

**FILED**  
2011 AUG 10 A 11:47  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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ADKNOWLEDGE, INC. and  
7 KITN MEDIA USA, INC.

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9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 REBECCA SWIFT, on behalf of herself and  
12 all other similarly situated,

13 Plaintiff,

14 v.

15 ZYNGA GAME NETWORK, INC.;  
16 ADKNOWLEDGE, INC., D/B/A SUPER  
17 REWARDS; KITN MEDIA USA, INC.  
18 D/B/A SUPER REWARDS,

19 Defendants.

NO. 4:09-CV-05443 EDL

**REPRESENTATION  
STATEMENT**

20 TO: CLERK OF THE ABOVE-ENTITLED COURT  
21 AND TO: ALL PARTIES OF RECORD

22 Please take notice that Adknowledge, Inc. ("Adknowledge") and KITN Media  
23 USA, Inc. ("KITN"), Defendants in the above-named case, hereby appeal to the United  
24 States Court of Appeals for the Ninth Circuit from the Order Granting Zynga's Motion to  
25 Compel Arbitration; Granting in Part and Denying in Part Other Defendants' Parallel  
26 Motion to Stay; Denying as Moot: (1) Motion to Compel Discovery, (2) Motion to Hear  
27 Cross-Motion to Stay Discovery on Shortened Time, (3) Motion to Stay Discovery;  
28 Granting Motion to Seal (Dkt. No. 94), entered in this action on August 4, 2011. On

**ORIGINAL**

"BY FAX"

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1 DATED this 9<sup>th</sup> day of August, 2011.  
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