

# **EXHIBIT 1**

## **THE KATRIEL LAW FIRM**

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### **ABOUT OUR FIRM**

The Katriel Law Firm is a law firm specializing in class action litigation. We represent classes of litigants, primarily aggrieved consumers, in litigating their claims on a classwide basis, where litigating consumers' individual claims separately would prove to be unfeasible. Our primary areas of focus are antitrust, consumer fraud/false advertising, and product liability class action litigation. We have represented millions of class members in a variety of class action suits, and have successfully settled numerous class action lawsuits.

### **PRACTICE AREAS**

Our class action litigation practice focuses primarily on the areas of antitrust, consumer fraud/false advertising, and product liability litigation. Occasionally, however, we litigate specific class action cases that fall outside the foregoing practice areas.

#### **Antitrust**

Antitrust law seeks to ensure that markets are subject to competitive forces in our free-enterprise system, and remain free from unlawful market manipulation devices like price-fixing, market allocation, monopolization, tying, and other agreements in restraint of trade. By forbidding such practices, antitrust law ensures that businesses and ultimately consumers benefit from the fruits of competition—production of the best possible goods in a competitive market environment. Our firm represents and has represented consumers in class action cases alleging that particular defendant manufacturers, sellers, or dealers have engaged in unlawful monopolization, price-fixing, market allocation, and other agreements in restraint of trade.

### **Consumer Fraud/False Advertising**

A host of federal and state laws regulate fair market practices that protect consumers against unfair and deceptive business practices. These unfair practices include false and deceptive advertising or marketing, false labeling, consumer fraud, violations of implied or express warranties, and violations of various statutory and regulatory requirements aimed at ensuring consumer protection. Our firm represents and has represented consumers in class action cases who allege that they have been injured as a result of manufacturers' or sellers' unfair or deceptive business practices.

### **Product Liability**

Product liability law, a subset of tort law, addresses the injury caused to users and purchasers of products that are defectively designed, manufactured, or improperly labeled. Potential remedies for such violations may include compensatory money damages, statutory or punitive damages, as well as appropriate equitable or injunctive relief to remedy the harm caused by the allegedly defective product. Our firm represents and has represented consumers in class action cases involving a whole host of industries and consumer products that are alleged to be defective.

## **REPRESENTATIVE CLASS ACTIONS AND SETTLEMENTS**

Sevier v. Time Warner Cable. The Katriel Law Firm was lead counsel in this successful settlement of an antitrust class action lawsuit brought on behalf of millions of subscribers of Time Warner Cable high-speed Internet service. The complaint alleged that defendants unlawfully tied the sale of their subscription service to the leasing of a cable modem device from defendants. After zealous and successful litigation by The Katriel Law Firm, which included litigation before the United States Court of Appeals for the Second Circuit, the district court entered its final order approving a class action settlement benefiting the class.

Holliday v. Volkswagen of America. The Katriel Law Firm was lead counsel in this successful settlement of a product liability class action lawsuit brought on behalf of owners and lessees of thousands of Volkswagen Jetta automobiles, who alleged that the electric seat heaters in the vehicles were defective. After successful litigation by The Katriel Law Firm in federal district court, the court issued its final order approving the class action settlement.

King v. The Home Depot. The Katriel Law Firm successfully settled this class action case in which plaintiffs alleged that Home Depot, Inc. deceptively allocated consumers' account payments in its "no payment no interest" store credit card. After successful litigation by The Katriel Law Firm in federal court, and by other plaintiffs' firms in

various state courts, this matter was settled as part of a nationwide class action settlement that benefited the class.

Park v. The Thomson Corp., The Katriel Law Firm was lead counsel in this antitrust class action brought on behalf of hundreds of thousands of consumers of BAR/BRI bar examination preparation courses. The case alleged antitrust claims for tying and monopolization. After successful litigation in which The Katriel Law Firm was successful in defeating defendants' motion for summary judgment and in obtaining partial summary judgment in plaintiff's favor, a class action settlement was reached.

