

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

	-X	
SELLIFY LLC,	:	
	:	
Plaintiff,	:	09 CV 10268 (JSR)
	:	ECF Case
- against -	:	
	:	
AMAZON.COM, INC.,	:	DECLARATION OF
	:	<u>ROBERT D. KAPLAN</u>
Defendant.	:	
	:	
	-X	

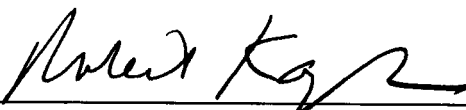
ROBERT D. KAPLAN declares, pursuant to 28 U.S.C. § 1746, as follows:

1. I am a member of the bar of this Court and a member of Friedman Kaplan Seiler & Adelman LLP, attorneys for defendant Amazon.com, Inc. (“Amazon”). I submit this declaration, in connection with Amazon’s motion for summary judgment, to place before the Court certain excerpts from the depositions taken in this case. The following are attached:

<u>Tab</u>	<u>Deponent</u>	<u>Position</u>
A	Anne Tarpey	Associates Operations Analyst at Amazon
B	Muneer Mirza	Software Development Manager at Amazon
C	Eric Hermann	Senior Manager of Worldwide Paid Search Traffic at Amazon
D	Christopher Maki	President of plaintiff Sellify LLC
E	Nathaniel Landau	Sellify’s expert witness

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

Executed on July 1, 2010.



 Robert D. Kaplan