

Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5894

1 Michael S. Elkin (admitted *pro hac vice*)
WINSTON & STRAWN LLP
2 200 Park Avenue
New York, NY 10166-4193
3 Telephone: 212-294-6700
Facsimile: 212-294-4700
4 Email: melkin@winston.com

5 Jennifer A. Golinveaux (SBN: 203056)
Matthew A. Scherb (SBN: 237461)
6 WINSTON & STRAWN LLP
101 California Street
7 San Francisco, CA 94111-5894
Telephone: 415-591-1000
8 Facsimile: 415-591-1400
Email: jgolinveaux@winston.com; mscherb@winston.com

9 Attorneys for Defendant
10 VEOH NETWORKS, INC.

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 IO GROUP, INC.

15 Plaintiff,

16 vs.

17 VEOH NETWORKS, INC.

18 Defendant.

Case No. C 06-3926 HRL

DECLARATION OF JENNIFER A. GOLINVEAUX IN SUPPORT OF DEFENDANT VEOH NETWORKS, INC.'S OPPOSITION TO VIACOM INTERNATIONAL INC. AND NBC UNIVERSAL'S MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO APPEAR AND FILE BRIEF AS *AMICI CURIAE*

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I, Jennifer A. Golinveaux, declare as follows:

1. I am an attorney with the law firm of Winston & Strawn LLP and am counsel for defendant Veoh Networks, Inc. in this action. I have personal knowledge of all facts stated in this declaration.

2. Attached as **Exhibit A** is a true and correct copy of email correspondence between counsel for Viacom International, Inc. in litigation pending against YouTube in New York, Donald B. Verrilli, Jr. and Gil Sperlein, General Counsel and counsel of record in this case for Plaintiff Io Group, Inc. This email correspondence was produced by Io to Veoh on a CD Rom bearing Bates No. 200283.

I declare under penalty of perjury that the foregoing is true and correct. Executed on August 17, 2007

/s/ Jennifer A. Golinveaux
Jennifer A. Golinveaux

EXHIBIT A

From: Gill Sperlein
Sent: Monday, March 19, 2007 2:42 PM
To: 'Verrilli, Donald'
Subject: RE: Viacom v. Youtube:

Don:

Would you be willing to enter a Joint Defense Agreement so that we can share information without fear of being required to disclose such conversations.

Gill

Gill Sperlein
General Counsel, Titan Media

-----Original Message-----

From: Verrilli, Donald [mailto:DVerrilli@jenner.com]
Sent: Wednesday, March 14, 2007 7:18 PM
To: Gill Sperlein
Subject: RE: Viacom v. Youtube:

Gill: Of course I remember you. We are happy to help by sharing information and ideas. One place you might go for some useful pleadings is the Tur case in the CD Cal. Are you following that case? I can get you the initial summary judgment pleadings, which lay out both sides' cases pretty well. Let me know if you don't have them. Also, let us know how we can be helpful in other ways. Best of luck.
Don

Dear Donald:

Congratulations to you and your team on filing the action against Youtube/Google.

You may recall meeting me briefly when you were in San Francisco several years ago for oral argument on the RIAA's motion to dismiss Pac Bell's Declaratory action re DMCA subpoenas. The company I represent, lo Group, Inc., was a named defendant in that action and I also argued that day.

I write today to make sure you are aware that lo Group, Inc. is currently in litigation with another video sharing site, the Michael Eisner-backed Veoh.com. The case is in the Northern District of California, lo Group, Inc. v. Veoh Networks, C-06-3926 (HRL). There is also a related case, lo Group, Inc. v. Webnovas Technologies, Inc. et al., C-065334 (HRL).

Recognizing that a ruling in our cases could effect your litigation, I want to offer to work cooperatively in any way. I haven't nearly the resources or experience of your team, but I am devoting 100% of my time and effort to this matter. We have one great advantage in that Veoh issued press releases stating they reviewed all material before broadcasting.

I will be in San Diego deposing several people from Veoh on Thursday and Friday, but otherwise am available to speak should you so desire. My mobile phone is 415-378-26265 and my office number is

415-487-1211 X32.

Very truly yours,

Gill Sperlein

General Counsel, Titan Media

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Donald B. Verrilli, Jr
Jenner & Block LLP
601 Thirteenth Street, N.W.
Suite 1200 South
Washington DC 20005-3823
Tel (202) 639-6095
Fax (202) 661-4957
DVerrilli@jenner.com
www.jenner.com

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