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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CLRB HANSON INDUSTRIES, LLC d/b/a
 INDUSTRIAL PRINTING, and HOWARD
 STERN, on behalf of themselves and all others
 similarly situated,

 Plaintiffs,

 v.
 GOOGLE, INC.,

 Defendants.

CASE NO. C 05-03649 JW

**DECLARATION OF M.
 CHRISTOPHER JHANG IN SUPPORT
 OF GOOGLE INC.'S OPENING BRIEF
 REGARDING THE 120% RULE**

1 I, M. Christopher Jhang, declare as follows:

2 1. I am an attorney duly licensed to practice law in all of the courts of the State of
3 California and this Court, and am an attorney with the law firm of Perkins Coie LLP, counsel for
4 defendant Google Inc. (“Google”) in this action. I submit this declaration in support of Google’s
5 Opening Brief Regarding The 120% Rule. I have personal knowledge of the facts set forth
6 below except as to those matters stated on information and belief, and as to those matters, I
7 believe them to be true. If called upon to testify, I could and would testify competently as to the
8 matters set forth herein.

9 2. Attached hereto as Exhibit A are true and correct copies of excerpts from the
10 court reporter’s transcript of proceedings held in this matter on June 21, 2007.

11 3. On January 29, 2008, I visited the Yahoo! website and linked to its advertising
12 program, Yahoo! Search Marketing. I linked to the glossary for this program, and printed a
13 webpage containing the definition of the term “Account Daily Spending Limit.” This webpage
14 is located at: <http://searchmarketing.yahoo.com/rc/glossary.php>. Attached hereto as Exhibit B is
15 a true and correct copy of this webpage printout.

16 4. On January 29, 2008, I visited the webpage for Microsoft’s advertising program,
17 Microsoft Digital Advertising Solutions. I linked to the Frequently Asked Questions for this
18 program (located under the Search Advertising link), and then linked to the provisions that
19 describe Budgeting. The Budgeting section contains a provision entitled “Daily budget,” which I
20 printed. The webpage containing the “Daily budget” provision is located at:

21 http://help.live.com/help.aspx?project=adCenter_ContentAds_Beta_ss&mkt=en-
22 [us&querytype=keyword&query=yekdi10](http://help.live.com/help.aspx?project=adCenter_ContentAds_Beta_ss&mkt=en-us&querytype=keyword&query=yekdi10). Attached hereto as Exhibit C is a true and correct
23 copy of this webpage printout.

24 5. Attached hereto as Exhibit D are true and correct copies of excerpts of the
25 deposition transcript of Brett R. Hanson, plaintiff CLRB Hanson Industries, LLC, d/b/a
26 Industrial Printing’s representative, taken in this case on August 18, 2006.

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6. Attached hereto as Exhibit E are true and correct copies of excerpts of the deposition transcript of plaintiff Howard Stern, taken in this case on August 16, 2006.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 29th day of January, 2008, at San Francisco, California.

/s/
M. Christopher Jhang