertising based on gender. The Court approved a settlement with a value of approximately  
19 \$1 million.

20 g. MCC CASES I, II and III, J.C.C.P. Nos. 4173, 4178 and 4181 (Vignolles v. FMC  
21 Corporation). MEQ was class co-counsel representing a class of indirect purchasers of  
22 microcrystalline cellulose, which is a binding agent used in the manufacture of pharmaceutical  
23 tablets. The class alleged violations of the Cartwright and Unfair Competition Acts by  
24 manufacturers of microcrystalline cellulose. The San Francisco Superior Court granted final  
25 approval of the settlement of the action in the amount of \$2,500,000.

26 h. California Indirect Purchaser Microsoft I-V Cases, J.C.C.P. 4106 (AO/NET v.  
27 Microsoft.) Action proceeded in San Francisco. MEQ along with numerous law firms  
28 represented indirect purchasers of Microsoft software who allege violations of the Cartwright

1 Act and unfair competition laws. The class obtained a settlement worth over \$1 billion for  
2 California purchasers.

3 i. Doe v. Gold Club, S.F. Sup. Ct. No. 04-431683. I was class counsel representing a  
4 class of approximately 300 performers who alleged that their employer violated provisions of  
5 the California Labor and Business & Professions Codes. The San Francisco Superior Court  
6 granted final approval of a settlement with an approximate value of \$3,260,000.

7 j. Electrical Carbon Product Cases, J.C.C.P. 4294 (City and County of San Francisco  
8 v. Morganite, Inc., et al.) MEQ, along with other firms, was counsel for a class of individuals  
9 and entities throughout California that purchased electrical carbon products allegedly at  
10 artificially inflated prices. A related federal matter settled for \$24 million. The state court  
11 settlements totaled \$1,935,000. I was one of the lead attorneys that negotiated the settlements  
12 with defendants.

13 k. Jefferson v. Chase Home Finance Group, N.D. Cal. No. C 06 06510 TEH. MEQ  
14 represented a class of borrowers throughout California who made prepayments on notes to  
15 Chase that Chase wrongfully failed to apply promptly to mortgage accounts. Plaintiff alleged  
16 violations of the Consumer Legal Remedies Act, False Advertising Law, Unfair Competition  
17 Law, and Conversion. The parties reached a settlement which was approved by the United  
18 States District Court for the Northern District of California.

19 l. Ruelas v. Top Productions, Inc., S.F. Sup. Ct. No. 10-496879. Calvo & Clark  
20 represents a putative class of laborers for violations of California's wage and employment  
21 laws. The case is pending in San Francisco Superior Court.

22 10. Calvo & Clark is a well-established law firm that specializes in complex litigation,  
23 including cross border litigation. The firm has offices in San Francisco, Guam and Saipan.  
24 Founded in 1992, the firm continues to grow and expand, and is well positioned to finance this  
25 action. The firm's attorneys are well-recognized and respected.

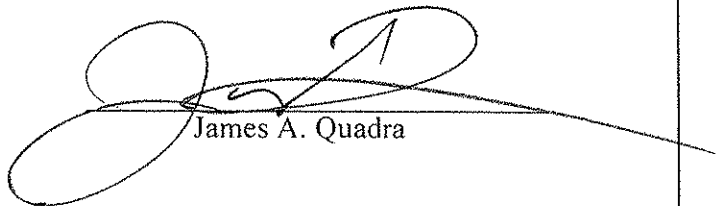
26 11. Kathleen Fisher, the managing partner of Calvo & Clark's San Francisco office, is  
27 also working on this matter. Ms Fisher is experienced in complex and class action litigation. She  
28 was formerly worldwide Chair of Morrison & Foerster's Litigation Department and a member of

1 Morrison's Board of Directors. Ms. Fisher has authored books and numerous articles on trial and  
2 ADR topics. She is also a frequent lecturer and panelist on a variety of topics in the civil litigation  
3 area for organizations such as the National Institute for Trial Advocacy, the American Bar  
4 Association, Continuing Education of the Bar, and the Northern District of California Federal  
5 Practice Program. The Daily Journal recently named Ms. Fisher one of California's top women  
6 litigators for 2009.

7 12. Calvo & Clark has devoted significant time conducting research regarding claims  
8 and details of the PS3's functionalities, and in consulting with MDPCE regarding appropriate next  
9 steps to move this litigation forward. Calvo & Clark is fully able to, and prepared to, finance this  
10 class action litigation, and to coordinate efforts to ensure that the matters are prosecuted  
11 efficiently. The attorneys at Calvo & Clark are experienced with working with all of the most  
12 commonly used document and record management electronic databases, including iCONNECT,  
13 Summation, Concordance, and LiveNote. Calvo & Clark is also committed to ensuring that all  
14 qualified firms representing potential class members have an opportunity to participate in the  
15 prosecution of this matter.

16 I declare under penalty of perjury under the laws of the State of California that the  
17 foregoing is true and correct.

18 Dated: May 17, 2010

  
James A. Quadra

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