

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**ALOFT MEDIA, LLC,**

**Plaintiff,**

**v.**

**YAHOO!, INC., et al.,**

**Defendants.**

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**Civil Action No. 6:08-cv-509**

**JURY TRIAL DEMANDED**

**EXHIBIT 9**

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ALOFT MEDIA, LLC,

Plaintiff,

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YAHOO!, INC., et al.,

Defendants.

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Civil Action No. 6:08-cv-509

JURY TRIAL DEMANDED

AFFIDAVIT

I, Dominic Kotab, agree to appear in Texas for deposition and trial, as necessary.

\_\_\_\_\_  
Dominic M. Kotab

May 20, 2009  
\_\_\_\_\_  
Date

State of California

County of Santa Clara

On May 20, 2009, before me,

April Skovmand, Notary Public appeared  
Dominic M. Kotab, proved to me on the  
basis of satisfactory evidence, to be the  
person whose name in subscribed to the  
within instrument and acknowledged to  
me that he executed the same in his  
authorized capacity, and that by his  
signature on the instrument the person or  
the entity upon behalf of which the  
person acted, executed the instrument. I  
certify under PENALTY OF PERJURY  
under the laws of the State of California  
that the forgoing paragraph is true and  
correct.



WITNESS my hand and official seal,

April Skovmand  
\_\_\_\_\_  
Signature of Notary