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11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN JOSE DIVISION

14 DIGITAL ENVOY, INC.,  
 15 Plaintiff/Counter defendant,  
 16 v.  
 17 GOOGLE, INC.,  
 18 Defendant/Counterclaimant.  
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Case No. C 04 01497 RS

**DECLARATION OF ROBERT J.  
 WADDELL, JR. IN SUPPORT OF  
 DIGITAL ENVOY'S REPLY TO  
 GOOGLE'S SUPPLEMENTAL BRIEF IN  
 SUPPORT OF ITS MOTION FOR  
 PARTIAL SUMMARY JUDGMENT  
 REGARDING DIGITAL ENVOY, INC.'S  
 DAMAGES CLAIMS**

**The Honorable Richard Seeborg**

1 I, Robert J. Waddell, Jr., declare as follows:

2 1. I am over twenty-one years of age and not under any legal disability. I have  
3 personal knowledge of all facts set forth herein. I am an attorney at law, duly licensed to practice  
4 in the State of Georgia, and admitted *pro hac vice* as an attorney for Plaintiff Digital Envoy, Inc.  
5 in this case.

6 2. Attached hereto as Exhibit A is a true and correct copy of information obtained  
7 from Google Inc.'s Internet web site at <http://www.google.com/intl/en/corporate/tenthings.html>.

8 3. Attached hereto as Exhibit B is a true and correct copy of information obtained  
9 from Google Inc.'s Internet web site at <http://www.google.com/intl/en/corporate/culture.html>.

10 4. Attached hereto as Exhibit C is a true and correct copy of excerpts from Google  
11 Inc.'s Amendment No. 7 to Form S-1 Registration Statement filed with the United States  
12 Securities and Exchange Commission ("SEC") pursuant to the Securities Act of 1933 on August  
13 13, 2004 obtained from the SEC's official web site at  
14 <http://www.sec.gov/Archives/edgar/data/1288776/000119312504139655/ds1a.htm>.

15 I declare these things under penalty of perjury and under the laws of the United States.

16 Executed on October 13, 2005.

17 /s/ Robert J. Waddell, Jr.  
18 Robert J. Waddell, Jr.

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