Case 5:03-cv-05340-JF   Document 122   Filed 06/20/2006   Page 1 of 3	300gle Inc. V. Ame	rican Bilnd & Walipaper Factory, Inc.	l l
Ethan B. Andelman (SBN 209101) HOWREY SIMON ARNOLID & WHITE, LLP 525 Market Street, Suite 3600 3 Telephone: (415) 848-4909 4 Passimile: (415) 848-4909 5 David A. Rammelt (Admitted Pro Hac Vice) Susan J. Greenspon (Admitted Pro Hac Vice) KELLEY DRYF & WARREN LLP 7 333 West Wacker Drive, Suite 2600 Chicago, II. 60606 8 Telephone: (312) 857-7095 9 Attorneys for Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC. 10 Plaintiff, 11 Plaintiff, 12 V. 13 GOOGLE INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOE'S 1- 14 Plaintiff, 15 V. 16 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOE'S 1- 100, inclusive, 1100, inclusive, 120 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOE'S 1- 15 V. 26 Counter-Plaintiff, 27 V. 28 COUNTER-Plaintiff, 28 V. 29 COUNTER-Plaintiff, 29 V. 20 COUNTER-Plaintiff, 20 V. 21 COUNTER-Plaintiff, 22 V. 23 COUNTER-Plaintiff, 24 COUNTER-Plaintiff, 25 COUNTER-Plaintiff, 26 COUNTER-Plaintiff, 27 V. 28 COUNTER-Plaintiff, 28 V. 29 COUNTER-Plaintiff, 29 V. 20 COUNTER-Plaintiff, 20 V. 21 COUNTER-Plaintiff, 21 V. 22 COUNTER-Plaintiff, 23 V. 24 GOOGLE, INC., 25 COUNTER-Plaintiff, 26 COUNTER-Plaintiff, 27 V. 28 COUNTER-Plaintiff, 28 CHOPPLAYCE/10932.1		Case 5:03-cv-05340-JF Document 122	2 Filed 06/20/2006 Page 1 of 3
Susan J. Greenspon (Admitted Pro Hac Vice) Dawn M. Beery (Admitted Pro Hac Vice) WELLEY DRYE & WARREN LLP 333 West Wacker Drive, Suite 2600 Chicago, II. 60606 Telephone: (312) 857-7095 Pacsimile: (312) 857-7095 Autorneys for Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC.  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  GOOGLE INC., a Delaware corporation, Plaintiff, V. Plaintiff, V. AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc., Counter-Plaintiff, V. GOOGLE, INC., Counter-Plaintiff, V. Counter-Defendants  CHOLPHATCZIOSS2.1  CHOLPHATCZIOSS2.1  CHOLPHATCZIOSS2.1	2 3	Ethan B. Andelman (SBN 209101) HOWREY SIMON ARNOLD & WHITE, L 525 Market Street, Suite 3600 San Francisco, CA 94105 Telephone: (415) 848-4900	LP
FELLEY DRYE & WARREN LLP 333 West Wacker Drive, Suite 2600 Chicago, IL 60606 Telephone: (312) 857-7070 Facsimile: (312) 857-7070 Facsimile: (312) 857-7095 Attorneys for Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC.  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  Case No. C 03-5340-JF (EAI)  DECLARATION OF CAROLINE C. PLATER IN SUPPORT OF AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  V.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  V.  Counter-Plaintiff,  V.  GOOGLE, INC.,  Counter-Defendants  CHOLPLATC210832.1  CHOLPLATC210832.1	5	Susan J. Greenspon (Admitted Pro Hac Vice	
Telephone: (312) 857-7070 Facsimile: (312) 857-7070 Facsimile: (312) 857-7095  Attorneys for Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC.  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  GOOGLE INC., a Delaware corporation, Plaintiff, V.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive, Defendants.  Defendants.  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc., Countroom: 3 Hon. Jeremy Fogel  RELLEY DINY & COUNTER-Plaintiff, V. COUNTER-PLAINTIFF, COUNTER-PLAINTIFF, V. COUNTER-PLAINTIFF, COUNTER-PLAINTIFF, COUNTER-PLAINTIFF, V. COUNTER-PLAINTIFF, COUNTE		KELLEY DRYE & WARREN LLP 333 West Wacker Drive, Suite 2600	
Attorneys for Defendant/Counter-Plaintiff AMERICAN BLIND AND WALLPAPER FACTORY, INC.  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  GOOGLE INC., a Delaware corporation, Plaintiff,  V.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive, Defendants.  Defendants.  Defendants.  Defendants.  Date: June 23, 2006 Time: 9:30 a.m. Courtroom: 3 Hon. Jeremy Fogel  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc., Counter-Plaintiff,  V.  Counter-Plaintiff, V.  Counter-Defendants  CHOLPLATC210352.1		Telephone: (312) 857-7070	