Schipaanboord v. Volkswagen of America, The Katriel Law Firm was lead counsel in this consumer product liability class action, which alleged defects in the 2000-2003 model year Volkswagen Passats for their alleged undue propensity to catch fire. After successful litigation by The Katriel Law Firm, a class action settlement was reached that provided meaningful relief to all class members.

Conroy v. The 3M Corp., The Katriel Law Firm was co-lead counsel in this consumer federal antitrust class action that alleged that defendant monopolized the U.S. market for clear and transparent tape for home and office use. After prolonged litigation, including an appeal to the United States Court of Appeals for the Ninth Circuit in which The Katriel Law Firm was lead counsel, a multi-million dollar, nationwide, class action settlement was reached.

Franz, Inc. v. Quantum Corp., The Katriel Law Firm was lead counsel in this consumer antitrust class action that alleged that defendants violated the Cartwright Act and California's Unfair Competition Law, stemming from their alleged conspiracy to restrain trade in the market for Digital Linear Technology Tapes. After successfully obtaining class certification, The Katriel Law Firm negotiated a multi-million class action settlement.

Vizzi v. Mitsubishi Motors North America, Inc., The Katriel Law Firm was co-lead counsel in this product liability class action that alleged that the paint in certain model Mitsubishi was defective, causing it to delaminate prematurely and excessively. After successfully litigating the action, The Katriel Law Firm negotiated a multi-million dollar, nationwide class action settlement.

Winzler v. Toyota Motor Sales USA, Inc., The Katriel Law Firm is lead counsel in this product liability putative class action that alleges that certain model Toyota vehicles were equipped with a defective engine control module that makes the vehicles unduly prone to experience engine stalling without warning.

Sharlow v. Mitsubishi Motors North America, Inc., The Katriel Law Firm is co-lead counsel in this product liability putative class action that alleges that certain models of convertible Mitsubishi automobiles were equipped with a defective rooftop, causing it to tear or puncture excessively and prematurely.

### **FIRM PRINCIPAL**

The Katriel Law Firm was founded and is headed by Roy A. Katriel. Mr. Katriel graduated *summa cum laude* and First in His Class from American University's Washington College of Law in Washington, D.C. Mr. Katriel also holds undergraduate degrees in Applied Physics and Biomedical Engineering from the University of Miami and Boston University, respectively. He was the youngest person ever awarded a Bachelor of Science degree in Applied Physics from the University of Miami, graduating at the age of 18. While at Boston University, Mr. Katriel interned at the Beth Israel Hospital, a teaching hospital affiliated with Harvard University's School of Medicine. Prior to law school, Mr. Katriel testified as an expert witness in dozens of product liability and personal injury trials, depositions, and arbitrations.

Upon graduation from law school, Mr. Katriel joined the law firm of Arnold & Porter in Washington, D.C., a preeminent national law firm. There he practiced product liability, patent, and antitrust litigation. Thereafter, Mr. Katriel joined Finkelstein, Thompson & Loughran, a well-respected plaintiffs' class action boutique firm in Washington, D.C. Following that tenure, Mr. Katriel established The Katriel Law Firm, with its initial office in Washington, D.C., and later expanding to a second office location in San Diego. Mr. Katriel has also taught as an Adjunct Professor of Law at American University's Washington College of Law, teaching courses in Evidence as well as an advanced seminar in Expert Scientific Evidence. He is co-author of *Evidence: Federal Rules and the Common Law*, published by Matthew Bender & Co. (owned by LexisNexis), a college textbook on Evidence, used by law schools across the country.

The quality of Mr. Katriel's and The Katriel Law Firm's representation has been recognized in numerous court opinions. He has appeared as a panelist, or otherwise been featured or interviewed, on various media outlets, including CNN, USA Today, and others.