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11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 TASH HEPTING, GREGORY HICKS,)
 14 CAROLYN JEWEL and ERIK KNUTZEN, on)
 15 Behalf of Themselves and All Others Similarly)
 16 Situated,)
 17 Plaintiffs,)
 18 vs.)
 19 AT&T CORP., et al.)
 20 Defendants.)

No. C-06-00672-VRW
CLASS ACTION
 DECLARATION OF ADAM L. RUBINGER
 IN SUPPORT OF PLAINTIFFS'
 OPPOSITION TO DEFENDANT AT&T
 INC.'S MOTION TO DISMISS AMENDED
 COMPLAINT
 DATE: June 23, 2006
 TIME: 9:30 a.m.
 COURTROOM: Hon. Vaughn Walker

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1 I, Adam L. Rubinger, hereby declare:

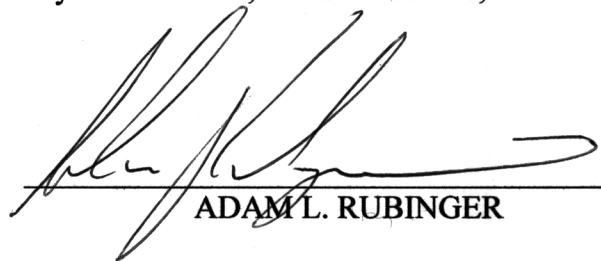
2 1. I am not a party to this action. I am of legal age and am a resident of California. I
3 have personal knowledge of the matters stated in this declaration and if called upon to do so, I could
4 and would competently testify thereto.

5 2. Attached hereto as Exhibit A is a true and correct copy of a web session I completed
6 online, via a web browser, on May 12, 2006. I was in San Francisco, California when I conducted
7 this web session. Exhibit A is the record of a successful attempt to place an order for AT&T
8 residential DSL service.

9 3. My personal information has been redacted from the filed version of Exhibit A for
10 privacy reasons. The Electronic Frontier Foundation has the unredacted version, and I may be
11 reached through them.

12 4. I received no other information or communication from AT&T in the pursuit of
13 placing this order for residential service.

14 I declare under penalty of perjury under the laws of the United States of America that the
15 foregoing is true and correct. Executed this 5th day of June 2006, at San Francisco, California.

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18 
19 ADAM L. RUBINGER

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1 CERTIFICATE OF SERVICE

2 I hereby certify that on June 6, 2006, I electronically filed the foregoing with the Clerk of the
3 Court using the CM/ECF system which will send notification of such filing to the e-mail addresses
4 denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the
5 foregoing document or paper via the United States Postal Service to the non-CM/ECF participants
6 indicated on the attached Manual Notice List.

7 /s/

8

MARIA V. MORRIS

9 LERACH COUGHLIN STOIA GELLER
10 RUDMAN & ROBBINS LLP
11 100 Pine, Suite 2600
12 San Francisco, CA 94111
13 Telephone: 415/288-4545
14 415/288-4534 (fax)
15 E-mail: mariam@lerachlaw.com

16 I, Maria V. Morris, am the ECF User whose ID and password are being used to file this
17 DECLARATION OF ADAM L. RUBINGER IN SUPPORT OF PLAINTIFFS' OPPOSITION TO
18 DEFENDANT AT&T INC.'S MOTION TO DISMISS AMENDED COMPLAINT. In compliance
19 with General Order 45, X.B., I hereby attest that Adam L. Rubinger has concurred in this filing.

20 DATED: June 6, 2006

/s/

21

MARIA V. MORRIS

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23 W:\AT&T Privacy\DEC00031332_Rubinger.DOC
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Mailing Information for a Case 3:06-cv-00672-VRW

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Manual Notice List

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