

1 GILL SPERLEIN (172887)
 2 THE LAW FIRM OF GILL SPERLEIN
 3 584 Castro Street, Suite 849
 4 San Francisco, California 94114
 5 Telephone: (415) 487-1211 X32
 6 Facsimile: (415) 252-7747
 7 legal@titanmedia.com

8 Attorney for Plaintiff
 9 IO GROUP, INC.

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **SAN JOSE DIVISION**

<p>13 IO GROUP, INC., a California corporation,</p> <p>14 Plaintiff,</p> <p>15 vs.</p> <p>16 VEOH NETWORKS, Inc., a California Corporation,</p> <p>17 Defendant.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>11 C-06-03926 (HRL)</p> <p>12 SUPPLEMENTAL DECLARATION OF</p> <p>13 GILL SPERLEIN IN SUPPORT OF</p> <p>14 PLAINTIFF'S MOTION FOR</p> <p>15 SUMMARY JUDGMENT ON</p> <p>16 LIABILITY</p>
--	--	---

21 I, GILL SPERLEIN, declare:

- 22 1. I am an attorney at law licensed to practice in the State of California and attorney of
 23 record for Plaintiff Io Group, Inc.
 24
 25 2. Io Group previously submitted excerpted pages from various depositions in this
 26 matter.
 27
 28

1 3. At the Summary Judgment Motion hearing on September 4, 2007, the Court
2 informed Io Group, Inc. that some deposition pages references in Io's papers were not included in
3 earlier submissions and instructed Io to file this supplemental Declaration with the missing pages.

4 4. Attached hereto as **Exhibit A** is a true and correct copy of the relevant excerpted
5 pages of the deposition transcript of Defendant Veoh Network's Director of Product Development,
6 Joseph Papa, who testified on behalf of Defendant Veoh Networks, Inc. under F.R.C.P. 30(b)(6).
7 The excerpted deposition pages accurately reflect the questions asked and the answers given
8 during depositions which I took on May 21 and 22, 2007, in San Diego, California. Defendant's
9 deposition was reported by Nicole R. Harnish, RPR, CSR No. 13101.
10

11 5. Attached hereto as **Exhibit B** is a true and correct copy of the relevant excerpted
12 pages of the deposition transcript of Defendant Veoh Network's Chief Scientific Officer, Dr. Ted
13 Dunning ("Dunning"). The excerpted deposition pages accurately reflect the questions asked and
14 the answers given during the Dunning deposition which I took on March 16, 2007, in San Diego,
15 California. Dr. Dunning's deposition was reported by Rita Burgess, RPR, CSR No. 8374.
16

17 6. Attached hereto as **Exhibit C** is a true and correct copy of the relevant excerpted
18 pages of the deposition transcript of Defendant Veoh Network's Chief Executive Officer, Dmitry
19 Shapiro ("Shapiro") who testified on behalf of Veoh Networks under F.R.C.P. 30(b)(6). The
20 excerpted deposition pages accurately reflect the questions asked and the answers given during the
21 Shapiro deposition which I took on May 21, in San Diego, California. Mr. Shapiro's deposition
22 was reported by Nicole R. Harnish, RPR, CSR No. 13101.
23

24 7. Attached hereto as **Exhibit D** is a true and correct copy of the relevant excerpted
25 pages of the deposition transcript of Mr. John Styn ("Styn") a paid consultant of Defendant Veoh
26 Network. The excerpted deposition pages accurately reflect the questions asked and the answers
27
28

1 given during the Styn deposition which I took on May 31, in San Diego, California. Mr. Styn's
2 deposition was reported by Regina L. Garrison, RPR, CSR No. 12921.

3 8. Attached hereto as **Exhibit E** is a true and correct copy of the relevant excerpted
4 pages of the deposition transcript of Mr. Arthur Bilger ("Bilger"), who testified on behalf of
5 Shelter Capital Partners, LLC, under F.R.C.P. 30(b)(6). The excerpted deposition pages
6 accurately reflect the questions asked and the answers given during the Bilger deposition which I
7 took on June 5, 2007, in El Segundo, California. Mr. Bilger's deposition was reported by Chia
8 Mei Jui, RPR, CSR No. 3287.
9
10

11
12 Pursuant to the laws of the United States, I declare under penalty of perjury the
13 foregoing is true and correct.
14

15 Dated: *September 5, 2007*

/s/ Gill Sperlein

17 _____
18 GILL SPERLEIN,
19 Attorney for Plaintiff
20
21
22
23
24
25
26
27
28