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11 Attorneys for Defendant
 12 CORE COMMUNICATIONS, INC.

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

17 DAN VALENTINE, et al.
 18 Plaintiffs,
 19 v.
 20 NEBUAD, INC., et al.,
 21 Defendants.

Case No. CV08-05113 TEH

**DECLARATION OF ROCKY N.
 UNRUH RE ADMINISTRATIVE
 MOTION TO CONSIDER
 WHETHER CASES SHOULD
 BE RELATED**

23 SUSAN SIMON, et al.,
 24 Plaintiffs,
 25 v.
 26 ADZILLA, INC. (NEW MEDIA), et al,
 27 Defendants.

Case No. CV09-00879 MMC

1 I, Rocky N. Unruh, do hereby declare and state:

2 1. I am one of the attorneys for Core Communications, Inc., a defendant in
3 *Simon, et al. v. Adzilla, Inc. et al.*, Case No. C09-00879 MMC (“Simon”). I have personal
4 knowledge of the facts set forth in this declaration, and if called as a witness, I could and
5 would be competent to testify to these facts.

6 2. Pursuant to Civil L.R. 7-11, I contacted Scott Kamber and Alan
7 Himmelfarb, plaintiffs’ counsel of record in the *Simon* case, to request that they stipulate
8 to the *Simon* case being deemed related under Civil L.R. 3-12 to the earlier-filed case,
9 *Dan Valentine, et al., v. NebuAd, Inc., et al.*, Case No. CV08-05113 TEH (“*Valentine*”).
10 Mr. Kamber and Mr. Himmelfarb are also plaintiffs’ counsel of record in the *Valentine*
11 case. Plaintiffs’ counsel would not stipulate.

12 I declare under penalty of perjury under the laws of the United States that the
13 foregoing is true and correct. Executed this 21 day of April, 2009, in San Francisco,
14 California.



Rocky N. Unruh

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