

1 KEKER & VAN NEST, LLP
MICHAEL H. PAGE - #154913
2 710 Sansome Street
San Francisco, CA 94111-1704
3 Telephone: (415) 391-5400
Facsimile: (415) 397-7188

4 Attorneys for Defendants
5 GOOGLE INC., LYCOS, INC., IAC SEARCH & MEDIA, INC.,
and EARTHLINK INC.
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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 SANTA ANA DIVISION
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12 MARK MISHAK, dba INEEDATV.COM,

13 Plaintiff,

14 v.

15 GOOGLE, INC., AMERICAN ONLINE,
INC., NETSCAPE, INC., MICROSOFT
16 NETWORK, INC., ASK JEEVES, INC.
EXCITE, INC., WEBCRAWLER, INC.,
17 YAHOO, INC., CONVERSA, INC., LYCOS,
INC., HOTBOT INC., ALTAVISTA INC.,
18 CRAIGSLIST INC., RESPOND INC.,
INFOSEEK INC., YELLOW PAGES INC.,
19 PLANETSEARCH INC., PRONET INC.,
NORTHERNLIGHT INC., LUCKYSURF
20 INC., COMFIND INC., LIQUIDPRICE INC.,
EARTHLINK INC., DOES 1-100,
21

22 Defendants.
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Case No. CV07-8258 CAS (JCRx)

**DECLARATION OF HEATHER
WILBURN IN SUPPORT OF GOOGLE et
al.'s MOTION FOR RULE 11
SANCTIONS**

Judge: The Honorable Christina A. Snyder

Date Comp. Filed: December 20, 2007

25 I, HEATHER WILBURN, declare as follows:

- 26 1. I am employed as an AdWords Account Associate at Google Inc. ("Google"). I submit
27 this declaration in support of Google's Motion for Rule 11 Sanctions in the above-
28 captioned action. I make this declaration of my own personal knowledge except as to

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those matters stated on information and belief, and as to those matters, I believe them to be true. If called as a witness, I could and would competently testify as to the matters set forth herein.

2. At my direction, Google has conducted a search of its AdWords records. Google has no record of any advertiser having ever used "ineedatv" or "ineedatv.com," as a keyword.

3. At my direction, Google has also conducted a search of its TRAKKEN database. That database contains records of (among other things) all trademark-related complaints received by Google. Google has no record of ever having been contacted by Mark Mishak, Roger Agajanian, Ineedatv.com, or anyone else concerning ineedatv.com.

I declare the foregoing under penalty of perjury under the laws of the state of California.

Dated: 3/7/2008

By: 
HEATHER WILBURN
Declarant