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 10 AMERICAN BLIND AND WALLPAPER  
 FACTORY, INC.

11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA

13 GOOGLE INC., a Delaware corporation,

14 Plaintiff,

15 v.

16 AMERICAN BLIND & WALLPAPER  
 17 FACTORY, INC., a Delaware corporation  
 d/b/a decoratetoday.com, Inc.; and DOES 1-  
 18 100, inclusive,

19 Defendants.

20 AMERICAN BLIND & WALLPAPER  
 21 FACTORY, INC., a Delaware corporation  
 d/b/a decoratetoday.com, Inc.,

22 Counter-Plaintiff,

23 v.

24 GOOGLE, INC.

25 Counter-Defendants.

Case No. C 03-5340-JF (RS)

**DECLARATION OF STEVE KATZMAN**

1 I, STEVE KATZMAN, am over the age of 18 and have personal knowledge of the  
2 matters set forth in this declaration, and in connection therewith state as follows:

3  
4 1. I acted as President and CEO of American Blind and Wallpaper Factory, Inc. ("American  
5 Blind") from 1993 until I resigned on May 18, 2006. As a result of my former position at  
6 American Blind, I am familiar with the issues in the lawsuit between Google and American Blind.

7  
8 2. I am aware of Google Inc.'s Motion For Terminating, Evidentiary and Monetary Sanctions  
9 Against ABWF ("Sanctions Motion") and the statements contained therein regarding the lawsuit  
10 entitled *American Blind and Wallpaper Factory, Inc. v. Steve Katzman*, 2:06-cv-13578, (E.D.  
11 Mich.).

12  
13 3. In particular, I am familiar with Google's allegations in the Sanctions Motion regarding  
14 my alleged spoliation of evidence related to this case, which appear to be based on the lawsuit  
15 filed against me by American Blind in the Eastern District of Michigan.

16  
17 4. While I was President and CEO, I was the primary contact between outside counsel,  
18 Kelley Drye & Warren LLP, and American Blind for purposes of addressing the production of  
19 responsive documents to Google. After the filing of the lawsuit by Google, in 2003, I met with  
20 counsel from Kelley Drye & Warren LLP. Counsel requested that all e-mail correspondences  
21 between all American Blind Employees and Google be printed out and delivered to counsel,  
22 which was done the same day counsel made the request. Following that, all of the document  
23 requests were given to me to disseminate to the appropriate employees so that they could provide  
24 the necessary responsive documents. To the best of my knowledge and belief, no electronic  
25 information or hard copy documents that might be responsive to Google's discovery requests  
26 were destroyed or deleted.  
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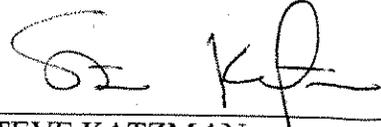
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5. While I was President and CEO, to the best of my knowledge and belief, I did not have any unique electronic information on my desktop or laptop computers that was responsive to the Google discovery requests that other employees at American Blind would not have also had.

6. Following my resignation, I did not knowingly delete or destroy any electronic information or hard copy documents that were responsive to Google's discovery requests.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and accurate.

Executed this 17 day of January, 2007.

  
\_\_\_\_\_  
STEVE KATZMAN