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 18 NETSCAPE COMMUNICATIONS
 19 CORPORATION and AMERICA ONLINE, INC.

20 **UNITED STATES DISTRICT COURT**
 21 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 22 **SAN JOSE DIVISION**

23 NETSCAPE COMMUNICATIONS
 24 CORPORATION, et al.,

25 Plaintiffs,

26 v.

27 FEDERAL INSURANCE COMPANY, et al.,

28 Defendants.

CASE NO. 5:06-CV-00198 JW (PVT)

**SUPPLEMENTAL DECLARATION OF
 MICHAEL BRUCE ABELSON IN SUPPORT
 OF CROSS-MOTION, OPPOSITION AND
 REPLY [Attaching Deposition Excerpts]**

Motion to be Heard

Date: March 26, 2007
 Time: 9:00 a.m.
 Judge: Hon. James Ware
 Place: 8, 4th Floor, San Jose

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DECLARATION OF MICHAEL BRUCE ABELSON

I, Michael Bruce Abelson, declare as follows:

1. I am an attorney licensed to practice law in the State of California and before the bar of this Court. I am a partner in the law firm of Ablson | Herron LLP and, in that capacity, I am counsel of record for Plaintiffs Netscae Communications Corporation and America Online, Inc. (collectively, "Insured") in this action. I have personal knowledge of the matters stated herein, except as to matters upon which I state they are based upon information and belief. I could and would ompetently testify as to the same.

2. Accompanying the Insureds' Reply Re: Cross-Motions for Partial Summary Judgment (and attached hereto) are true and correct opies of excerpts from the following depositions which have been taken in connection with this action.

- Michelle Midwinter (St. Paul Underwriter), taken September 7, 2006 in New York, New York

I declare that the foregoing is true and correct.

Executed this 2nd day of March, 2007 at Los Angels, California.

/S/
Michael Bruce Abelson