

1 Andrew P. Bridges (SBN: 122761)
 2 ABridges@winston.com
 3 David S. Bloch (SBN: 184530)
 4 DBloch@winston.com
 5 Matthew A. Scherb (SBN: 237461)
 6 MScherb@winston.com
 7 WINSTON & STRAWN LLP
 8 101 California Street, 39th Floor
 9 San Francisco, CA 94111-5802
 10 Telephone: (415) 591-1000
 11 Facsimile: (415) 591-1400

12 Attorneys for Plaintiffs
 13 INTERSERVE, INC., dba TECHCRUNCH
 14 and CRUNCHPAD, INC.

15
 16
 17 **UNITED STATES DISTRICT COURT**
 18
 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,)
 27
 28 vs.)
 29
 30 **FUSION GARAGE PTE. LTD., a Singapore)**
 31 **company,)**
 32
 33 Defendant.)
 34)
 35)
 36)
 37)
 38)
 39)
 40)
 41)
 42)
 43)
 44)
 45)
 46)
 47)
 48)
 49)
 50)

Case No. CV-09-5812 RS (PVT)

**DECLARATION OF MATTHEW SCHERB
 IN SUPPORT OF MOTION TO SEAL
 (MOTION TO DISMISS OPPOSITION)**

Winston & Strawn LLP
 101 California Street
 San Francisco, CA 94111-5802

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I, Matthew Scherb, declare:

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 and did so with respect to documents that Defendant has produced in this case and designated as confidential; however, Defendant did not agree to sealing of portions of the Mr. Arrington's deposition testimony.

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

Executed this 26th day of April, 2010, in San Francisco, California.

/s/
Matthew A. Scherb

SF:280494.2