

EXHIBIT B
TO THE DECLARATION OF HOLLY GAUDREAU IN
SUPPORT OF MOTION FOR EXPEDITED
DISCOVERY

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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-00167 SI

**PLAINTIFF'S FIRST REQUEST FOR
PRODUCTION OF DOCUMENTS TO
DEFENDANT GEORGE HOTZ
[Nos. 1-30]**

JURISDICTIONAL DISCOVERY

EXPEDITED RESPONSE REQUESTED

Judge: Hon. Susan Illston

1 Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, plaintiff Sony
2 Computer Entertainment America LLC ("SCEA") requests that Defendant George Hotz
3 respond to these requests for production of documents within five (5) days from the service
4 hereof. Unless otherwise agreed between the parties, the documents shall be produced to
5 Kilpatrick Townsend and Stockton LLP, Two Embarcadero Center, 8th Floor, San Francisco,
6 California 94111.

7 DEFINITIONS

8 1. The term "YOU" or "YOUR" means George Hotz and any agents, attorneys,
9 employees, representatives or anyone else acting or purporting to act on YOUR behalf or
10 under YOUR control.

11 2. The term "SCEA" means plaintiff Sony Computer Entertainment America LLC.

12 3. The term "COMPLAINT" means the complaint filed by SCEA against YOU on
13 January 11, 2011.

14 4. The term "DOCUMENT" is used in its customarily broad sense within the context
15 of the Federal Rules of Civil Procedure and includes all documents as defined in Fed. R. Civ.
16 P. 34 and, without limitation, each original, or a copy or microfilm in the absence of the original,
17 and every copy bearing notes or markings not present on the original or copy, letters,
18 memoranda, drafts, notes, notebooks, translations, data compilations, reports, e-mails,
19 computer disks, publications, computer printouts, charts, photographs, and other data
20 compilations from which information can be obtained or translated, if necessary, by SCEA
21 through detection devices into a reasonably usable form. The term "DOCUMENT" also refers
22 to any tangible object such as, but not limited to, prototypes, models and specimens.

23 5. The term "COMMUNICATION" means every manner or method of disclosure or
24 transfer or exchange of information, whether orally, electronically, or by document, and
25 whether face-to-face, by telephone, mail, facsimile, electronic mail, videoconference, or
26 internet communications.

27 6. The term "PS3 SYSTEM" refers to the PlayStation®3 computer entertainment
28 system.

1 7. The term "CIRCUMVENTION DEVICES" refers to any circumvention technology,
2 product, service, method, code, software tool, device, component or part thereof that
3 circumvents the technological protection measures ("TPMs") in the PS3 SYSTEM, including
4 but not limited to the Elliptic Curve Digital Signature Algorithm Keys, encryption and/or
5 decryption keys, 3.55 Firmware Jailbreak, dePKG Firmware Decrypter, Signing Tools, root
6 keys, and/or Fail0verflow tools and/or any other technologies that enable unauthorized access
7 to and/or copying of the PS3 SYSTEM and other copyrighted works that are accessible
8 through or compatible with the PS3 SYSTEM.

9 8. The term "FAIL0VERFLOW DEFENDANTS" refers to Defendants Hector Martin
10 Cantero, Sven Peter, Doe Defendant 1 ("Bushing") and Doe Defendant 2 ("Segher").

11 9. The term "PERSON" includes natural persons as well as corporations,
12 partnerships, proprietorships and unincorporated associations.

13 10. The term "RELATED TO" shall mean refer, concern, summarize, demonstrate,
14 constitute, evidence, reflect, contain, study, analyze, consider, explain, mention, show,
15 discuss, describe memorialize, contradict or comment upon.

16 11. To "IDENTIFY" a PERSON:

- 17 a. when used with respect to a natural person means to state his or her full
18 name, present or last known address (specify which) and, where
19 applicable, present or last known employer or address thereof, and
20 present or last known job, position or title of that individual.
- 21 b. when used with respect to an entity or any other person means to state
22 the full name thereof, present or last known address (specify which), date,
23 state and county of organization, the name under which it was organized
24 and the name of the chief executive officer or person holding a
25 comparable position.

