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 20 *Proposed Class*

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

24	CLRB HANSON INDUSTRIES, LLC d/b/a)	CASE NO: C05-03649 JW
25	INDUSTRIAL PRINTING, and HOWARD)	
26	STERN, on behalf of themselves and all)	DECLARATION OF MICHELE F.
27	others similarly situated,)	RAPHAEL IN SUPPORT OF
28)	PLAINTIFFS' MOTION FOR PARTIAL
29	Plaintiffs,)	SUMMARY JUDGMENT
30)	
31	vs.)	
32)	
33	GOOGLE, INC.,)	
34)	
35	Defendant.)	
36)	

37 **Declaration of Michele F. Raphael in Support**
 38 **of Plaintiffs' Motion for Partial Summary Judgment**
 39 **Case No: C05-03649 JW**

1 I, MICHELE F. RAPHAEL, declare as follow:

2 1. I am a member of Wolf Popper LLP (“Wolf Popper”), counsel for Plaintiffs CLR
3 Hanson Industries, LLC d/b/a Industrial Printing (“CLRB Hanson”) and Howard Stern
4 (collectively, “Plaintiffs”) in this action against Google, Inc (“Google”). I have personal
5 knowledge of the facts stated herein. I submit this declaration in support of Plaintiffs’ Motion for
6 Partial Summary Judgment.
7

8 2. Annexed hereto as Exhibit A is a true and correct copy of the webpage cited from
9 Google’s AdWords Demos & Guides, *Bidding and Ranking*. This exhibit was annexed as Ex. B
10 to Plaintiffs’ Second Amended Class Action Complaint, dated May 4, 2006.
11

12 3. Annexed hereto as Exhibit B are true and correct copies of webpages from
13 Google’s online AdWords Help Center website.
14

15 4. Annexed hereto as Exhibit C are true and correct copies of the pages cited from the
16 transcript of the deposition of Howard Stern, taken on August 16, 2006 (“Stern Tr.”).
17

18 5. Annexed hereto as Exhibit D are true and correct copies of the pages cited from the
19 transcript of the deposition of CLRB Hanson, by Brett Hanson, taken on August 18, 2006
20 (“Hanson Tr.”).

21 6. Annexed hereto as Exhibit E are true and correct copies of e-mail correspondence
22 between Howard Stern and Google, as produced by the parties in this litigation. (Documents with
23 the prefix “GOOG-HN” were produced by Google; and documents with the prefix “P” were
24 produced by Plaintiffs.)
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**Declaration of Michele F. Raphael in Support
of Plaintiffs’ Motion for Partial Summary Judgment
Case No: C05-03649 JW**

