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16 Attorneys for Plaintiffs

17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **SAN FRANCISCO DIVISION**

20 WANG XIAONING, YU LING, SHI TAO,
 21 and ADDITIONAL PRESENTLY
 22 UNNAMED AND TO BE IDENTIFIED
 23 INDIVIDUALS,

24 Plaintiffs,

25 v.

26 YAHOO, INC., a Delaware Corporation,
 27 YAHOO! HONG KONG LTD., a Foreign
 28 Subsidiary of Yahoo!, AND OTHER
 PRESENTLY UNNAMED AND TO BE
 IDENTIFIED CORPORATE DEFENDANTS
 AND UNNAMED AND TO BE
 IDENTIFIED INDIVIDUAL EMPLOYEES
 OF SAID CORPORATIONS,

Defendants.

Case No. C07-02151 CW

TORT DAMAGES CLAIM

**DECLARATION OF MORTON SKLAR
 SUPPORTING THE SUBMISSION OF
 ADDITIONAL CERTIFICATIONS BY
 PLAINTIFFS OF THEIR KNOWLEDGE
 AND UNDERSTANDING OF
 ALTERNATIVE DISPUTE RESOLUTION
 OPTIONS**

Judge: Hon. Claudia Wilken

29 I, MORTON SKLAR, declare:

- 30 1. The accompanying Alternative Dispute Resolution Certifications by Yu Ling on her
 31 own behalf, by Yu Ling as legal representative for her husband, detained Plaintiff
 32 Wang Xiaoning, and by Gao Qinsheng as legal representative for her son, detained
 33 Plaintiff Shi Tao, should be considered in conjunction with the Certification filed on

1 their behalf in this case by Plaintiffs' Counsel on September 10, 2007. We had
2 indicated in that submission that signed certifications were being obtained from our
3 clients, and some of these have now been received and are being submitted.

4 2. I am the Executive Director of the World Organization for Human Rights USA,
5 attorney of record and lead counsel for the Plaintiffs in the above-captioned case. This
6 declaration is being submitted regarding Certification of Discussion of ADR Options
7 in this case. Except where otherwise indicated, I have personal knowledge of the facts
8 stated herein and, if called as a witness, I could and would testify competently thereto.
9 I have been primarily responsible for communicating and exchanging information
10 with the Attorneys for the Defendants in connection with these matters and with
11 pretrial case management more generally.

12 3. The accompanying signatures certify that all three Plaintiffs in the above-captioned
13 case understand that a Court-sponsored ADR process is available to them in
14 connection with the lawsuit they have filed. These certifications supplement the
15 certification I submitted on their behalf on September 10, 2007, as their authorized
16 representative in the United States, indicating that personally signed certifications
17 from the Plaintiffs in China were in the process of being obtained.

18 4. As I stated to the Court when I filed that certification, I signed on the Plaintiffs' behalf
19 to assure the Court that the Plaintiffs did understand the ADR processes available to
20 them by the Court's deadline. Because the Plaintiffs reside in China, and two of the
21 named Plaintiffs are being held in detention in China under circumstances that greatly
22 restrict their access to visitors and to free communications, additional time was needed
23 to obtain personal signatures on the ADR forms.

24 5. We are continuing to seek the personal signatures of the two Plaintiffs who are held in
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1 detention. This will take longer due to their very limited access to visitors and the
2 other restrictions imposed upon them by prison officials in China. As certified by the
3 signatures of their family members and legal representatives filed today, and by my
4 signature as the Plaintiffs' authorized representative submitted on September 10, 2007,
5 the detained Plaintiffs' understand the ADR options available to them. However,
6 acquiring their signatures on an official U.S. Court form will take additional time
7 because prison security officials must approve all documents that go in and out of the
8 prisons.

9
10 6. The signatures of their family members and legal representatives on the forms filed
11 today also should help address the Defendants' expressed concerns that the Plaintiffs
12 are inaccessible or unable to communicate with counsel for purposes of settlement
13 discussions and making other informed decisions about their representation, and other
14 aspects of this litigation.

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16 7. The Plaintiffs regret the delay in providing these additional authorizations to the
17 Court, and any inconvenience this delay may have caused the Court, its staff, or
18 Defense Counsel.

19
20 8. The Plaintiffs continue to stand ready to fully comply with all of the Court's ADR
21 process requirements, including holding the ADR telephone conference that has been
22 jointly agreed to with the Defendants, and engaging in whatever dispute resolution
23 efforts result from those discussions.

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

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Executed in Washington, D.C. on this 26th day of September 2007.

/s/ Morton Sklar
Morton Sklar
Executive Director
World Organization for Human Rights
USA