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9 Attorneys for Plaintiffs
10 GROUPE CANAL+ S.A.,
11 CANAL+ TECHNOLOGIES, S.A. and
12 CANAL+ TECHNOLOGIES, INC.

13 UNITED STATES DISTRICT COURT
14
15 NORTHERN DISTRICT OF CALIFORNIA
16
17 SAN FRANCISCO DIVISION

18 GROUPE CANAL+ S.A., CANAL+
19 TECHNOLOGIES, S.A., CANAL+
20 TECHNOLOGIES, INC.,

21 Plaintiffs,

22 v.

23 NDS GROUP PLC, NDS AMERICAS, INC.,

24 Defendants.

) CASE NO.: C02-01178 VRW
)
) **DECLARATION OF JAMES A.**
) **DiBOISE IN SUPPORT OF**
) **MOTION FOR ORDER**
) **EXPEDITING DISCOVERY AND**
) **FOR PRESERVING DOCUMENTS**
) **AND THINGS**

) Date: Thursday, April 18
) Time: 2:00 p.m.
) Place: Courtroom 6, 17th Floor
)
)
)

25 I, James A. DiBoise, declare as follows:

26 (1) I am a member of the law firm Wilson Sonsini Goodrich & Rosati, 650 Page Mill
27 Road, Palo Alto, CA 94304, attorneys for plaintiffs in this lawsuit. I make each of the following
28 statements based on my personal knowledge, except where indicated, and if called I would
testify to the truth of each of the following statements:

1 (2) Attached as Exhibit A is a true and correct copy of an email I sent to Patrick Lynch
2 and David Eberhart on April 4, 2002.

3 (3) Attached as Exhibit B is a true and correct copy of an email I received from Patrick
4 Lynch on April 8, 2002.

5 (4) As indicated by Oliver Kömmerling in paragraph 4 of his declaration, I am informed
6 and believe that Reuven Hasak, David Mordinson, Chaim Shen Orr, John Norris, Zvi Shkedy,
7 Reuven Elbaum, and Ray Adams were all present at meetings this week at News Corporation
8 headquarters in New York City at 1211 Avenue of the Americas.
9

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

12 Executed on April 10, 2002 at Los Angeles, California.

13
14 /s/James A. DiBoise
15 James A. DiBoise
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