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6 Attorneys for Defendant
 7 ST. PAUL MERCURY INSURANCE COMPANY

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT COURT OF CALIFORNIA
 10 SAN JOSE DIVISION

11 NETSCAPE COMMUNICATIONS) CORPORATION, a Delaware corporation;) 12 and AMERICAN ONLINE, INC., a Delaware) corporation,) 13 Plaintiffs,) 14 vs.) 15 FEDERAL INSURANCE COMPANY, an) Indiana corporation; et al.,) 16 Defendants.) 17	CASE NO. 5:06-CV-00198 JW (PVT) DECLARATION OF MICHELLE MIDWINTER IN SUPPORT OF ST. PAUL'S MOTION FOR PARTIAL SUMMARY JUDGMENT
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Gordon & Rees LLP
 275 Battery Street, Suite 2000
 San Francisco, CA 94111

18 I, Michelle Midwinter, declare as follows:

19 1. I am a senior underwriter at St. Paul/Travelers and have personal knowledge of
 20 the matters set forth here, except to the extent matters are stated to be based upon information
 21 and belief. I would so testify.

22 2. In January 1999, I was an Account Underwriter with the Technology
 23 Underwriting unit at the St. Paul Companies, in St. Paul's New York City office.

24 3. The document that has been marked in this matter as Exhibit 1 is a true and
 25 correct copy of the St. Paul Mercury Insurance Policy issued to AOL.

26 4. The document marked in this matter as Exhibit 86 is the endorsement that on
 27 April 30, 1999 added Netscape Communications Corporation as a named insured for the general
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liability and automobile coverage provided by the policy for an additional prorated premium of \$12,529.

Executed this 29th day of November 2006, in New York, New York.

Michelle Midwinter
MICHELLE MIDWINTER

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