

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

ERICH SPECHT, et al.,)	
)	Civil Action No. 09-cv-2572
Plaintiffs,)	
v.)	Judge Leinenweber
)	
GOOGLE INC.)	Magistrate Judge Cole
)	
Defendant.)	

DECLARATION OF CAMERON M. NELSON

1. My name is Cameron M. Nelson. I am an associate with Greenberg Traurig, LLP and counsel to Google Inc. in the above-captioned case.

2. I have reviewed Plaintiffs’ document production and third party document production, including that of Plaintiffs’ accountant, with respect to Plaintiffs’ postage expenses in 2007. Particularly, with the help of associates and paralegals, I have searched the document production for information relating to all postage purchased and/or used by Plaintiffs in 2007.

3. I have also reviewed the documents produced by Plaintiffs relating to the purported mailing of a 2007 brochure, including the brochure that Plaintiffs claim to have mailed in 2007, as well as the “address list” that Plaintiffs claim to have used to mail the brochure. In reviewing these documents, I also reviewed other related documents, such as earlier versions of the purported 2007 address list, and earlier versions of the brochure.

4. Plaintiffs provided no computer forensic discovery in this case regarding the source of the electronic “brochure” file or the source of the electronic address list and only provided limited metadata with their document production. Plaintiffs never provided full forensic copies of the hard drives from which these electronic files came. As a result, it is

impossible to determine whether the dates of files on those drives were altered before the files were produced.

5. The document production contains spreadsheets of expenses which, according to emails produced by Plaintiffs and their accountant, were transmitted to Plaintiffs' accountant for the preparation of tax returns. For example, the spreadsheet at EIDE001796 appears to be a summary of Plaintiffs' 2007 expenses. (Ex. A.)

6. The document production also contains collections of receipts. For example, the documents beginning at PL0018821 and ending at PL0018847 appear to be postage receipts from the year 2007. (Ex. B.) The handwritten note at PL0018821 says "\$143.53 Postage," which matches the amount found on the spreadsheet produced by Plaintiffs' accountant. (Compare Ex. A to Ex. B.)

7. A number of the postage receipts within Exhibit B are for Express Mail, Priority Mail, or Parcel Post service. Only a few of these postage receipts are for the purchase of stamps. The receipts for stamps are as follows:

Date	Total	Qty.¹	Bates No.	Type of Stamp
2/13/07	\$7.80	20	PL0018833	"Love & Kisses"
7/10/2007	\$8.20	20	PL0018847	"Forever"
12/19/2007	\$8.20	20	PL0018843	American Flag
12/19/2007	\$8.20	20	PL0018843	"Beautiful Blooms"

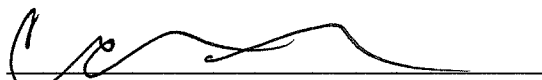
8. I have searched the entire production of this case for other 2007 postage receipts for the purchase of stamps and have found none. Thus, the only postage receipts produced by

¹ Public records indicate (and these receipts confirm) that stamps were \$.39 each prior to May 14, 2007, and \$.41 each after May 14, 2007.

Plaintiffs proximate to the date alleged for Plaintiffs mailings of the brochure show the combined purchase of a booklet of 20 "American Flag" stamps and a booklet of 20 "Beautiful Blooms" stamps on December 19, 2007, just a week before Christmas.

9. I have totaled the number of records in Plaintiffs' address list that they claim to have used in their December, 2007 mailings. The total number of addresses is 114.

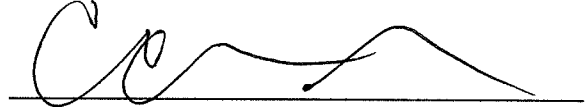
Date: November 2, 2010


Cameron M. Nelson

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below, I electronically filed the foregoing DECLARATION OF CAMERON M. NELSON with the Clerk of Court using the CM/ECF system, which will send notification of such filings to all counsel of record.

Dated: November 2, 2010

A handwritten signature in black ink, consisting of a large, stylized 'C' followed by a series of loops and a long horizontal stroke, positioned above a solid horizontal line.