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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.,

 Defendant.

CASE NO. C 05-03649 JW

DECLARATION OF DAVID T. BIDERMAN IN SUPPORT OF PLAINTIFFS' ADMINISTRATIVE MOTION UNDER LOCAL RULE 79-5(d) FOR LEAVE TO FILE UNDER SEAL PORTIONS OF DOCUMENTS DUE TO CONFIDENTIAL DESIGNATIONS BY DEFENDANT GOOGLE INC.

Date: December 1, 2008
 Time: 9:00 a.m.
 Place: Courtroom 8
 Honorable James Ware

1 I, David T. Biderman, hereby 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 have personal knowledge of the facts set forth
5 below except as to those matters stated on information and belief, and as to those matters, I
6 believe them to be true. If called upon to testify, I could and would testify competently as to the
7 matters set forth herein.

8 2. On November 10, 2008, Plaintiffs filed an Administrative Motion Under Local
9 Rule 79-5(d) For Leave To File Under Seal Portions of Documents Due To Confidential
10 Designations By Defendant Google, Inc. (Docket No. 251).

11 3. Although the Court entered an order granting Plaintiffs’ Motion on November 13,
12 2008, (Docket No. 258), Local Rule 79-5(d) requires Google to file a declaration establishing
13 that the designated information is sealable, and lodge and serve a narrowly tailored proposed
14 sealing order.

15 4. Pursuant to Local Rule 79-5(d), I submit this declaration in support of Plaintiffs’
16 Administrative Motion Under Local Rule 79-5(d) for Leave to File Under Seal Portions of
17 Documents Due to Confidential Designations by Defendant Google, Inc. Google is concurrently
18 filing a narrowly tailored proposed sealing order for the Court’s consideration.

19 5. Attached as Exhibit A is a true and correct copy of the parties’ Stipulated
20 Protective Order Regarding Confidential Information, filed on March 2, 2007 and executed by
21 the Court (with amendments) on May 15, 2007.

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