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

11 TECHCRUNCH, INC., et al. ) **Case No. C 09-cv-05812-RS (PSG)**  
12 Plaintiffs, ) **DECLARATION OF NICHOLAS SHORT**  
13 vs. ) **IN SUPPORT OF PLAINTIFFS' REQUEST**  
14 FUSION GARAGE PTE. LTD., ) **TO CLERK FOR ENTRY OF DEFAULT**  
15 Defendant. ) **AGAINST DEFENDANT FUSION**  
16 ) **GARAGE PTE, LTD.**

17 I, Nicholas W. Short, declare as follows:

18 1. I am an attorney at law duly authorized to practice before the United States District  
19 Court for the Northern District of California. I am an associate at Winston & Strawn, LLP. I have  
20 personal knowledge of the facts herein, and if called as a witness could and would competently  
21 testify thereto.

22 2. Fusion Garage did not file a substitution of counsel with this court by February 1,  
23 2012 and did not appear at the February 9, 2012 hearing to show cause why its answer should not be  
24 stricken and its default entered.

25 I declare under penalty of perjury under the laws of the United States of America that the  
26 foregoing is true and correct.

27 Executed: February 10, 2012 /s/ Nicholas W. Short  
28 Nicholas W. Short