

1 [SEE SIGNATURE BLOCK FOR COUNSEL]

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

11 GOOGLE INC., AOL LLC, YAHOO! INC.,  
12 IAC SEARCH & MEDIA, INC., and  
LYCOS, INC.,

13 Plaintiffs,

14 v.

15 L. DANIEL EGGER,  
16 SOFTWARE RIGHTS ARCHIVE, LLC, and  
SITE TECHNOLOGIES, INC.,

17 Defendants.

CASE NO. CV 08-03172-RMW

**DECLARATION OF JENNIFER A.  
KASH IN SUPPORT OF PLAINTIFFS'  
OPPOSITION TO DEFENDANTS'  
MOTION TO QUASH PLAINTIFFS'  
30(b)(6) NOTICE OF DEPOSITION TO  
DEFENDANT SOFTWARE RIGHTS  
ARCHIVE, LLC AND PLAINTIFFS'  
CROSS-MOTION TO COMPEL  
PRODUCTION OF DOCUMENTS FROM  
DEFENDANT SOFTWARE RIGHTS  
ARCHIVE, LLC**

Hearing Date: February 27, 2009

Hearing Time: 9:00 AM

1 I, Jennifer A. Kash, declare as follows:

2 1. I am an attorney admitted to practice in the State of California, and I am a partner  
3 of the law firm of Quinn Emanuel Urquhart Oliver & Hedges, LLP. I represent Plaintiffs IAC  
4 Search & Media, Inc. and Lycos, Inc. in this action. Except as otherwise stated, I have personal  
5 firsthand knowledge of the matters set forth in this Declaration, and if called as a witness I would  
6 testify competently to those matters.

7 2. Attached hereto as Exhibit A is a true and correct copy of Plaintiffs' Notice of  
8 Deposition Pursuant to 30(b)(6) to Software Rights Archive, LLC, served on December 22, 2008.

9 3. Attached hereto as Exhibit B is a true and correct copy of Plaintiffs' First Set of  
10 Requests for Production of Documents and Things to Software Rights Archive, LLC, served on  
11 November 21, 2008.

12 4. Attached hereto as Exhibit C is a true and correct copy of Software Rights Archive,  
13 LLC's Objections and Responses to Plaintiffs' First Set of Requests for Production of Documents  
14 and Things, served on December 9, 2008.

15 5. Attached hereto as Exhibit D is a true and correct copy of a letter dated January 22,  
16 2009 from Plaintiffs to Software Rights Archive, LLC.

17 6. Attached hereto as Exhibit E is a true and correct copy of a letter dated January 29,  
18 2009 from Software Rights Archive, LLC to Plaintiffs.

19 7. Attached hereto as Exhibit F is a true and correct copy of the Joint Motion of the  
20 Parties to Notify the Court of (1) Agreements Regarding Protective Order and (2) One Remaining  
21 Dispute Regarding Protective Order, filed on November 4, 2008 in *SRA, LLC v. Google et al.*,  
22 Civil Case No. 2:07-cv-511 (CE) (E.D. Tex.).

23 8. Attached hereto as Exhibit G is a true and correct copy of the document available at  
24 the following Internet address: [http://www.visto.com/news/releases/pdfs/07.02.16\\_financing.pdf](http://www.visto.com/news/releases/pdfs/07.02.16_financing.pdf).

25 9. Attached hereto as Exhibit H is a true and correct copy Plaintiffs' Second Set of  
26 Requests for Production of Documents and Things to Software Rights Archive, LLC, served on  
27 December 12, 2008.

10. Attached hereto as Exhibit I is a true and correct copy of Software Rights Archive, LLC's Objections and Responses to Plaintiffs' Second Set of Requests for Production of Documents and Things, served on January 15, 2009.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 3rd day of February, 2009, at San Francisco, California.

/s/ Jennifer A. Kash  
Jennifer A. Kash