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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

PERFORMANCE PRICING, INC.,  
  
Plaintiff,  
  
vs.  
  
GOOGLE INC. and AOL LLC,  
  
Defendants.

CASE NO.: CV 09-6283 MMM (CTx)  
  
**DISCOVERY MATTER**  
  
**SECOND SUPPLEMENTAL  
DECLARATION OF EMILY C.  
O'BRIEN IN SUPPORT OF  
DEFENDANT GOOGLE INC. AND  
AOL LLC'S MOTION TO COMPEL  
PRODUCTION OF DOCUMENTS  
BY THIRD PARTIES NEAL  
COHEN AND VISTA IP LAW  
GROUP LLP**  
  
Crtrm.: Roybal- 780  
Judge: Margaret M. Morrow  
Hrg. Date: September 21, 2009  
Hrg. Time: 9:30 a.m.

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**DECLARATION OF EMILY C. O'BRIEN**

I, Emily C. O'Brien, declare and state as follows:

1. I am an associate of the law firm Quinn Emanuel Urquhart Oliver & Hedges, LLP and represent Defendants AOL LLC and Google Inc. in this action. This declaration is made in support of Defendant Google Inc. and AOL LLC's Motion to Compel Production of Documents. The matters referred to in this declaration are based upon my personal knowledge, and if called as a witness I could testify competently to those matters.

2. Attached hereto as Exhibit R is a true and accurate copy of the protective order entered in *Performance Pricing, Inc. v. Google Inc. et al.*, Case No. 2:07-cv-432 (LED) (Eastern District of Texas).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on September 4, 2009 at San Francisco, California.

/s/ Emily C. O'Brien  
Emily C. O'Brien