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# Ex. 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 MATTHEW BILUNES

DATE: Thursday, October 13, 2011

TIME: 2:05 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

OPPAPP000036

::: APPEARANCES :::

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FOR PETROLIAM NASIONAL BERHAD (PETRONAS) PLAINTIFF:

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FOR GODADDY.COM, INC., DEFENDANT:

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PAGE	LINE	REQUEST
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None

1                                    ::: INDEX OF EXHIBITS :::

2    NUMBER        DESCRIPTION                                    PAGE

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1 MATTHEW BILUNES

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's Perry  
7 Clark. I'm a lawyer. I represent Petroliam Nasional  
8 Berhad which I will refer to as Petronas which is the  
9 plaintiff in this case.

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

12 BY MR. CLARK:

13 Q. All right. So would you please state  
14 your name for the record and spell it please?

15 A. Matthew Bilunes. First name  
16 M-a-t-t-h-e-w. Last name Bilunes, B-i-l-u-n-e-s.

17 Q. Okay. And what's your job title at Go  
18 Daddy?

19 A. Supervisor, Domain Services.

20 Q. And what are your responsibilities as a  
21 Supervisor of Domain Services?

22 A. Currently working with our customers to  
23 acquire their domain names which are registered to  
24 them. At this time, just recent -- well, just  
25 recently I've taken that job as a -- for training, a

1 momentary training. Usually my job is to work with  
2 domain names that are under proceedings of court or  
3 ICANN approved arbitration forums.

4 Q. Okay. And so how long have you worked at  
5 Go Daddy?

6 A. I've been at Go Daddy since December of  
7 2005.

8 Q. Okay. And how long have you been working  
9 on matters related to domain disputes?

10 A. I would say that would be approximately  
11 March or April of '08.

12 Q. And who's your supervisor or manager  
13 right now?

14 A. My current supervisor's name is Pam Bunn,  
15 but that's only recently. My supervisor until  
16 recently was Laurie Anderson.

17 Q. Okay. And is there any reason -- do you  
18 know why -- any reason for the switch in managers?  
19 Was there a reason?

20 A. Oh, it's a cross-training to get other  
21 people experienced in what I do just in case I no  
22 longer work at Go Daddy in the future so they won't  
23 be left with people who don't know as much as I do.

24 Q. Okay. So you have been designated on two  
25 topics. Actually, if you could grab Exhibit 1,

1 please, from the pile in front of you. And if you  
2 turn to numbered page 8 -- I'm sorry, 7. There's a  
3 numbered paragraph there. And do you understand that  
4 you've been designated as Go Daddy's representative  
5 on topic number 1 on page 7 in Exhibit 1?

6 A. Yes, I understand that I've been  
7 designated.

8 Q. Okay. So can you tell me how many  
9 incoming trademark complaints Go Daddy received in  
10 2010?

11 A. I cannot give you an approximate number.

12 Q. You can give me an approximate number?

13 A. Cannot.

14 Q. Can you give me an approximate number for  
15 2009?

16 A. No, I cannot.

17 Q. If you wanted to find out the number of  
18 incoming trademark complaints that Go Daddy had  
19 received for any specific period of time, how would  
20 you go about doing that?

21 A. I would consult with our trademark claims  
22 people who handle the trademark complaints.

23 Q. Okay. And before your deposition today,  
24 did you consult with any of the people who handle the  
25 trademark claims?



1 Q. Okay. And so what is the trademark  
2 policy with regards to the domain names themselves?

3 A. The policy there, the UDRP as it is  
4 called is that if someone disputes someone's  
5 registration of a domain name, you know, we cannot  
6 take action on the domain name until we have been  
7 ordered by ICANN approved arbitration forum or a  
8 court in a competent jurisdiction, if we are  
9 contacted.

10 And we will maintain the status quo as is  
11 part of the policy which would mean locking the  
12 domain name, preventing any further modifications to  
13 it, not disabling the site, but preventing further  
14 changes to registration, changes to the name servers  
15 or where other hosting is pointing to.

16 And then in the future when we are  
17 provided a filed court order or a decision from one  
18 of these arbitration forums, we'll follow it  
19 accordingly as the policy describes how to implement.

20 Q. Okay. Do you know what policy was  
21 applied to the trademark claim submitted by Petronas  
22 in December 2009 to Go Daddy regarding the domain  
23 name petronastower.net?

24 A. I do not.

25 Q. Okay. Do you know what policy was

1 applied to the trademark claim submitted by Petronas  
2 in July 2010 related to the domain name  
3 petronastowers.net?

4 A. I do not.

5 Q. Were you at all involved with Go Daddy's  
6 handling of Petronas' trademark claim related to the  
7 domain name petronastower.net?

8 MS. KLAUSNER: Can I just make an  
9 objection to what you mean by claim. Do you mean  
10 something that was to Go Daddy itself or a claim made  
11 in court? I think the witness may be thinking of one  
12 rather than the other.

13 BY MR. CLARK:

14 Q. Okay. So let's -- why don't you go ahead  
15 and take a look at Exhibit 9.

16 MS. KLAUSNER: It should be in order.

17 THE WITNESS: Okay.

18 BY MR. CLARK:

19 Q. I'm sorry, Exhibit 23. Two sets of  
20 numbering. And why don't you take a look at Exhibit  
21 23. And after you've done that, let me know if you  
22 can tell me what Exhibit 23 is?

23 A. Could you repeat the question?

24 Q. Yeah, sure. What is Exhibit 23?

25 A. Exhibit 23 appears to be submission of a