Video Software	Dealers Association et al v. Schwarzene	egger et al			Doc. 74
		Ocument 74-2	Filed 03/31/2006	Page 1 of 2	
1 2 3 4 5 6 7 8 9 10	GIBSON, DUNN & CRUTCHER ITHEODORE J. BOUTROUS, JR., H. MARK LYON, SBN 162061 ETHAN D. DETTMER, SBN 1960 1881 Page Mill Road Palo Alto, California 94304 Telephone: (650) 849-5300 Facsimile: (650) 849-5333  JENNER & BLOCK LLP PAUL M. SMITH KATHERINE A. FALLOW MATTHEW S. HELLMAN 601 13th Street, N.W., Suite 1200 Washington, D.C. 20005 Telephone: (202) 639-6000 Facsimile: (202) 639-6066  Attorneys for Plaintiffs VIDEO SOFTWARE DEALERS And ENTERTAINMENT SOFTWARE	SBN 132099 046 ASSOCIATION	·ON		
12	and ENTERTAINMENT SOFTWARE ASSOCIATION				
13	UNITED STATES DISTRICT COURT				
14	FOR THE NORTHERN DISTRICT OF CALIFORNIA				
15					
16	VIDEO SOFTWARE DEALERS ASSOCIATION and ENTERTAIN	MENT	CASE NO. C 05-4188	RMW (RS)	
17	SOFTWARE ASSOCIATION,		DECLARATION OF	KATHERINE A	
18	Plaintiffs,		FALLOW		
19	vs.				
20	ARNOLD SCHWARZENEGGER,	in his official			
21	capacity as Governor of the State of BILL LOCKYER, in his official ca				
22	Attorney General of the State of California; GEORGE KENNEDY, in his official capacity as Santa Clara County District Attorney, RICHARD DOYLE, in his official capacity as City Attorney for the City of San Jose, and ANN MILLER RAVEL, in her official capacity as County				
23					
24 25					
26	Defendants.	ara,			
27					
28	I, Katherine A. Fallow, hereby declare as follows:				
		1			

DECLARATION OF KATHERINE A. FALLOW

Doc. 74 Att. 1

1. I am a partner with the law firm of Jenner & Block LLP, located at 601 13th Street, N.W. Suite 1200, Washington D.C. I am authorized to practice law in the District of Columbia and the State of Massachusetts and am admitted *pro hac vice* in this action. I am counsel of record and one of the attorneys representing Plaintiffs in this matter, Video Software Dealers Association ("VSDA") and Entertainment Software Association ("ESA"). I have personal knowledge of, and could competently testify to, the facts stated below.

2. In the matter of *ESA v. Blagojevich*, 404 F. Supp. 2d 1051 (N. D. Ill 2005), I was one of the attorneys representing ESA. As part of my representation of ESA in that matter, I attended proceedings on November 13, 2005 and November 14, 2005 in the Northern District of Illinois before the Honorable Mathew F. Kennelly. A true and correct copy of the November 13, 2005 transcript hereto as Exhibit A. A true and correct copy of the November 14, 2005 transcript hereto as Exhibit B.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on this 31st day of March, at Washington D.C.

s/s Katherine A. Fallow
Katherine A. Fallow