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# Ex. 1

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 RONALD HERTZ

DATE: Thursday, October 13, 2011

TIME: 12:05 p.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



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                  ::: INDEX OF REQUESTS :::

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10	PAGE	LINE	REQUEST
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11			None
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1 RONALD HERTZ

2 being duly sworn by the Certified Shorthand Reporter  
3 to tell the truth, the whole truth, and nothing but  
4 the truth, testified as follows:

5 EXAMINATION BY MR. CLARK

6 Q. Okay. Good afternoon. My name is Perry  
7 Clark. I'm a lawyer for the plaintiff in this case,  
8 Petroliam Nasional Berhad who I will refer to as  
9 Petronas.

10 MS. KLAUSNER: And I'm Tonia Klausner.  
11 I'm here on behalf of Go Daddy.

12 BY MR. CLARK:

13 Q. Okay. Could you please state your name  
14 for the record, please?

15 A. Ronald Hertz.

16 Q. Okay. And you work for Go Daddy?

17 A. I do.

18 Q. What is your current job title?

19 A. Vice President and Corporate Controller.

20 Q. How long have you had that title?

21 A. Approximately two years.

22 Q. And were you working for Go Daddy before  
23 you were Vice President?

24 A. I was.

25 Q. And what was your job title then?

1 A. Corporate Controller.

2 Q. How long have you worked for Go Daddy?

3 A. Little over nine years.

4 Q. All right. So we have a pile of exhibits  
5 in front of you. Could you go ahead and take a look  
6 at Exhibit 1, please. If you could turn to page 9,  
7 there's a numbered paragraph 18 towards the top of  
8 that page. Do you see paragraph 18?

9 A. Yes.

10 Q. It says, "Go Daddy's business operations  
11 and financial information to which Go Daddy refers in  
12 its initial disclosure is dated July 15, 2010." Do  
13 you see that?

14 A. Yes.

15 Q. And do you understand you have been  
16 designated as Go Daddy's representative to testify on  
17 that topic?

18 A. Yes.

19 Q. Okay. So can you tell me I guess in  
20 general -- okay. When were you first informed that  
21 you might be giving a deposition in this case?

22 A. Approximately two weeks ago.

23 Q. Okay. And who was it? Who informed you?

24 A. Nima Kelly.

25 Q. Okay. And what have you done to prepare

1 for your deposition?

2 MS. KLAUSNER: And I'll caution the  
3 witness not to disclose any conversations you might  
4 have had with attorneys.

5 THE WITNESS: I met with counsel and  
6 reviewed a couple of documents.

7 BY MR. CLARK:

8 Q. When did you meet with counsel?

9 A. With outside counsel yesterday.

10 Q. Okay. Did you do anything else to  
11 prepare for your deposition?

12 A. I did not.

13 Q. Okay. You said you reviewed some  
14 documents. Did you review all the documents that you  
15 reviewed during your meeting with outside counsel?

16 A. No, I did not.

17 Q. Okay. You reviewed some documents  
18 outside of the time that you met with your counsel,  
19 correct?

20 A. That is correct.

21 Q. All right. Do you recall what documents  
22 you reviewed outside of your meeting with counsel?

23 A. Yes. I reviewed the Registrar-Registry  
24 Agreement with VeriSign.

25 Q. Any others?

1           A.    To the best of my knowledge, yes.

2           Q.    Do you know if this Registry-Registrar  
3 relates in any way to Go Daddy's domain name  
4 forwarding service?

5                   MS. KLAUSNER:  Object to the form.

6                   THE WITNESS:  Can you explain what you  
7 mean by "relates in any way"?

8 BY MR. CLARK:

9           Q.    Does Go Daddy have any obligations  
10 arising from the .NET Registry-Registrar that relate  
11 to the conduct of its domain name forwarding service?

12                   MS. KLAUSNER:  Object to the form.

13                   THE WITNESS:  Can you restate the  
14 question please?

15 BY MR. CLARK:

16           Q.    Sure.  I'm just getting at, does the .NET  
17 Registry-Registrar Agreement govern any of Go Daddy's  
18 conduct with respect to providing its domain name  
19 forwarding service to Go Daddy's customers?

20           A.    I'm not sure what you mean by governing  
21 its conduct.

22           Q.    So can you explain in general what Go  
23 Daddy's obligations are under the .NET  
24 Registrar-Registry Agreement?

25           A.    My understanding of the agreement is it

1 sets out the guidelines between Go Daddy and VeriSign  
2 in registering .NET domain names.

3 Q. Does Go Daddy's domain name forwarding  
4 service relate to the registration of .NET domain  
5 names?

6 A. I'm not sure I understand the question.

7 Q. Is Go Daddy's domain name forwarding  
8 service part of its activity with respect to  
9 registering .NET domain names?

10 A. I don't believe the forwarding service  
11 relates at all to the registration of the domain  
12 name.

13 Q. Okay. Just changing gears a little bit,  
14 topic 20 relates to an insurance agreement, and you  
15 mentioned an E and O insurance agreement. Is that an  
16 agreement made in connection with the Hiscox  
17 insurance agency?

18 A. Hiscox is the insurance provider.

19 Q. Okay. Is that agreement still in effect?  
20 Or I'm sorry, is that policy still in effect?

21 A. It is not.

22 Q. Has Go Daddy made a claim related to this  
23 case under any insurance policy other than the Hiscox  
24 insurance policy?

25 A. Not that I'm aware of.

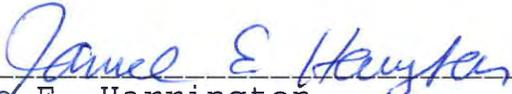
1 CERTIFICATE

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