

1 Since the filing of the answer and counterclaim, Plaintiff and Counterdefendants have
2 raised the question of a potential conflict of interest on the part of Defendants and
3 Counterclaimant's counsel, Winston & Strawn, LLP. To avoid any potential conflict of interest
4 and in an abundance of caution, Winston & Strawn has agreed to withdraw in favor of substitute
5 counsel.

6 Accordingly, Defendant and Counterclaimant Democratic Underground, LLC and ,
7 Defendant David Allen hereby substitute Laurence F. Pulgram of Fenwick & West LLP,
8 555 California Street, 12th Floor, San Francisco, California 94104, telephone (415) 875-2300, as
9 attorneys of record in place and stead of Andrew P. Bridges, John Caleb Donaldson, and Kathleen
10 Lu, Winston & Strawn LLP, 101 California Street, San Francisco, California 94111, telephone
11 (415) 591-1400.

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13 Dated: November 5, 2010 /s/ David Allen
14 DEMOCRATIC UNDERGROUND, LLC

15 Dated: November 5, 2010 /s/ David Allen
16 David Allen

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18 I consent to the above substitution.

19 Dated: November 5, 2010 /s/ Andrew P. Bridges
20 WINSTON & STRAWN LLP

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23 I, Laurence Pulgram, have applied to be admitted to practice in this District *pro hac vice*.
24 Defendant Democratic Underground is also represented in this matter by counsel admitted in this
25 District including Kurt Opsahl and Corynne McSherry, of the Electronic Frontier Foundation,
26 454 Shotwell Street, San Francisco, California 94110, telephone (415) 436-9333 (admitted *pro*
27 *hac vice*); and Chad A. Bowers, Law Offices of Chad A. Bowers, Ltd., 3210 W. Charleston Blvd.,
28 Las Vegas, Nevada 89102, telephone (702) 457-1001.

1 Dated: November 5, 2010

FENWICK & WEST LLP

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By: /s/ Laurence F. Pulgram
Laurence F. Pulgram, CA SB NO. 115163

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5 Dated: November 5, 2010

ELECTRONIC FRONTIER FOUNDATION

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By: /s/ Kurt Opsahl
Kurt Opsahl (*Admitted Pro Hac Vice*)

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9 Dated: November 5, 2010

CHAD A. BOWERS, LTD.

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By: /s/ Chad A. Bowers
Chad A. Bowers, NV SB NO. 7283

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Attorneys for Defendant and Counterclaimant
DEMOCRATIC UNDERGROUND, LLC, and
Defendant DAVID ALLEN

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Please check one: RETAINED, or APPOINTED BY THE COURT.

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APPROVED:

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Dated: _____, 2010

Judge of the United States District Court

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