

JONATHAN ROSENBERG - HIGHLY CONFIDENTIAL

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

VIACOM INTERNATIONAL, INC., COMEDY )  
PARTNERS, COUNTRY MUSIC. )  
TELEVISION, INC., PARAMOUNT )  
PICTURES CORPORATION, and BLACK )  
ENTERTAINMENT TELEVISION, LLC, )  
Plaintiffs, )

vs. ) NO. 07-CV-2103

YOUTUBE, INC., YOUTUBE, LLC, )  
and GOOGLE, INC., )  
Defendants. )

THE FOOTBALL ASSOCIATION PREMIER )  
LEAGUE LIMITED, BOURNE CO., et al., )  
on behalf of themselves and all )  
others similarly situated, )  
Plaintiffs, )

vs. ) NO. 07-CV-3582

YOUTUBE, INC., YOUTUBE, LLC, and )  
GOOGLE, INC., )  
Defendants. )

H I G H L Y C O N F I D E N T I A L  
VIDEOTAPED DEPOSITION OF JONATHAN ROSENBERG  
PALO ALTO, CALIFORNIA  
FRIDAY, DECEMBER 4, 2009

JOB NO. 18170

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DECEMBER 4, 2009

10:05 a.m.

VIDEOTAPED DEPOSITION OF JONATHAN ROSENBERG,  
WILSON, SONSINI, GOODRICH & ROSATI, LLP,  
601 Page Mill Road, Palo Alto, California  
pursuant to notice, and before me,  
ANDREA M. IGNACIO HOWARD, CLR, RPR, CRR, CSR  
License No. 9830.

DAVID FELDMAN WORLDWIDE, INC.

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ROSENBERG, J.

10:12:55 A About three and a half hours.

10:12:56 Q And did counsel show you documents during the  
10:12:59 course of the three and a half hours?

10:13:00 A Yes.

10:13:00 Q Approximately how many documents did counsel  
10:13:03 show you?

10:13:07 A Two dozen.

10:13:09 Q What is your -- what is your current position  
10:13:16 at Google?

10:13:17 A I'm the senior vice president of product  
10:13:19 management.

10:13:20 Q And was that the same position you held since  
10:13:22 2005?

10:13:26 A Since 2000 -- yeah.

10:13:28 Q In other words, you haven't changed functions  
10:13:31 since 2005?

10:13:33 A Correct.

10:13:33 Q Okay. And are you currently a member of the  
10:13:40 Operations Committee of the company?

10:13:42 A Yes.

10:13:42 Q And previously, when the Operations Committee  
10:13:45 was called the Executive Management Group, were you a  
10:13:50 member of that as well?

10:13:52 A Yes.

1 ROSENBERG, J.

11:00:20 2 Q Now, there is a function -- strike that.

11:00:22 3 There is an event that's part of Google  
11:00:27 4 culture which is called the -- a GPS conference; isn't  
11:00:30 5 that true?

11:00:31 6 A Yes.

11:00:31 7 Q And just -- could you identify for us what  
11:00:35 8 the -- what does "GPS" stand for?

11:00:37 9 A I believe it stands for Google Product  
11:00:39 10 Strategy.

11:00:40 11 Q And I take it, by virtue of your position,  
11:00:44 12 you would have -- you attended or attend almost all  
11:00:48 13 GPS meetings; is that correct?

11:00:53 14 A No.

11:00:55 15 Q Do you recall whether you attended a GPS  
11:00:58 16 meeting on the topic of Google Video that occurred in  
11:01:03 17 approximately May 2006?

11:01:05 18 MR. MANCINI: Objection; lacks foundation.

11:01:08 19 THE WITNESS: I believe I attended GPS  
11:01:12 20 meetings related to Google Video. I do not recall  
11:01:14 21 specific meetings, and I do not believe I attended all  
11:01:20 22 the meetings.

11:01:20 23 MR. BASKIN: Q. Well, do you recall  
11:01:23 24 attending a meeting, in and around the spring of 2006,  
11:01:26 25 where Mr. Chane made a presentation to the GPS

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1 ROSENBERG, J.

11:01:34 2 regarding Google Video?

11:01:36 3 MR. MANCINI: Objection to form; and  
11:01:37 4 objection; lacks foundation.

11:01:38 5 THE WITNESS: I recall being present when  
11:01:43 6 Peter Chane presented information on Google Video. I  
11:01:50 7 don't recall what meeting that was or when it was.

11:01:52 8 MR. BASKIN: Q. And do you recall a meeting  
11:01:53 9 where Mr. Chane did that, that Mr. Schmidt was also  
11:01:57 10 present?

11:01:59 11 A I --

11:01:59 12 MR. MANCINI: Objection to form; and  
11:02:01 13 objection; lacks foundation.

11:02:02 14 THE WITNESS: I don't keep track of which of  
11:02:03 15 the other executives are in these meetings. Eric is  
11:02:07 16 not always at the meetings, and I'm not always at the  
11:02:10 17 meetings.

11:02:10 18 MR. BASKIN: Q. The particular meeting where  
11:02:12 19 Mr. Chane addressed the -- the meeting, do you recall  
11:02:15 20 that Mr. Brin was present?

11:02:17 21 A No, I do not.

11:02:19 22 Q Now, as you sit here now, do you have any  
11:02:28 23 substantive recollection of the GPS meeting -- the  
11:02:35 24 subject of the GPS meeting in -- at which Mr. Chane  
11:02:41 25 addressed the GPS?

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