

EXHIBIT 3

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

PETROLIAM NASIONAL BERHAD
(PETRONAS),

Plaintiff,

CASE NO. 09-CV-5939PJH

vs.

GODADDY.COM, INC.,

Defendant.

_____ /

::: CONFIDENTIAL :::

30 (b) (6) DEPOSITION OF LAURIE ANDERSON

DATE: Wednesday, October 12, 2011

TIME: 8:54 a.m.

LOCATION: BALLARD SPAHR, LLP
1 East Washington Street, Suite 2300
Phoenix, Arizona 85004

REPORTED BY: JANICE HARRINGTON, RPR, CRR, CLR
AZ Certified Court Reporter No. 50844
Registered Professional Reporter
Certified Realtime Reporter
Certified LiveNote Reporter

MBreporting
111 Deerwood Road, Suite 200
San Ramon, California 94583

1 A. Domain name forwarding directs a domain
2 name to a specific URL. It's a type of routing.

3 Q. Are ICANN accredited registrars required
4 to provide domain name forwarding to their registrant
5 customers?

6 A. I don't know.

7 Q. Are ICANN accredited registrars required
8 to provide any sort of routing services to their
9 registrant customers?

10 A. I don't know whether that's required or
11 not.

12 Q. Do you know if Go Daddy was an ICANN
13 accredited registrar between November 2000 and April
14 2001?

15 A. I believe they became a registrar -- an
16 ICANN accredited registrar in November of 2000.

17 Q. So ICANN stands for the Internet
18 Corporation for Assigned Names and Numbers; is that
19 correct?

20 A. Correct.

21 Q. Okay. Does ICANN require accredited
22 registrars like Go Daddy to provide the function of
23 routing Internet traffic to websites of registrant's
24 choices?

25 A. I don't know whether they require it, but

1 several basic functions, including the registration
2 of domain names, facilitating transfer of domain
3 names between registrars, if registrants choose to
4 transfer, and routing of Internet traffic to the
5 websites of the registrant's choice"?

6 A. Correct.

7 Q. Now, is it correct that ICANN requires
8 accredited registrars like Go Daddy to provide the
9 basic function of routing of Internet traffic to
10 websites of registrant's choice?

11 A. That is correct.

12 Q. Okay. Please describe for me the routing
13 of Internet traffic to the websites of the
14 registrant's choice that ICANN requires accredited
15 registrars like Go Daddy to provide.

16 MR. LANSKY: I object to the form of the
17 question. You can go ahead and answer if you
18 understand.

19 THE WITNESS: Okay. When a domain name
20 is registered or transferred to Go Daddy, they
21 require that name service be provided. They also are
22 able to include A records which are IP addresses, and
23 A records point the domain name to the IP address.
24 Forwarding is also a form of routing. And instead of
25 pointing to an IP address, it points to a specific

1 URL.

2 BY MR. CLARK:

3 Q. Okay. Does ICANN require accredited
4 registrars like Go Daddy to provide domain name
5 forwarding?

6 A. I believe that they do, but I'd have to
7 -- there are a lot of policies involved with being an
8 accredited registrar so I would have to research it.

9 Q. Okay. So you don't know if it's required
10 that accredited registrars provide domain name
11 forwarding?

12 A. I don't know that forwarding specifically
13 is required. I don't know if that verbiage is in the
14 policy.

15 Q. So it might not be required?

16 A. I don't know.

17 Q. So you don't know if domain name
18 forwarding is required to be provided by ICANN
19 accredited registrars?

20 MR. LANSKY: Objection; asked and
21 answered. You can go ahead.

22 THE WITNESS: I'm sorry, say that again.

23 MR. LANSKY: I objected. You can go
24 ahead and answer again if you'd like.

25 THE WITNESS: Can you repeat the

1 of a domain name without providing domain name
2 forwarding?

3 MR. LANSKY: Object to the form.

4 THE WITNESS: I don't know. Can I
5 clarify?

6 BY MR. CLARK:

7 Q. Sure.

8 A. The reason I don't know is because I
9 don't know if forwarding specifically is required. I
10 don't know whether that's included in the
11 accreditation agreement.

12 Q. Okay. So focusing on the domain name
13 forwarding service that Go Daddy provided for the
14 domain names petronastower.net and
15 petronastowers.net, you don't know if that service
16 was part of the registration or maintenance of those
17 domain names?

18 MR. LANSKY: Object to the form.

19 THE WITNESS: We provide the service so
20 it would have been part of it.

21 BY MR. CLARK:

22 Q. Okay. And when you say "the service,"
23 what do you mean?

24 A. The routing service for forwarding.

25 Q. Okay. Go Daddy also provides hosting

1 A. I believe it was because the content was
2 not on Go Daddy's servers.

3 Q. And do you know why -- why Go Daddy would
4 not discontinue its domain name forwarding service
5 for the domain name petronastower.net because it was
6 not hosted on Go Daddy's servers?

7 MR. LANSKY: Objection to form.

8 THE WITNESS: Can you rephrase that?

9 BY MR. CLARK:

10 Q. Sure. Why does it matter whether or not
11 the content was hosted on Go Daddy's servers?

12 A. Because the forwarding is simply routing.

13 So if the objection was to the content, the trademark
14 policy has to do with hosted content which it wasn't
15 hosted at Go Daddy.

16 Q. And do you know why the trademark policy
17 only deals with hosted content?

18 MR. LANSKY: Object to the form.

19 THE WITNESS: Can you rephrase that?

20 BY MR. CLARK:

21 Q. I guess I'm just wondering why does it
22 matter whether or not content is hosted on Go Daddy's
23 servers with respect to trademark complaints?

24 MR. LANSKY: Objection to form. You can
25 go ahead.

1 CERTIFICATE

2
3 I, Janice E. Harrington, Certified Court
4 Reporter for the State of Arizona, certify:

5 That the foregoing deposition was taken
6 by me; that I am authorized to administer an oath;
7 that the witness, before testifying, was duly sworn
8 by me to testify to the whole truth; that the
9 questions propounded by counsel and the answers of
10 the witness were taken down by me in shorthand and
11 thereafter reduced to print by computer-aided
12 transcription under my direction; that deposition
13 review and signature was requested; that the
14 foregoing pages are a full, true, and accurate
15 transcript of all proceedings and testimony had upon
16 the taking of said deposition, all to the best of my
17 skill and ability.

18 I FURTHER CERTIFY that I am in no way
19 related to nor employed by any of the parties hereto
20 nor am I in any way interested in the outcome hereof.

21 DATED this 25th day of October, 2011

22
23 
24 Janice E. Harrington
25 Certified Court Reporter No. 50844
For the State of Arizona