12 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  13 GOOGLE INC., a Delaware corporation, 14 Plaintiff, 15 v. 16 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive, 19 Defendants.  20 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc., 21 Counter-Plaintiff, 22 Counter-Plaintiff, 23 v. 24 GOOGLE, INC., 25 Counter-Defendants  RELLEY DRIVE & STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  Case No. C 03-5340-JF (EAI)  DECLARATION OF CAROLINE C. PLATER IN SUPPORT OF AMERICAN BLIND & WALLPAPER FACTORY INC.'S REPLY IN C.'S	-	AMERÎCAN BLIND AND WALLPAPER	
12 NORTHERN DISTRICT OF CALIFORNIA  13 GOOGLE INC., a Delaware corporation, 14 Plaintiff, 15 v. 16 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive, 19 Defendants.  20 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive, 21 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc., 22 Counter-Plaintiff, 23 v. 24 GOOGLE, INC., 25 Counter-Defendants  Chol/PLATC/210352.1	11		
14 Plaintiff, 15 V. 16 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1-100, inclusive,  19 Defendants.  Defendants.  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1-100, inclusive,  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc., a De	12		
15 16 17 18 19 19 20 AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1-100, inclusive,  Defendants.  Defendants.  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY INC.'S REPLY IN SUPPORT OF MOTION TO AMEND AND EXTEND CASE MANAGEMENT ORDER DATES  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  V.  GOOGLE, INC.,  Counter-Defendants  Chol/PLATC/210352.1	13	GOOGLE INC., a Delaware corporation,	Case No. C 03-5340-JF (EAI)
V.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  Defendants.  Defendants.  Defendants.  Defendants.  Defendants.  Defendants.  Defendants.  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  v.  GOOGLE, INC.,  Counter-Defendants  Chol/PLATC210352.1		Plaintiff,	
AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  Defendants.  Defendants.  Defendants.  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  v.  Counter-Plaintiff,  v.  GOOGLE, INC.,  Counter-Defendants  CH01/PLATC/210352.1	15	v.	BLIND & WALLPAPER FACTORY
d/b/a decoratetoday.com, Inc.; and DOES 1- 100, inclusive,  Defendants.  Defendants.  Date: June 23, 2006 Time: 9:30 a.m. Courtroom: 3 Hon. Jeremy Fogel  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  v.  GOOGLE, INC.,  Counter-Defendants  Chol/PLATC/210352.1			MOTION TO AMEND AND EXTEND
Defendants.  Courtroom: 3 Hon. Jeremy Fogel  AMERICAN BLIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  v. GOOGLE, INC.,  Counter-Defendants  Courtroom: 3 Hon. Jeremy Fogel  Courtroom: 3 Hon. Jeremy Fogel		d/b/a decoratetoday.com, Inc.; and DOES 1-	Date: June 23, 2006
AMERICAN BEIND & WALLPAPER FACTORY, INC., a Delaware corporation d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  v.  GOOGLE, INC.,  Counter-Defendants  Counter-Defendants  Chol/Platc/210352.1	19	Defendants.	Courtroom: 3
d/b/a decoratetoday.com, Inc.,  Counter-Plaintiff,  v.  GOOGLE, INC.,  Counter-Defendants  Counter-Defendants  Chol/PLATC/210352.1	20	AMERICAN BLIND & WALLPAPER	
Counter-Plaintiff,  23 v.  24 GOOGLE, INC.,  25 Counter-Defendants  26  27  28  KELLEY DRYE & WARREN LLP 333 WEST WACKER DRIVE SUBJE 2600  CH01/PLATC/210352.1			
24 GOOGLE, INC.,  25 Counter-Defendants  26  27  28  KELLEY DRYE & WARREN LLP 33 WEST WACKER DRIVE SUITE 2600  CH01/PLATC/210352.1	22	Counter-Plaintiff,	
Counter-Defendants  26  27  28  KELLEY DRYE & WARREN LLP 333 WEST WACKER DRIVE SUITE 2600  CH01/PLATC/210352.1		V.	
