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 21 and AMERICA ONLINE, INC.

22 **UNITED STATES DISTRICT COURT**
 23 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

24 NETSCAPE COMMUNICATIONS
 25 CORPORATION, et al.,

26 Plaintiffs,

27 v.

28 FEDERAL INSURANCE COMPANY, et al.,

Defendants.

CASE NO. C-06-00198 JW (PVT)

CERTIFICATE OF SERVICE

Complaint filed December 12, 2005

CERTIFICATE OF SERVICE

I declare as follows:

I am an employee in Santa Clara County, the county in which the service described below occurs. My business address is 303 Almaden Boulevard, Suite 500, San Jose, California 95110. I am over the age of eighteen (18) years and am not a party to the cause for which I am serving the document(s) named below.

I served the within:

1. **PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR ADMINISTRATIVE RELIEF [RE:SEALING TWO CONFIDENTIAL DOCUMENTS SUBMITTED IN SUPPORT OF PLAINTIFFS' CROSS MOTION FOR PARTIAL SUMMARY JUDGMENT]; DECLARATION OF LESLIE A. PEREIRA IN SUPPORT THEREOF; [PROPOSED] ORDER;**
2. **PLAINTIFFS' NOTICE OF MOTION AND CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT RE: DUTY TO DEFEND AND OPPOSITION TO ST. PAUL MERCURY'S MOTION FOR PARITAL SUMMARY JUDGMENT; MEMORANDUM OF LAW IN SUPPORT THEREOF;**
3. **DECLARATION OF DAVID PARK IN SUPPORT OF PLAINTIFFS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT [WITH EXHIBITS H-J] - DOCUMENT SUBMITTED UNDER SEAL;**
4. **DECLARATION OF PATRICK J. CAROME IN SUPPORT OF PLAINTIFFS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT [WITH EXHIBITS H-J] - DOCUMENT SUBMITTED UNDER SEAL;**
5. **DECLARATION OF MICHAEL BRUCE ABELSON IN SUPPORT OF PLAINTIFFS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT [attaching deposition excerpts];**
6. **DECLARATION OF MARC PATTERSON IN SUPPORT OF PLAINTIFFS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT;**
7. **DECLARATION OF LESLIE A. PEREIRA IN SUPPORT OF PLAINTIFFS' CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT;**
8. **PLAINTIFFS' COMPENDIUM OF AUTHORITIES IN SUPPORT OF CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT; AND**
9. **[PROPOSED] ORDER.**

on the parties below by placing a true copy thereof in a sealed envelope and served same as follows:

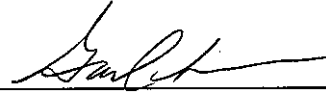
X BY FEDERAL EXPRESS: I caused such envelope to be deposited in the appropriate Federal Express envelope, to the Federal Express office in San Jose to be delivered by the next business day. I am readily familiar with Bergeson, LLP's practice for collection and processing of correspondence for transmittal by Federal Express.

It is deposited with Federal Express on the same day in the ordinary course of business. FRCP Title II, §5(b)(2)(A)(ii).

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I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on January 12, 2007, at San Jose, California.



Gail Simmons

CERTIFICATE OF SERVICE