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THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GINA KIM, on behalf of a class consisting  
of herself and all other persons similarly  
situated,

Plaintiffs, and as to Ms.  
Kim, counterclaim  
defendant,

v.

COACH, INC., a Maryland corporation,  
and COACH SERVICES, INC., a  
Maryland corporation,

Defendants, and, as to  
Coach, Inc., counterclaim  
plaintiff.

No. 2:11-cv-00214-RSM

**DECLARATION OF PATRICK EAGAN  
IN SUPPORT OF COACH, INC.’S  
MOTION TO SEAL**

I, Patrick Eagan, declare as follows:

1. I am an attorney for Coach, Inc. (“Coach”) in the above-captioned lawsuit. I work in the Seattle office of DLA Piper LLP (US). I have personal knowledge of the facts set forth in this declaration, and, if called to do so, I can and would testify competently thereto.

2. Coach, Inc.’s Opposition to Special Motion to Strike (the “Opposition”) and the Declaration of John Macaluso (and attached exhibits) in Support of Defendant Coach, Inc.’s Opposition to Special Motion to Strike (the “Macaluso Declaration”) were prepared in connection with the Court’s consideration of plaintiffs Jay Carlson and Christopher Carney’s

1 Motion to Strike and for Sanctions Pursuant to Washington Anti-SLAPP Statute, RCW  
2 4.24.525 (Dkt. No. 9).

3 3. The Opposition and Macaluso Declaration contain information concerning  
4 Coach's efforts to monitor and enforce Coach's intellectual property rights on the internet.

5 4. The Opposition and Macaluso Declaration contain highly confidential business  
6 information concerning how Coach identifies counterfeit products, the public disclosure of  
7 which would enable counterfeiters to evade detection and which would harm Coach's business.  
8 Online sales of counterfeit products are a major problem for intellectual property holders such  
9 as Coach.

10 5. Online sales of counterfeit products also injure consumers, who believe that they  
11 are obtaining high-quality merchandise and instead receive poor-quality knockoffs. Thus, the  
12 public interest strongly supports permitting the Opposition and the Macaluso Declaration to be  
13 filed under seal.

14 I declare under penalty of perjury under the laws of the United States of America that  
15 the foregoing is true and correct.

16 Executed at Seattle, Washington, this 28th day of March, 2011.

17  
18 *s/ Patrick Eagan*  
Patrick Eagan, WSBA No. 42679

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on March 28, 2011, I electronically filed the foregoing with the  
3 Clerk of the Court using the CM/ECF System which will send notification of such filing to all  
4 counsel of record.

5 Dated this 28<sup>th</sup> day of March, 2011.

6 *s/Stellman Keehnel*  
7 \_\_\_\_\_  
8 Stellman Keehnel, WSBA No. 9309

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