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7 Attorneys for Plaintiff
COUPONS, INC.

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

11 COUPONS, INC.,
12 Plaintiff,
13 vs.
14 JOHN STOTTLEMIRE, and DOES 1-10,
15 Defendants.

Case No. 5:07-cv-03457

**DECLARATION OF DENNIS M. CUSACK
IN OPPOSITION TO DEFENDANT'S
MOTION TO EXTEND TIME TO
RESPOND TO THIRD AMENDED
COMPLAINT**

Judge: Hon. Howard R. Lloyd

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17 I, Dennis M. Cusack, declare as follows:

18 1. I am a partner in the law firm of Farella Braun + Martel LLP, attorneys for
19 plaintiff Coupons, Inc. in this matter.

20 2. On July 17, 2008, I informed Defendant John Stottlemire by email that Coupons
21 had no objection to his request to have 30 additional days to respond to Coupons' Third Amended
22 Complaint.

23 3. Coupons filed its Third Amended Complaint in this matter on July 22, 2008.

24 4. Defendant John Stottlemire informed me of his belief that the Third Amended
25 Complaint contained factual allegations that lacked evidentiary support in a telephone
26 conversation on July 23, 2008.

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PROOF OF SERVICE

I, the undersigned, declare that I am a resident of the State of California, employed in the County of San Francisco, over the age of eighteen years and not a party to the within action. My business address is: Farella Braun + Martel LLP, 235 Montgomery Street, 17th Floor, San Francisco, California 94104.

On this date I served the within document(s):

DECLARATION OF DENNIS M. CUSACK IN OPPOSITION TO DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THIRD AMENDED COMPLAINT

X **BY ELECTRONIC FILING:** the within document(s), the automatically generated notification for which constitutes service pursuant to General Order 45, Section IX(A) and (B).

John Allan Stottlemire
33103 Lake Garrison Street
Fremont, CA 94555
Telephone: 614-358-4185
E-mail: jstottl@comcast.net
Defendant – *Pro Se*

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed in San Francisco, California on **July 31, 2008**.

 /s/
Lawrence L. Coles