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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, a Delaware limited liability
 15 company,

16 Plaintiff,

17 v.

18 GEORGE HOTZ; HECTOR MARTIN
 CANTERO; SVEN PETER; and DOES 1 through
 19 100,

20 Defendants.

CASE NO. CV11-0167 SI

**SECOND SUPPLEMENTAL
 DECLARATION OF RYAN BRICKER IN
 SUPPORT OF PLAINTIFF'S EX PARTE
 MOTION FOR TEMPORARY
 RESTRAINING ORDER**

Date: January 13, 2011
 Time: 9:00 a.m., or as soon as can be
 heard
 Courtroom: 10, 19th Floor
 Judge: Hon. Susan Illston

1 I, Ryan Bricker, declare:

2 1. I am an associate at Kilpatrick Townsend & Stockton LLP, counsel of record for
3 Sony Computer Entertainment America LLC ("SCEA") in the above-captioned matter. I have
4 personal knowledge of the facts stated in this declaration, unless otherwise indicated, and
5 could and would testify competently thereto.

6 2. Attached hereto as Exhibit A is a true and correct copy of an article published
7 at <ihackintosh.com> on January 23, 2010, reproducing a screen capture of a Twitter
8 message posted by Defendant George Hotz using the Twitter account "geohot." The
9 message reads: "fine, one tweet... i just hacked the PS3... http://geohotps3.blogspot.com".

10 3. Attached hereto as Exhibit B is a true and correct copy of an article published
11 at <gamesradar.com> on January 7, 2011, reproducing screen capture of a Twitter message
12 posted by Hotz using the Twitter account "geohot." The message reads: "PS3 exploit
13 released... good luck community http://geohotps3.blogspot.com".

14 4. Attached hereto as Exhibit C is a true and correct copy of a blog post published
15 by Hotz on January 23, 2010, at <geohotps3.blogspot.com> titled "Hello hypervisor, I'm
16 geohot", and explaining that Hotz had gained "read/write access to the entire system
17 memory." Hotz encourages readers to "follow @geohot on twitter". Comments in response
18 to the blog post appear below the text, some indicating that Hotz received online financial
19 donations, including the following:

20 adminsaid...
21 i love u man!!!!!!! i really am! we are waiting to play all the ps3 games atleast!
22 **i will donate u**
January 23, 2010 6:44 AM

23 CSCsaid...
24 **i agreed on donation to Geohot !!!**
January 23, 2010 7:45 AM

25 Kirillersaid...
26 **Thanks GeoHot, substantial donations are coming to you, dont even think of**
27 **sharing the info or taking any bribe from sony, people will offer far much greater**
28 **amount and satisfaction then sony ever will :) Keep it on the downlow, so it dosnt get**
patched or f*cked with, we dont want to end up at ground 0 once again after so many

1 years.
2 Cheers to you buddy.
3 January 23, 2010 9:02 AM

4 5. Attached hereto as Exhibit D is a true and correct copy of a forum post
5 published at <psx-scene.com> on January 7, 2011, a few hours after Hotz released the 3.55
6 Firmware Jailbreak, reproducing comments Hotz made through an "Internet Chat Relay"
7 ("IRC") forum, stating that he was using the 3.55 Firmware Jailbreak to play an emulated
8 version of the Super Mario World video game:

9 [19:01] <@geohot> i want to play super mario world
10 [19:01] <@rms> i want to play chrono triggerr
11 [19:04] <@geohot> playing super mario world right now made all my time investment
12 worth it

13 I declare under penalty of perjury on this date under the laws of the United States in
14 San Francisco, California that the foregoing is true and correct.

15 DATED: January 13, 2011

16 /s/ Ryan Bricker
17 Ryan Bricker