

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

FILED IN CLERK'S OFFICE
U.S.D.C. Atlanta

NOV 03 2009

JAMES N. HATTEN, Clerk
By: *[Signature]*
Deputy Clerk

AT&T MOBILITY LLC F/K/A
CINGULAR WIRELESS LLC,

Plaintiff,

vs.

CELLCO PARTNERSHIP d/b/a
VERIZON WIRELESS,

Defendant.

Civil Action File

No. _____

1:09-CV-3057

WSD

DECLARATION OF DAVID L. BALSER

Pursuant to 28 U.S.C. § 1746, and in support of Plaintiff's Motion for a Temporary Restraining Order, I, David L. Balsler, hereby declare as follows:

1. I am over 18 years of age, suffer from no legal disabilities, and am otherwise competent to make this declaration. I am a partner at McKenna Long & Aldridge LLP and lead counsel for Plaintiff in this matter. The matters set forth herein are true of my own personal knowledge. If called to testify, I could and would competently testify as to the facts set forth herein.

2. Attached hereto as Exhibit A is a true and correct copy of the Study to Measure Consumer Perceptions of Verizon Wireless Advertising Containing Maps

That Depict 3G Coverage Areas for Verizon Wireless and AT&T prepared by
Robert Reitter.

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

This 3rd day of November, 2009.



David L. Balser