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1 **INSTRUCTIONS**

2 1. In responding to these document requests, please furnish all DOCUMENTS
3 known or available to YOU, including information in the possession of YOUR attorneys or other
4 persons directly or indirectly employed or retained by YOU, including without limitation YOUR
5 agents, employees, representatives, investigators or anyone else acting or purporting to act on
6 YOUR behalf or under YOUR control.

7 2. To the extent that YOU withhold any DOCUMENTS because of a claim of
8 privilege or immunity, please provide a privilege log setting forth the general nature of the
9 DOCUMENTS withheld; its subject matter; and any other information which is necessary to
10 explain YOUR claim of privilege or immunity and to allow a court to adjudicate the propriety of
11 such claim.

12 3. If DOCUMENTS that fall within the scope of a document request were lost or
13 destroyed, please state so, explain all circumstances RELATED TO the loss or destruction of
14 the DOCUMENTS, and describe the nature of the DOCUMENTS which YOU cannot provide
15 due to loss or destruction.

16 4. If no DOCUMENTS fall within the scope of a document requests, please state so.

17 5. If YOU object to any portion of a document request, please produce all
18 DOCUMENTS within the scope of the document requests to which YOU do not object.

19 6. These document requests are to be regarded as continuing and YOU are
20 requested to provide promptly, by way of supplementary production of documents, such
21 additional DOCUMENTS as may hereafter be obtained by YOU or any PERSON acting on
22 YOUR behalf which fall within the scope of these document requests.

23 **REQUESTS FOR PRODUCTION**

24 **REQUEST FOR PRODUCTION NO. 1:**

25 All DOCUMENTS RELATED TO any download and accessing of CIRCUMVENTION
26 DEVICES from YOUR website at www.geohot.com or any other website where or through
27 which YOU have offered, distributed, promoted and/or posted the CIRCUMVENTION
28 DEVICES.

1 **REQUEST FOR PRODUCTION NO. 2:**

2 DOCUMENTS sufficient to identify all locations or websites where or through which
3 YOU have offered, distributed, promoted and/or posted the CIRCUMVENTION DEVICES.

4 **REQUEST FOR PRODUCTION NO. 3:**

5 All COMMUNICATIONS RELATED TO YOUR website at www.geohot.com between
6 YOU and any PERSON.

7 **REQUEST FOR PRODUCTION NO. 4:**

8 Any Internet Relay Chat (IRC) discussions, logs, channels and chat descriptions
9 RELATED TO CIRCUMVENTION DEVICES.

10 **REQUEST FOR PRODUCTION NO. 5:**

11 DOCUMENTS sufficient to IDENTIFY any PERSON to whom YOU distributed
12 CIRCUMVENTION DEVICES.

13 **REQUEST FOR PRODUCTION NO. 6:**

14 All DOCUMENTS RELATED TO YOUR attendance at any conferences, meetings,
15 workshops, forums, speaking engagements, interviews, seminars and/or events in California
16 from January 1, 2007 to the present, including but not limited to any materials that YOU
17 provided at such conferences, meetings, workshops, forums, speaking engagements,
18 interviews, seminars and/or events.

19 **REQUEST FOR PRODUCTION NO. 7:**

20 All DOCUMENTS RELATED TO any donations or other benefits that YOU have
21 received from January 1, 2007 to the present RELATED TO YOUR use and/or offering to the
22 public, distribution, promotion, and/or posting of CIRCUMVENTION DEVICES.

23 **REQUEST FOR PRODUCTION NO. 8:**

24 Copies of any Twitter posts by YOU RELATED TO the PS3 SYSTEM and/or
25 CIRCUMVENTION DEVICES.

26 **REQUEST FOR PRODUCTION NO. 9:**

27 Copies of YOUR PayPal account statements reflecting or showing any payments of
28 money RELATED to the PS3 SYSTEM and/or CIRCUMVENTION DEVICES.

