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8 Attorneys for Defendant  
 The Freecycle Network, Inc.

10 **UNITED STATES DISTRICT COURT**  
 11 **NORTHERN DISTRICT OF CALIFORNIA**  
 12 **OAKLAND DIVISION**

14 FREECYCLESUNNYVALE,  
 a California unincorporated association,  
 15  
 Plaintiff,

16 v.

17 THE FREECYCLE NETWORK, INC.,  
 18 an Arizona corporation,  
 Defendant.

CASE NO. C 06-00324 CW

**DECLARATION OF LISA KOBIALKA IN  
 SUPPORT OF THE FREECYCLE  
 NETWORK, INC.'S NOTICE OF  
 ADMINISTRATIVE MOTION AND  
 MOTION FOR LEAVE TO FILE  
 DOCUMENTS UNDER SEAL**

Date: September 27, 2007  
 Time: 2:00 p.m.  
 Before: Honorable Claudia Wilken  
 Location: Courtroom 2

21 THE FREECYCLE NETWORK, INC.  
 22 an Arizona corporation,  
 23 Counterclaimant,

24 v.

25 FREECYCLESUNNYVALE,  
 26 a California unincorporated association,  
 Counterdefendant.

1 I, Lisa Kobialka, hereby declare as follows:

2 1. I am an attorney with the law firm of Perkins Coie LLP, counsel for Defendant and  
3 Counterclaimant The Freecycle Network, Inc. (The Freecycle Network") in the above-captioned  
4 action. I am a member of the Bar of the State of California and this Court. I have personal  
5 knowledge of the facts set forth in this Declaration, and if called upon to do so, could testify  
6 competently thereto.

7 2. I submit this declaration in support of The Freecycle Network's Administrative  
8 Motion for Leave to File Documents Under Seal.

9 3. I have reviewed the following documents and determined that they contain information  
10 that The Freecycle Network and/or Plaintiff Freecyclesunnyvale consider to be confidential,  
11 proprietary, and/or trade secret information:

- 12 1. **EXHIBITS 1, 3-14, 16, 18-20, 26, 28-31, 33-39, 43-48, 50-64, 66-72, 74, 76-94,**  
13 **97-101, AND 103-109 TO THE DECLARATION OF LISA KOBIALKA IN**  
14 **SUPPORT OF THE FREECYCLE NETWORK, INC.'S MEMORANDUM**  
15 **OF POINTS AND AUTHORITIES IN OPPOSITION TO PLAINTIFF'S**  
16 **MOTION FOR SUMMARY ADJUDICATION UNDER FED.R.CIV.P. 56;**  
17 2. **EXHIBITS 5-6, 8-11, 13-16, 18-21 AND 23-43 TO THE DECLARATION OF**  
18 **DERON BEAL IN SUPPORT OF THE FREECYCLE NETWORK, INC.'S**  
19 **MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO**  
20 **PLAINTIFF'S MOTION FOR SUMMARY ADJUDICATION UNDER**  
21 **FED.R.CIV.P. 56.**

22 I declare under penalty of perjury under the laws of the State of California and the United  
23 States that each of the above statements is true and correct.

24 Executed on September 6, 2007, in Menlo Park, California.

25 \_\_\_\_\_  
26 /s/ Lisa Kobialka

27 Lisa Kobialka