

QUINN EMANUEL URQUHART & SULLIVAN, LLP Margret M. Caruso (Bar No. 243473)
Cheryl A. Galvin (Bar No. 252262)
555 Twin Dolphin Drive, 5th Floor 1 2 Redwood Shores, California 94065-2139 Telephone: (650) 801-5000 3 (650) 801-5100 Facsimile: 4 Attorneys for Defendant Google Inc. 6 7 8 9 UNITED STATES DISTRICT COURT 10 SOUTHERN DISTRICT OF CALIFORNIA 11 12 HANGINOUT, INC., CASE NO. 13-CV-2811 AJB NLS 13 14 Plaintiff, DECLARATION OF SERGE LACHAPELLE IN SUPPORT OF GOOGLE'S OPPOSITION TO HANGINOUT'S MOTION FOR PRELIMINARY INJUNCTION 15 VS. GOOGLE INC., 16 Defendant. 17 Date: April 25, 2014 Time: 2:00 p.m. Courtroom 3B 18 Judge: Hon. Anthony J. Battaglia 19 20 21 22 23 24 25 26 27 28 Case No. 13-CV-10742811 AJB NLS

Inc. v. Google, Inc.

DECLARATION OF SERGE LACHAPELLE ISO GOOGLE'S OPPOSITION TO HANGINOUT'S MOT. FOR PI



DECLARATION OF SERGE LACHAPELLE

I, Serge Lachapelle, hereby declare:

I am currently employed as a Group Product Manager in Stockholm, 1. Sweden by Google Sweden AB, the ultimate beneficial owner of which is Google Inc. ("Google"). I make this declaration in support of Google's Opposition to Hanginout's Motion For Preliminary Injunction. I am over the age of eighteen. I know the facts stated herein of my own personal knowledge. If called to testify as a witness about them, I could and would do so competently and under oath.

Choosing the Name "Hangouts"

- I joined Google in 2007, when Google acquired a company I had cofounded called Marratech AB. Marratech had developed a multi-user videoconferencing product. After I joined Google, I became Product Manager for Google's Gmail voice and video chat service, which ultimately evolved into Hangouts.
- 3. When I joined Google, my team in Stockholm, Sweden, spent significant time collaborating with Google employees in Kirkland, Washington, who were also working on video conferencing technology. At first, we were working on a videoconferencing product that could be used internally by Google employees.
- We developed an early prototype of a videoconferencing product where there was a dedicated virtual room for each videoconference that users would give a specific name. We named the virtual room we used for collaborating with our colleagues in Kirkland "The Hangout." It was a videoconferencing link between the Stockholm and Kirkland offices that we started using in late 2009. In creating this prototype, we wanted to create an experience that was social and relaxed and not steered by a meeting agenda. It was difficult to schedule formal meetings between the Kirkland and Stockholm offices because of the time difference—the meetings would have been either too late in Sweden or too early in Kirkland. So, we set up

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"The Hangout" as a video link and, if anyone could meet at those weird times, we would just "hang out."

5. In late 2010, Google decided to expand this existing videoconferencing technology and pursue a consumer videoconferencing product. The name we were using for our Stockholm-Kirkland link—"Hangout"—seemed to capture the essence of the product, so the team decided to adapt that name for the consumer product.

I had not heard of a company or app called "Hanginout" when we 7. started calling our internal product "The Hangout," when we launched our commercial product "Hangouts," or when Google launched the mobile phone app version in May 2013.

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

Executed on March 2, 2014 at Stockholm, Sweden.

Serge/Lachapelle