

1 BILL LOCKYER
 Attorney General of the State of California
 2 LOUIS R. MAURO
 Senior Assistant Attorney General
 3 CHRISTOPHER E. KRUEGER
 Supervising Deputy Attorney General
 4 SUSAN K. LEACH
 Deputy Attorney General
 5 ZACKERY P. MORAZZINI, State Bar No. 204237
 Deputy Attorney General
 6 1300 I Street, Suite 125
 P.O. Box 944255
 7 Sacramento, CA 94244-2550
 Telephone: (916) 445-8226
 8 Fax: (916) 324-5567
 Email: Zackery.Morazzini@doj.ca.gov

9 Attorneys for Defendants
 10 Governor Arnold Schwarzenegger and
 Attorney General Bill Lockyer
 11

12 IN THE UNITED STATES DISTRICT COURT
 13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15 **VIDEO SOFTWARE DEALERS and**
 16 **ENTERTAINMENT SOFTWARE ASSOCIATION,**

17 Plaintiffs,

18 v.

19 **ARNOLD SCHWARZENEGGER, in his official**
capacity as Governor of the State of California;
 20 **BILL LOCKYER, in his official capacity as**
Attorney General of the State of California; et al.,

21 Defendants.
 22

CASE NO. C 05 4188 RMW RS

DECLARATION OF
ZACKERY P. MORAZZINI

23
 24 I, ZACKERY P. MORAZZINI, declare as follows:

25 1. I am an attorney at law, duly admitted to all courts of the State of California and
 26 before the United States District Court for the Northern District of California, and am one of the
 27 attorneys of record for Governor Arnold Schwarzenegger and Attorney General Bill Lockyer,
 28 named as defendants in this action. I have personal knowledge of the following and if asked to

MORAZZINI DECLARATION

VSDA v. Schwarzenegger, et al.
 Case No. C 05 4188 RMW RS

1 testify thereto could do so competently.

2 2. On or about October 25, 2005, I obtained a copy of a video tape, titled “:Video Game
3 Violence Sampler TRT: 5min.,” containing clips of various video games from Adam J. Keigwin
4 of Assembly Member Leland Yee’s office at the State Capitol. See Declaration of Adam
5 Keigwin, filed concurrently herewith. A true and correct copy of said tape is being lodged
6 herewith as Exhibit A.

7 3. Between the dates of November 3 through November 4, 2005, I personally traveled to
8 the Senate Judiciary Committee office, Assembly Judiciary Committee office, and the Assembly
9 Committee on Arts, Entertainment, Sports, Tourism, and Internet Media office. I obtained the
10 committee files for AB 1179 and AB 450 from each individual office. I personally copied, or
11 caused to have copied in my presence, materials relevant to the present proceedings obtained
12 from the following files, true and correct copies of which are bates stamped and included in
13 Appendices A-C, as follows:

- 14 • Appendix A consists of material copied from the Assembly Judiciary Committee file
15 on AB 450;
- 16 • Appendix B consists of material copied from the Senate Judiciary Committee file on
17 AB 450;
- 18 • Appendix C consists of material copied from the Assembly Committee on Arts,
19 Entertainment, Sports, Tourism, and Internet Media file on AB 450.

20 4. The following materials had missing pages in the original legislative files, apparently
21 due to photocopying errors, likely due to the double sided originals copied. Therefore, copies of
22 these materials in their entirety are included in Appendix D, as follows:

- 23 • Assembly Judiciary Committee file on AB 450, Gentile, et al., *The Effects of Violent*
24 *Video Game Habits on Adolescent Hostility, Aggressive Behaviors, and School*
25 *Performance*, Journal of Adolescence 27 (2004) 5-22;
- 26 • Senate Judiciary Committee file on AB 450, Uhlmann & Swanson, *Exposure to*
27 *Violent Video Games Increases Automatic Aggressiveness*, Journal of Adolescence, 27
28 (2004) 41-52;

