

# EXHIBIT 3

1 JEREMY R. WILSON (*pro hac vice* admission pending)  
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8 ATTORNEYS FOR PLAINTIFF  
9 DUSTIN FREEMAN

10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **SAN JOSE DIVISION**

13 IN RE IPHONE APPLICATION  
14 LITIGATION

15 Case No. 10-cv-5878 LHK (PSG) (Lead)  
16 10-cv-5881-LHK  
17 11-cv-0407-LHK  
18 11-cv-0700-LHK

19 Hon. Lucy H. Koh

20 **DECLARATION OF JEREMY R.**  
21 **WILSON IN SUPPORT OF**  
22 **RECOMMENDATION OF**  
23 **LEADERSHIP STRUCTURE**  
24 **OF PLAINTIFFS' COUNSEL**

25 I, Jeremy R. Wilson, declare as follows:

26 1. I am an attorney admitted to practice in the States of Texas, Arkansas and  
27 Florida. I am also admitted to practice before the United States Courts of Appeals for the Fifth,  
28 Eleventh, and Ninth Circuits and United States District Courts for the Northern and Eastern  
District of Texas and the Southern District of Florida. I represent Plaintiffs Dustin Freeman,  
Aaron Jennings, Krischelle Blackwell, Jared Parsley, Cole Parr, and Precious Arrington and the  
putative class in the above-captioned matter. I am over the age of 18 and have personal  
knowledge of the matters stated herein, except as expressly noted otherwise, and if called as a  
witness to testify, I would and could competently testify to the following.

2. I am a managing member of Wilson, Trosclair & Lovins, PLLC ("WTL Firm").  
I am the attorney primarily responsible for the handling of this litigation on behalf of WTL

1 Firm.

2 3. As reflected in my firm's resume (a copy is attached hereto as Exhibit A), I  
3 graduated first in my class from the William H. Bowen School of Law at the University of  
4 Arkansas at Little Rock in 2000.

5 4. After graduation, I served as an elbow law clerk to the Honorable S. Arthur  
6 Spiegel, United States District Judge, Southern District of Ohio from 2000 to 2002. While in  
7 that position, I assisted the Court in overseeing numerous class action lawsuits and other  
8 complex litigation matters.

9 5. Since that time I have personally handled numerous class action lawsuits and  
10 other complex litigation matters and have built my current practice around a stable of Internet  
11 privacy-related class action lawsuits.

12 6. I have built a nationwide practice in the area of class actions and am well  
13 versed in the area of Internet privacy and technology. I practice extensively in federal district  
14 courts and federal courts of appeals around the nation.

15 7. Most recently, I served as co-lead counsel in a mobile phone application  
16 privacy case involving the Ringleader Digital ad network. A settlement of that matter is  
17 pending before the Southern District of New York. Through this and other matters and  
18 investigations involving mobile technology, I have gained a detailed understanding of the  
19 workings and privacy implications of mobile phone applications and communications with  
20 third parties such as advertising networks and other, related parties involved in transfers of  
21 consumer information.

22 8. I am also currently counsel in numerous privacy class actions in federal courts  
23 in New York, California, and Washington. My firm and I also routinely represent business  
24 entities in both state and federal courts around the country.

25 9. I have developed extensive experience in class action lawsuits and other  
26 complex litigation matters. For example, I have managed more than a dozen putative class  
27 action lawsuits in federal courts in Texas, Arkansas, California, Florida, Missouri, Kentucky,  
28

1 Washington, and Oregon. The vast majority of these cases involved privacy issues, including  
2 actions under the Drivers' Privacy Protection Act, 18 U.S.C. §2721 and the Video Privacy  
3 Protection, 18 U.S.C. § 2710. I have also handled numerous other complex litigation actions,  
4 including the representation of hundreds of plaintiffs in Multi-District Litigation actions in  
5 federal courts in Louisiana, California, Minnesota, Ohio, and West Virginia.

6 10. I have handled appeals before the Second, Fifth, Ninth and Eleventh Circuit  
7 Courts of Appeals involving both class action issues as well as complex business litigation  
8 issues.

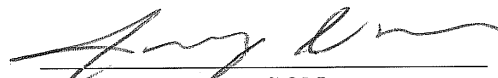
9 11. On December 23, 2010, my firm, along with my co-counsel filed the second  
10 lawsuit in this litigation after devoting significant time and resources to investigating the facts  
11 underlying this action and formulating the legal theories asserted herein. I am fully familiar  
12 with the subject matter of this lawsuit as well as the legal issues involved.

13 12. In the course of developing my practice and following the leading consumer  
14 privacy class action cases, KamberLaw attorneys figure prominently as pioneers whose  
15 continuing work clearly positions them at the forefront of this field.

16 13. I believe that the interests of the class in this litigation would be best served by  
17 having KamberLaw, LLC as the sole lead counsel, augmented by the Executive Committee and  
18 a liaison counsel suggested to the Court by the concurrently filed motion.

19 I declare under penalty of perjury under the laws of the United States of  
20 America that the foregoing is true and correct.

21  
22 Executed on March 25, 2011 at Dallas County, Texas.

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24  
25   
26 JEREMY R. WILSON

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## Firm Attorneys' Resumes

Attorney Jeremy R. Wilson (manager member):

### Education:

Undergraduate Studies: University of Arkansas, BSBA (1996)

Law School: J.D. William H. Bowen School of Law, University of Arkansas at Little Rock, (*magna cum laude* (1<sup>st</sup> in Class), Research Editor Law Review, Three year recipient of West's Outstanding Academic Achievement Award)

### Professional experience:

2000-2002: Law Clerk to Honorable S. Arthur Spiegel, United States District Judge, Southern District of Ohio.

