

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
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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: January 6, 2009
 Time: 10:00 a.m.
 Place: Courtroom 5
 Judge: Honorable Patricia V. Trumbull

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 26, 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. 284).

11 3. Local Rule 79-5(d) requires Google to file a declaration establishing that the
12 designated information is sealable, and lodge and serve a narrowly tailored proposed sealing
13 order.

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

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

21 ///

22 ///

23 ///

24 ///

25

26

27

28

