

SCHIFF HARDIN LLP
JOHN S. WORDEN (SBN 142943)
Email: jworden@schiffhardin.com
JEAN-PAUL P. CART (SBN 267516)
Email: jcart@schiffhardin.com
JAMIE LYNN LANPHEAR (SBN 302174)
Email: jlanphear@schiffhardin.com
One Market, Spear Street Tower
Thirty-Second Floor
San Francisco, CA 94105
Telephone: (415) 901-8700
Facsimile: (415) 901-8701

Attorneys for Defendant
Aqua Lung America, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

RALPH A. HUNTZINGER, on
Behalf of Himself and All Others
Similarly Situated,

Plaintiff,

v.

AQUA LUNG AMERICA, INC.,

Defendant.

Case No. 3:15-cv-01146 WQH (KSC)
CLASS ACTION

**DECLARATION OF DON
ROCKWELL IN SUPPORT OF
DEFENDANT'S MOTION TO
DISMISS**

Hearing Date: August 17, 2015

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

Complaint filed: May 21, 2015
Judge: Hon. William Q. Hayes
Magistrate Judge: Hon. Karen S. Crawford

Trial Date: None Set

I, Don Rockwell, hereby declare the following pursuant to 28 U.S.C.
§ 1746. I am competent to testify to all of those matters of my own personal
knowledge:

1. I currently hold the position of President and CEO for Aqua Lung
America, Inc. ("Aqua Lung"), and have since 2005. I am responsible for

1 overseeing the daily activities and ongoing strategies of Aqua Lung. I have been
2 employed by Aqua Lung since April 1990.

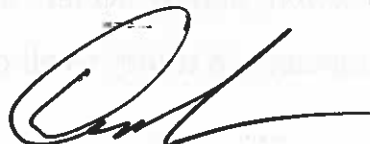
3 2. Aqua Lung has been the exclusive distributor in the United States for
4 Suunto brand dive computers, including the following: Suunto Cobra, Suunto
5 Cobra 2, Suunto Cobra 3, Suunto Cobra 3 Black, Suunto Vyper, Suunto Vyper 2,
6 Suunto Vyper Air, Suunto HelO2, Suunto Gekko, Suunto Vytec, Suunto Vytec DS,
7 Suunto D9tx, Suunto D9, Suunto D6, Suunto D6i, Suunto D4i, Suunto D4, and
8 Suunto Zoop ("Accused Dive Computers").

9 3. Below is a chart which indicates the last date of sale by Aqua Lung
10 for the specified dive computer. Any of the Accused Dive Computers not listed
11 below do not have a relevant termination of sale date for purposes of the applicable
12 3 and 4 year statutes of limitation:

Model	Last Sale Date
Suunto Cobra 2	June 11, 2009
Suunto Vyper 2	July 16, 2009
Suunto Gekko	May 11, 2010
Suunto Vytec	Before 2009 (last sale in 2008)
Suunto Vytec DS	May 14, 2009
Suunto D9	December 28, 2011
Suunto D6	August 29, 2011
Suunto D4	August 4, 2011

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20 I declare under penalty of perjury under California law that the foregoing is
21 true and correct to the best of my knowledge.

22 Executed on July 9, 2015 at VISTA, California.

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24
25 

26 Don Rockwell

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