2002-2004: Bickel & Brewer, Dallas, TX (Commercial Litigation)

2005-2010: The Corea Firm, PLLC, Dallas, TX (Class Action Practice)

### Class Action and Complex Litigation Experience (Representative cases):

Currently counsel of record in the following putative class action lawsuits:

*Aughenbaugh v. Ringleader*, Cause No. 1:11-cv-01822-UA, United States District Court Southern District of New York.

*Zanders v. Amazon., et. al.*, 2:11-cv-00494-MAT, United States District Court Western District of Washington

*Pitner, et. al v. Midstream International, N.V.*, Cause No. 10-1850, United States District Court Northern District of California

Prior to founding WTL, served as counsel of record in the following cases:

#### Putative Class Actions:

*Harris v. Blockbuster*, Cause No. 09-1912, United States District Court Northern District of Texas (2009)

*Wynn v. American Express*, Cause No. 09-260, United States District Court for Eastern District of Texas.

*Haney, et. al. v. Arkansas Automobile Dealers' Association, et. al.* Cause No. C10-04003, United States District Court Western District of Arkansas (2010)

*Wiles, et. al. v. Ascom Transport Systems, Inc., et. al.* Cause No. C10-00025 United States District Court Western District of Kentucky (2010)

*Rodriguez, et. al. v. AMPCO, et.al.,* Cause No. C09-1789, United States District Court Western District of Washington (2009)

*Howard, et. al. v. Direct Response Media Group, Inc., et. al.,* Cause No. C09-01477 United States District Court District of Oregon (2009)

*Taylor, et. al. v. Safeway, Inc. et. al.,* Cause No. C07-00017, United States District Court Eastern District of Texas (2007)

*Taylor, et. al. v. Biometric Access Co., et. al.,* Cause No. C07-00018 United States District Court Eastern District of Texas (2007)

*Taylor, et. al. v. Freeman Publishers, Inc. et. al.,* Cause No. C07-00410 United States District Court Eastern District of Texas (E.D. TX 2007)

*Taylor, et. al. v. Acxiom Corporation, Inc., et al.,* Cause No. 07-00001, United States District Court Eastern District of Texas (2007)

*Taylor, et. al. v. ACE State & Local Solutions, Inc. et. al.,* Cause No. C07-00013 United States District Court Eastern District of Texas (2007)

*Taylor, et. al. v. Texas Farm Bureau Mutual Ins. Co., et. al.,* Cause No. C07-00014, United States District Court Eastern District of Texas (2007)

Counsel for Claimants in the following Multi-District Litigations:

*In re Bextra/Celebrex Multidistrict Litigation*, United States District Court for the Northern District of California (over 90 claimants)

*In re Vioxx Multidistrict Litigation*, United States District Court for the Western District of Louisiana (over 100 claimants)

*In re Guidant Implanted Defibrillator Litigation*, United States District Court for the District of Minnesota (6 claimants)

*In re Medtronic Implanted Defibrillator Litigation*, United States District Court for the District of Minnesota (6 claimants)

Appellate Proceedings:

*Blockbuster v. Harris*, Cause No. 09-10420, United States Court of Appeals for the Fifth Circuit

*Sharon Taylor v. Brooks, et. al. v. Automotive Direct*, No. 07-12447, United States Court of Appeals for the Eleventh Circuit

*Richard Fresco, et. al. v. Sharon Taylor, et al.* No. 09-13344, United States Court of Appeals for the Eleventh Circuit

*Taylor, et. al. v. Acxiom, et. al.* No 08-41083 , United States Court of Appeals for the Fifth Circuit

*Blue Tree Hotels Inv. (Canada), Ltd. v. Starwood Hotels & Resorts Worldwide, Inc.*, 369 F.3d 212 (2d Cir. 2004)

Attorney Kenneth Trosclair (manager member):

Education:

Undergraduate Studies: University of California San Diego, BA (1997)

Law School: University of Texas School of Law (J.D. 2001)

Professional experience:

2001-2004: Bickel & Brewer, Dallas, TX (Commercial Litigation)

2005-2010: The Corea Firm, PLLC, Dallas, TX (Complex Injury and Defective Product Litigation)

Complex Litigation Experience (representative cases):

Currently counsel of record in the following putative class action lawsuits:

*Pitner, et. al v. Midstream International, N.V.*, Cause No. 10-1850, United States District Court Northern District of California

Prior to joining WTL Firm, Mr. Trosclair served as counsel of record in the following cases:

Putative Class Actions:

*Kemp, et. al. v. Saentz*, Cause No. 09-2020, United States District Court Northern District of Texas (2009)

*Reyes v. North Texas Toll Authority*, Cause No. 10-0868, United States District Court Northern District of Texas (2010).

Counsel for Claimants in the following Multidistrict Litigation Cases:

*In re Vioxx Multidistrict Litigation*, United States District Court for the Western District of Louisiana (over 100 claimants)

Appellate Practice:

*Omaha Healthcare Center, L.L.C. v. Johnson*, 246 S.W.3d 278, (Tex. App. – Texarkana Division 2007)

*Hunnicut v. Dallas/Fort Worth Intern. Airport Bd.* No. 2-08-297-CV, Texas Court of Appeals, Fort Worth Division

Attorney Michael Lovins (manager member):

Education:

Undergraduate Studies: Southern Methodist University, BA (1997)

Law School: J.D. University of Texas School of Law (2001)

Professional experience:

2000-2002: Law Clerk to Honorable James R. Nowlin, United States District Judge, Chief Judge Western District of Texas.

2002- 2007 McGinnis, Lochridge & Kilgore, LLP (Commercial Litigation)

2007-2010 Law Offices of Michael Lovins (Commercial Litigation)