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7 Attorneys for Defendants
 8 Google Inc., Google UK Ltd.,
 and YouTube, LLC

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

13 BE IN, INC., a New York Corporation,)
 14 Plaintiff,)
 15 v.)
 16 GOOGLE INC., a California corporation;)
 17 YOUTUBE, LLC, a Delaware limited liability)
 company, and GOOGLE UK LTD., a private)
 18 limited company registered in England and)
 Wales,)
 19 Defendants.)
 20

Case No.: 5:12-cv-03373-LHK
**REPLY DECLARATION OF
 COLLEEN BAL IN SUPPORT OF
 MOTION TO DISMISS FIRST,
 THIRD, AND FOURTH CAUSES OF
 ACTION OF THE SECOND
 AMENDED COMPLAINT**
 Hearing Date: November 21, 2013
 Hearing Time: 1:30 p.m.
 Courtroom: 8, 4th Floor
 Judge: Hon. Lucy H. Koh

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REPLY DECLARATION OF COLLEEN BAL
 ISO MOTION TO DISMISS SAC
 CASE NO.: 5:12-cv-03373-LHK

1 I, Colleen Bal, declare:

2 1. I am a partner at Wilson Sonsini Goodrich & Rosati, P.C. (“WSGR”), counsel for
3 Defendants Google Inc., Google UK Ltd. and YouTube, LLC in this action. I have personal
4 knowledge of the facts stated herein, and would and could testify thereto if called as a witness.

5 2. Attached hereto as Exhibit A is a true and correct copy of the First Amended
6 Complaint (Docket No. 22) filed in *SOAProjects, Inc. v. SCM Microsys*, No. 5:10-cv-01773-
7 LHK (N.D. Cal. Aug. 22, 2010).

8 3. Attached hereto as Exhibit B is a true and correct copy of the Complaint (Docket
9 No. 1) filed in *TMX Funding, Inc. v. Impero Tech. Inc.*, No. 5:10-cv-00202-JF (N.D. Cal. Jan.
10 14, 2010).

11 4. Attached hereto as Exhibit C is a true and correct copy of the Notice of Removal
12 (Docket No. 1) filed in *Vinyl Interactive, LLC v. Guarino*, No. 4:09-cv-00987-CW (N.D. Cal.
13 March 6, 2009) and the portion of Exhibit A thereto that is the original Complaint filed in that
14 action. I have not attached additional documents that were appended to the Notice of Removal
15 due to their volume.

16 5. Attached hereto as Exhibit D is a true and correct copy of the First Amended
17 Complaint (Docket No. 37) filed in *Brocade Commc’ns Sys., Inc. v. A10 Networks, Inc.*, No.
18 5:10-cv-03428-PSG (N.D. Cal. Oct. 29, 2010).

19 6. Attached hereto as Exhibit E is a true and correct copy of the Complaint (Docket
20 No. 1) filed in *Cvent, Inc. v. Eventbrite, Inc.*, No. 1:10-cv-00481-LMB-IDD (E.D. Va. May 1,
21 2010).

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23 I declare under penalty of perjury under the laws of the United States of America that the
24 foregoing is true and correct to the best of my knowledge. Executed in San Francisco, California
25 this 15th day of August, 2013.

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/s/ Colleen Bal

Colleen Bal