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6 Attorneys for Plaintiff
SETH ABRAHAMS
7 In Case No. C 12-01006 JCS

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 HARD DRIVE PRODUCTIONS, INC.,
12 Plaintiff,
13 v.
14 JOHN DOE,
15 Defendant.

Case No.: C 11-05634 PJH

**DECLARATION OF STEVEN W. YUEN IN
SUPPORT OF SETH ABRAHAMS' MOTION
FOR PROTECTIVE ORDER**

Date: April 11, 2012
Time: 9:00 a.m.
Judge: Hon. Phyllis J. Hamilton
Courtroom: 3, 3rd Floor
File Date: November 21, 2011
Trial Date: None

17
18 I, Steven W. Yuen, declare that:

19 1. I am an attorney duly licensed to practice in all courts of the State of California and in
20 the United States District Court, Northern District of California, and am a senior associate with the law
21 firm of Murphy, Pearson, Bradley & Feeney, attorneys of record for plaintiff Seth Abrahams in action
22 number C 12-01006 JCS. I have personal knowledge of the information set forth herein below, all of
23 which is true and correct of my own personal knowledge, and if called upon to testify, I could and
24 would competently testify thereto.

25 2. Attached hereto as Exhibit A is a true and correct copy of Hard Drive Productions,
26 Inc.'s (hereafter "Hard Drive") complaint, action number C 11-01567-LB.

27 3. Attached hereto as Exhibit B is a true and correct copy of Hard Drive's ex parte
28 application for expedited discovery in action number C 11-01567-LB.

1 4. Attached hereto as Exhibit C is a true and correct copy of Mr. Abrahams' complaint,
2 action number C 12-01006 JCS.

3 5. Attached hereto as Exhibit D is a true and correct copy of Hard Drive's ex parte
4 application for expedited discovery in this case.

5 6. My client retained me in this matter on February 28, 2012. During the discussion to
6 retain me, I learned that my client's personal counsel Michael Berch did not practice litigation,
7 including copyright litigation, and had attempted to retain other counsel but was unsuccessful in doing
8 so.

9 7. After receiving the case facts, and only after determining that the case facts justified and
10 warranted declaratory relief complaint, I spent approximately 4.2 hours preparing my client's
11 declaratory relief complaint which was filed with the court right before the close of business hours.
12 After I received confirmation of the filing of the complaint the next day I had transmitted a letter
13 notifying Hard Drive's counsel of my recent retention, and of my unavailability to attend my client's
14 deposition in 2 days due to a calendar conflict. I requested Hard Drive's counsel to continue the
15 deposition. He refused to do so, and insisted he would proceed with the deposition, and then move to
16 hold my client in contempt if he did not appear.

17 8. Attached hereto as Exhibit E is a true and correct copy of the court's February 13, 2012
18 order in this case.

19 I declare under penalty of perjury under the laws of the United States of America that the
20 foregoing is true and correct. Executed on March 1, 2012.

21 /s/ Steven W. Yuen

22 _____
23 Steven W. Yuen

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