Counter-Defendants  26  27  28  KELLEY DRYE & WARREN LLP 333 WEST WACKER DRIVE SUITE 2600  CH01/PLATC/210352.1			
26 27 28  KELLEY DRYE & WARREN LLP 333 WEST WACKER DRIVE SUITE 2600  CH01/PLATC/210352.1	24	GOOGLE, INC.,	
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KELLEY DRYE & WARREN LLP 3 WEST WACKER DRIVE SUITE 2600 CHICAGO, IL 60606

1.	I am an attorney at Kelley Drye & Warren LLP, counsel of record for
Defendant/C	ounter-Plaintiff American Blind & Wallpaper Factory, Inc. ("American Blind") in
the above-ca	ptioned action. I am a member in good standing of the State Bar of Illinois. I have
personal kno	wledge of the facts set forth in this declaration and, if called as a witness, could and
would testify	competently to such facts under oath.

- 2. Attached hereto as Exhibit A is a true and correct copy of June 6, 2006 correspondence from Caroline C. Plater to Ajay Krishnan and Klaus Hamm.
- 3. Attached hereto as Exhibit B is a true and correct copy June 14, 2006 correspondence from Caroline C. Plater to Ajay Krishnan.
- 4. Attached hereto as Exhibit C is a true and correct copy June 12, 2006 correspondence from Caroline C. Plater to Klaus Hamm.
- 5. Attached hereto as Exhibit D is a true and correct copy June 13, 2006 correspondence from Caroline C. Plater to Klaus Hamm.
- 6. Attached hereto as Exhibit E is a true and correct copy of American Blind and Wallpaper Factory Inc.'s Responses to Google Inc.'s Second Set of Request For Admissions.
- 7. Attached hereto as Exhibit F is a true and correct copy of American Blind and Wallpaper Factory Inc.'s Responses to Google Inc.'s Second Set of Request For Production of Documents and Things.
- 8. Attached hereto as Exhibit G is a true and correct copy of American Blind and Wallpaper Factory Inc.'s Responses to Google Inc.'s Second Set of Interrogatories.
- 9. Attached hereto as Exhibit H is a true and correct copy of June 20, 2006 correspondence from Caroline C. Plater to Ajay Krishnan.
- 10. Attached hereto as Exhibit I is a true and correct copy of January 3, 2006 correspondence from Klaus Hamm to David Rammelt.
- 11. Attached hereto as Exhibit J are true and correct copies of American Blind's 30(b)(6) Notice dated January 31, 2006 and Amended Notice dated February 14, 2006.
  - 12. Attached hereto as Exhibit K is a true and correct copy of American Blind's

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1	30(b)(6) Notice dated February 14, 2006 for the person most knowledgeable of Google's
2	document production.
3	13. Attached hereto as Exhibit L is a true and correct copy of American Blind's
4	Deposition Notice of Prashant Fuloria, dated April 14, 2006.
5	I declare under penalty of perjury that the foregoing is true and correct.
6	Executed this 20 <sup>th</sup> day of June 2006, in Chicago, Illinois.
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