

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CONSUMER ELECTRONICS ASSOCIATION,  
INFORMATION TECHNOLOGY INDUSTRY  
COUNCIL, and ITAC SYSTEMS, INC.,

Plaintiffs,

09 Civ. 6583 (WHP)

v.

CITY OF NEW YORK, MICHAEL R. BLOOMBERG,  
in his official capacity as Mayor of the City of New  
York, NEW YORK CITY DEPARTMENT OF  
SANITATION, JOHN J. DOHERTY, in his official  
capacity as the Commissioner of the Department of  
Sanitation, and ROBERT LANGE, in his official  
capacity as Director of Waste Prevention, Reuse and  
Recycling of the Department of Sanitation,

Defendants.

**DECLARATION OF PARKER  
BRUGGE OF CONSUMER  
ELECTRONICS ASSOCIATION  
IN SUPPORT OF PLAINTIFFS'  
MOTION FOR A  
PRELIMINARY INJUNCTION**

**DECLARATION OF PARKER BRUGGE OF  
CONSUMER ELECTRONICS ASSOCIATION**

1. The following facts are true to my own personal knowledge and if called as a witness I could so testify.

2. I am the Vice President for Environmental Affairs & Industry Sustainability at Plaintiff Consumer Electronics Association ("CEA"). I have served as a Vice President of CEA for one year and have been an employee for over four years. My duties at CEA include promotion and coordination of effective and sustainable policies for the disposal and recycling of used electronics.

3. CEA is a leading trade association comprised of over 2,000 companies within the United States consumer technology industry. CEA members lead the consumer electronics industry in the development, manufacturing and distribution of

audio, video, mobile electronics, communications, information technology, multimedia and accessory products, as well as related services that are sold through consumer channels. Members range from multi-national corporations to small, specialty niche companies. CEA is actively involved, on behalf of its members, with electronics equipment take-back programs around the country.

4. Our members include a number of companies that are providing declarations in support of plaintiffs' application for a preliminary injunction, including LG Electronics, Mitsubishi Digital, Panasonic, Samsung, Sharp, Sony, TTE, and ToteVision.

5. CEA's members are suffering similar harm from the City of New York's "Electronic Equipment Collection, Recycling and Reuse" Law ("E-waste Law") as well as the rules that the New York City Department of Sanitation ("DSNY") has issued to implement the program ("E-waste Rules"). The E-waste Law and the E-waste Rules create insurmountable burdens for CEA's members, including costs, fees, exposure to penalties, and the requirement imposed on manufacturers regarding the submission of E-waste management plans to the DSNY.

6. CEA has been contacted by its members to express their grave concerns regarding the unprecedented burdens and costs that the City's E-waste program will place on each of them individually and the consumer electronics industry as a whole, and to ask CEA to intercede to communicate their concerns to the City. Since the City first proposed the E-waste law, CEA has been attempting to present their concerns to the City and DSNY. CEA has also offered concrete suggestions regarding how the program should be modified to impose less burdens and costs on CEA's members while achieving

sustainable and credible e-waste recycling goals. CEA's efforts included the submission of comments to DSNY when it first proposed the E-waste Rules. These comments are attached to the accompanying declaration of Michael Murphy. Alas, CEA's efforts have been to no avail as all our suggestions have been either rejected or ignored.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 4<sup>th</sup> day of August 2009 at Arlington, VA.

  
Parker Brugge