

1 DAVID T. BIDERMAN, Bar No. 101577
 2 TIMOTHY J. FRANKS, Bar No. 197645
 3 M. CHRISTOPHER JHANG, Bar No. 211463
 4 FARSCHAD FARZAN, Bar No. 215194
 5 **PERKINS COIE LLP**
 6 Four Embarcadero Center, Suite 2400
 7 San Francisco, California 94111
 Telephone: (415) 344-7000
 Facsimile: (415) 344-7050
 Email: DBiderman@perkinscoie.com
 Email: TFranks@perkinscoie.com
 Email: CJhang@perkinscoie.com
 Email: FFarzan@perkinscoie.com

8 Attorneys for Defendant GOOGLE INC.

9
 10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN JOSE DIVISION**

13
 14 CLRB HANSON INDUSTRIES, LLC
 15 d/b/a INDUSTRIAL PRINTING, and
 16 HOWARD STERN, on behalf of
 themselves and all others similarly situated,

CASE NO. C 05-03649 JW

PROOF OF SERVICE

17 Plaintiffs,

18 v.

19 GOOGLE, INC.,

20 Defendant.

21 I, Cheryl Allen, declare: I am employed in the County of San Francisco, State of
 22 California. I am over the age of 18 and not a party to the within action; my business address is 4
 23 Embarcadero Center, Suite 2400, San Francisco 94111-4131.

24 On September 5, 2008, I served the foregoing document(s) described as follows:

- 25 **1. GOOGLE INC.'S NOTICE OF MOTION AND MOTION FOR PARTIAL**
 26 **SUMMARY JUDGMENT ON PLAINTIFFS' "120% RULE" AND "PARTIAL**
 27 **MONTH" CLAIMS; AND MEMORANDUM OF POINTS AND AUTHORITIES**
 28 **IN SUPPORT;**

- 1 **2. DECLARATION OF DAVID T. BIDERMAN IN SUPPORT OF GOOGLE**
2 **INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON PLAINTIFFS'**
3 **"120% RULE" AND "PARTIAL MONTH" CLAIMS;**
- 3 **3. [PROPOSED] ORDER GRANTING GOOGLE INC.'S MOTION FOR**
4 **PARTIAL SUMMARY JUDGMENT ON PLAINTIFFS' "120% RULE" AND**
5 **"PARTIAL MONTH" CLAIMS;**
- 5 **4. DECLARATION OF ADAM SAMET IN SUPPORT OF GOOGLE INC.'S**
6 **MOTION FOR PARTIAL SUMMARY JUDGMENT ON PLAINTIFFS'**
7 **"120% RULE" AND "PARTIAL MONTH" CLAIMS [FILED UNDER SEAL]**
8 **AND MANUAL FILING NOTIFICATION, THEREOF;**
- 8 **5. GOOGLE INC.'S NOTICE OF ADMINISTRATIVE MOTION AND MOTION**
9 **FOR LEAVE TO FILE DOCUMENTS UNDER SEAL IN CONNECTION**
10 **WITH ITS MOTION FOR PARTIAL SUMMARY JUDGMENT ON**
11 **PLAINTIFFS' "120% RULE" AND "PARTIAL MONTH" CLAIMS;**
- 11 **6. DECLARATION OF DAVID T. BIDERMAN IN SUPPORT OF GOOGLE**
12 **INC.'S ADMINISTRATIVE MOTION FOR LEAVE TO FILE DOCUMENTS**
13 **UNDER SEAL IN CONNECTION WITH ITS MOTION FOR PARTIAL**
14 **SUMMARY JUDGMENT ON PLAINTIFFS' "120% RULE" AND "PARTIAL**
15 **MONTH" CLAIMS; AND**
- 14 **7. [PROPOSED] ORDER GRANTING GOOGLE INC.'S ADMINISTRATIVE**
15 **MOTION FOR LEAVE TO FILE DOCUMENTS UNDER SEAL IN**
16 **CONNECTION WITH ITS MOTION FOR PARTIAL SUMMARY**
17 **JUDGMENT ON PLAINTIFFS' "120% RULE" AND "PARTIAL MONTH"**
18 **CLAIMS**

17 on the interested parties in this action by placing true copies thereof enclosed in sealed envelope
18 addressed as stated, as follows:

- 19 BY FEDERAL EXPRESS: by placing the document(s) listed above in a sealed Fed Ex
20 envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a Fed
21 Ex agent for delivery to the following party:

21 Daniel J. Shih
22 E-Mail: dshih@susmangodfrey.com
23 SUSMAN GODFREY L.L.P.
24 1201 Third Avenue, Suite 3800
25 Seattle, Washington 98101-3000
26 Telephone: (206) 516-3880
27 Facsimile: (206) 516-3883

- 26 BY ELECTRONIC MAIL
27 I caused said documents to be prepared in portable document format (PDF) for e-mailing
28 and served by electronic mail as indicated below:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTORNEYS FOR PLAINTIFFS

Lester L. Levy
E-Mail: llevy@wolfpopper.com
Michele F. Raphael
E-Mail: mraphael@wolfpopper.com
WOLF POPPER LLP
845 Third Avenue
New York, New York 10022
Telephone: (212) 759-4600
Facsimile: (212) 486-2093

William M. Audet
E-Mail: waudet@audetlaw.com
AUDET & PARTNERS, LLP
221 Main Street, Suite 1460
San Francisco, California 94105-1938
Telephone: (415) 568-2555
Facsimile: (415) 568-2556

Marc M. Seltzer
E-Mail: mseltzer@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1901 Avenue of the Stars, Suite 950
Los Angeles, California 90067-6029
Telephone: (310) 789-3100
Facsimile: (310) 789-3150

Daniel J. Shih
E-Mail: dshih@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1201 Third Avenue, Suite 3800
Seattle, Washington 98101-3000
Telephone: (206) 516-3880
Facsimile: (206) 516-3883

Stephen D. Susman
E-Mail: ssusman@susmangodfrey.com
SUSMAN GODFREY L.L.P.
654 Madison Avenue, 5th Floor
New York, New York 10065
Telephone: (212) 336-8330
Facsimile: (212) 336-8340

Executed on September 5, 2008, at San Francisco, California.

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

(Federal) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Cheryl Allen