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 13 INTERSERVE, INC., dba TECHCRUNCH
 14 and CRUNCHPAD, INC.

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 17 **UNITED STATES DISTRICT COURT**
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 19 **NORTHERN DISTRICT OF CALIFORNIA**
 20
 21 **SAN JOSE DIVISION**

22 **INTERSERVE, INC., dba TECHCRUNCH,)**
 23 **a Delaware corporation, and CRUNCHPAD,)**
 24 **INC., a Delaware corporation,)**
 25
 26 Plaintiffs,)
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 28 vs.)
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 30 **FUSION GARAGE PTE. LTD., a Singapore)**
 31 **company,)**
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 33 Defendant.)
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Case No. CV-09-5812 RS (PVT)

**DECLARATION OF MATTHEW SCHERB
 IN SUPPORT OF MOTION TO SEAL
 (REPLY IN SUPPORT OF MOTION FOR
 PRELIMINARY INJUNCTION)**

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I, Matthew Scherb, declare pursuant to 28 U.S.C. § 1746:

1. I am an attorney at law duly licensed to practice before all the Courts of the State of California, and a member in good standing of the Bar of the United States District Court for the Northern District of California. I am an associate with the law firm of Winston & Strawn LLP, counsel of record in this action for Plaintiffs.

2. Counsel for Plaintiffs attempted to secure a stipulation to this sealing motion from Defendant by sending an email on Monday, May 3, 2010 laying out all designated documents that Plaintiffs planned to include and discuss in its papers. As time was short, Defendant was unable to give its consent.

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

Executed May 3, 2010.

/s/
Matthew A. Scherb

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