1 **REQUEST FOR PRODUCTION NO. 10:**

2 Copies of all comments on YOUR blogspot at www.geohotps3.blogspot.com
3 RELATED TO the PS3 SYSTEM and/or CIRCUMVENTION DEVICES.

4 **REQUEST FOR PRODUCTION NO. 11:**

5 DOCUMENTS sufficient to show YOUR visits to California from January 1, 2007 to the
6 present.

7 **REQUEST FOR PRODUCTION NO. 12:**

8 All DOCUMENTS RELATED TO any of YOUR contacts with California.

9 **REQUEST FOR PRODUCTION NO. 13:**

10 All DOCUMENTS RELATED TO any online gaming by YOU on the PlayStation
11 Network.

12 **REQUEST FOR PRODUCTION NO. 14:**

13 All DOCUMENTS RELATED TO any PlayStation Network account held or used by
14 YOU.

15 **REQUEST FOR PRODUCTION NO. 15:**

16 All COMMUNICATIONS RELATED TO the PlayStation Network between YOU and
17 any PERSON.

18 **REQUEST FOR PRODUCTION NO. 16:**

19 All DOCUMENTS RELATING to YOU downloading or otherwise obtaining the 3.55
20 firmware update for the PS3 SYSTEM.

21 **REQUEST FOR PRODUCTION NO. 17:**

22 DOCUMENTS sufficient to identify all locations or websites where the
23 CIRCUMVENTION DEVICES are offered, distributed, promoted and/or posted.

24 **REQUEST FOR PRODUCTION NO. 18:**

25 All COMMUNICATIONS RELATED TO the PS3 SYSTEM between YOU and any
26 PERSON.

27 **REQUEST FOR PRODUCTION NO. 19:**

28 All COMMUNICATIONS RELATED to SCEA between YOU and any PERSON.

1 **REQUEST FOR PRODUCTION NO. 20:**

2 All COMMUNICATIONS RELATED TO the COMPLAINT between YOU and any
3 PERSON.

4 **REQUEST FOR PRODUCTION NO. 21:**

5 Any contract between YOU and Google, Inc.

6 **REQUEST FOR PRODUCTION NO. 22:**

7 Any contract between YOU and Twitter, Inc.

8 **REQUEST FOR PRODUCTION NO. 23:**

9 Any contract between YOU and YouTube.

10 **REQUEST FOR PRODUCTION NO. 24:**

11 All DOCUMENTS RELATED TO YOUR offering to the public, distribution, promotion
12 and/or posting of CIRCUMVENTION DEVICES.

13 **REQUEST FOR PRODUCTION NO. 25:**

14 All COMMUNICATIONS RELATED TO CIRCUMVENTION DEVICES between YOU
15 and any PERSON.

16 **REQUEST FOR PRODUCTION NO. 26:**

17 All COMMUNICATIONS between YOU and any of the FAIL0VERFLOW
18 DEFENDANTS, including but not limited to "Bushing."

19 **REQUEST FOR PRODUCTION NO. 27:**

20 DOCUMENTS sufficient to IDENTIFY the FAIL0VERFLOW DEFENDANTS.

21 **REQUEST FOR PRODUCTION NO. 28:**

22 All DOCUMENTS RELATED TO offering to the public, distributing, promoting and/or
23 posting of CIRCUMVENTION DEVICES by any of the FAIL0VERFLOW DEFENDANTS.

24 **REQUEST FOR PRODUCTION NO. 29:**

25 All DOCUMENTS RELATED TO use of CIRCUMVENTION DEVICES by any of the
26 FAIL0VERFLOW DEFENDANTS.

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1 **REQUEST FOR PRODUCTION NO. 30:**

2 All DOCUMENTS YOU relied upon in responding to the First Set of Interrogatories.

3 DATED: February 4, 2011 Respectfully submitted,

4 KILPATRICK TOWNSEND & STOCKTON LLP

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6 By: _____
7 JAMES G. GILLILAND, JR.

8 Attorneys for Plaintiff
9 SONY COMPUTER ENTERTAINMENT AMERICA LLC

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