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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

9 **COUNTY OF LOS ANGELES, CENTRAL CIVIL WEST**

10 COLIN HIGGINS PRODUCTIONS, LTD.,

11 Plaintiff,

12 vs.

13 UNIVERSAL CITY STUDIOS, LLC, and
14 DOES 1-100,

15 Defendant.

CASE NO. BC499180 (related to BC499179,
BC499181, BC499182, BC500040, and
BC540146)

CLASS ACTION

**DECLARATION OF JAMES CASS
ROGERS IN SUPPORT OF PLAINTIFFS'
MOTIONS FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT AND
ATTORNEYS' FEES, COSTS AND
INCENTIVE AWARDS**

Assigned to the Honorable Hon. Elihu M.
Berle (Dept. CCW-323)

[Complaint Filed: January 16, 2013]

Date: December 11, 2015
Time: 10:00 a.m.
Dept.: 323

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865600.1

1 I, James Cass Rogers, hereby declare:

2 1. I am the President of Colin Higgins Productions, Ltd. (“CHP”), one of the named
3 plaintiffs and class representatives in the above entitled class action lawsuit.

4 2. I submit this declaration in support of the Plaintiffs’ Motion for Final Approval of
5 Class Action Settlement and Motion for Attorneys’ Fees, Costs and Incentive Awards. I am
6 personally familiar with the facts set forth in this declaration. If called as a witness I could and
7 would competently testify to the matters stated herein.

8 3. Plaintiff CHP decided to prosecute this class action lawsuit in order to recoup
9 unpaid home video profit participations on behalf of other Universal City Studios, LLC
10 (“Universal”) profit participants without any promise of recovery or compensation. It is my
11 understanding that this lawsuit could not have been prosecuted or settled unless CHP or other
12 profit participants decided to serve as class representatives. In deciding to serve as a class
13 representative in this case, I understood that there was a potential of CHP’s name being disclosed
14 in the media, and negative impact on CHP’s business relationship with Universal and its related
15 entities. CHP chose to serve as a class representative in this lawsuit despite these risks.

16 4. CHP has fulfilled its duties as a class representative, which required a significant
17 dedication of time and effort during the course of this litigation. These efforts required dedicating
18 numerous hours to litigation related activities, including but not limited to: (1) responding to and
19 reviewing written discovery, including form and special interrogatories, requests for admission
20 and document requests; (2) searching for and producing responsive documents relating to this
21 litigation, which required me to pull and sort through boxes of archived files to find relevant
22 documents; (3) preparing for and sitting for my deposition by Universal; (4) reviewing and
23 approving relevant documents including the operative Complaints and the Settlement Agreement;
24 and (5) staying informed and communicating with my attorneys regarding the status and progress
25 of this case and the settlement. These activities required dedication of time and resources that
26 could have been spent on other activities.

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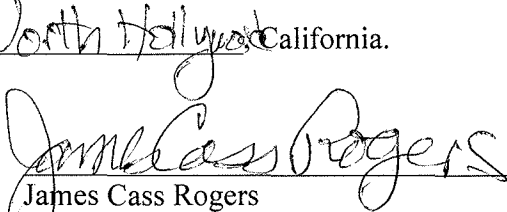
1 5. I believe that the \$10,000 class representative incentive award permitted by the
2 Settlement and requested in Plaintiffs' Motion for Attorneys' Fees, Costs and Incentive Awards is
3 fair compensation for CHP's service as a class representative in this case, and CHP's efforts in
4 helping secure the Settlement on behalf of the Class members.

5 6. My attorneys in this case assisted myself and CHP in each facet of this litigation,
6 and I am satisfied with their representation of CHP and the Class in this case. I believe that the
7 Settlement in this case provides fair, reasonable and adequate relief to the members of the Class. I
8 fully support the class action Settlement in this lawsuit and believe the Settlement should be
9 approved by the Court.

10 7. Myself and CHP have no interest or involvement in the governance or work of the
11 Motion Picture & Television Fund.

12 I declare under penalty of perjury under the laws of the State of California that the
13 foregoing is true and correct.

14 Executed on October 8, 2015, at North Hollywood, California.

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16 _____
17 James Cass Rogers
18 President, Collin Higgins Productions, Ltd.
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