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Attorneys for Plaintiff and Counter Defendant
 6 GOOGLE INC. and Third-Party Defendants
 ASK JEEVES, INC. and EARTHLINK, INC.
 7

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
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11 GOOGLE INC., a Delaware corporation,
 12

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

Defendants.
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Case No. C 03-5340-JF (EAI)

**DECLARATION OF KLAUS H. HAMM
 IN SUPPORT OF GOOGLE'S
 OPPOSITION TO DEFENDANT'S
 MOTION TO COMPEL COMPLIANCE
 WITH F.R.C.P. 34(b)**

Date: February 3, 2006
 Time: 9:30 a.m.
 Courtroom: 4
 Judge: Hon. Richard Seeborg

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

Counter Plaintiff,
 21

v.
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22 GOOGLE INC., AMERICA ONLINE, INC.,
 NETSCAPE COMMUNICATIONS
 23 CORPORATION, COMPUSERVE
 INTERACTIVE SERVICES, INC., ASK
 24 JEEVES, INC. and EARTHLINK, INC.,
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Counter Defendant/
 Third-Party Defendants.
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1 I, Klaus H. Hamm, declare as follows:

2 1. I am associated with the firm of Kecker & Van Nest LLP, counsel for Plaintiff
3 Google Inc., and am admitted to practice before this Court. The facts set forth herein are known
4 to me of my personal knowledge, and if called upon I can testify truthfully thereto.

5 2. In October 2005, I spoke with Dawn Beery, counsel for American Blind &
6 Wallpaper Factory, Inc. (“American Blind”), about American Blind’s and Google’s initial
7 document productions. We agreed to make simultaneous document productions to each other on
8 October 26, 2005. We also informed one another that both parties likely would make subsequent
9 document productions. Shortly after October 26, 2005, Google received one box of documents
10 labeled ABWF 000001- ABWF 002790 from American Blind. Since that production, Google
11 has not received any additional document productions from American Blind.

12 3. Attached hereto as Exhibit A is a true and correct copy of Plaintiff’s First Set of
13 Document Requests to Defendant Google, Inc. (Request Nos. 1-42) in the matter *Government*
14 *Employees Ins. Co. v. Google, Inc.*, No. 1:04cv 507 (LMB/TCB).

15 4. Attached hereto as Exhibit B is a true and correct copy of a letter dated October
16 26, 2005 from Doris Joos of my office to Ms. Beery.

17 5. Attached hereto as Exhibit C is a true and correct copy of a second letter dated
18 October 26, 2005 from Ms. Joos to Ms. Beery.

19 6. Attached hereto as Exhibit D is a true and correct copy of a letter dated November
20 8, 2005 from me to David A. Rammelt, counsel for American Blind.

21 7. Attached hereto as Exhibit E is a letter dated October 27, 2005, with attached data
22 compilations responsive to certain American Blind interrogatories, from me to Ms. Beery.

23 8. Attached hereto as Exhibit F is a letter dated January 3, 2006 from me to Mr.
24 Rammelt.

25 9. Attached hereto as Exhibit G is a true and correct copy of a string of five emails
26 dated November 15, 2005 between myself and Susan J. Greenspon, counsel for American Blind.

27 10. Attached hereto as Exhibit H is a second letter dated January 3, 2006 from me to
28 Mr. Rammelt.

1 11. Attached hereto as Exhibit I is a true and correct copy of a letter dated January 4,
2 2006 from Mr. Rammelt to me.

3 12. Attached hereto as Exhibit J is a true and correct copy of a document stamped
4 with the Bates number GOOGLE 10000, which Google produced to American Blind. This
5 document was produced to American Blind on green paper, while the copy attached hereto is on
6 white paper.

7 I state under penalty of perjury of the laws of the United States of American that the
8 foregoing statements are true and correct and that this declaration was executed on January 13,
9 2006.

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11 /s/ Klaus H. Hamm
12 KLAUS H. HAMM

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