

# Exhibit 1

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FAYETTEVILLE DIVISION

CURTIS J. NEELEY JR.,

PLAINTIFF

VS.

NAMEMEDIA, INC., NETWORK  
SOLUTIONS, INC., GOOGLE INC.

DEFENDANT

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. 09-5151

**DECLARATION OF CHRISTINE LOK IN SUPPORT OF GOOGLE'S MOTION FOR  
SUMMARY JUDGMENT**

I, Christine Lok, declare as follows:

1. I am a litigation paralegal in Google's legal department. Unless otherwise indicated, the matters set forth herein are personally known to me, and if called upon I can and will testify thereto.
2. Our department has reviewed Google's records of transactions between Google and NameMedia, and in particular Google's records of NameMedia's participation in Google's AdSense for Domains program. NameMedia's first AdSense for Domains contracts with Google have an effective date of March 1, 2007. Prior to that, the only contract between NameMedia and Google was a Nondisclosure Agreement with an effective date of November 1, 2006. We do not have any records showing that NameMedia was an AdSense for Domains customer (or "partner") prior to March 1, 2007.

3. True and correct copies of the aforementioned agreements are attached hereto as Exhibits A through C.
4. We do not have any records showing that Google had a business relationship with NameMedia prior to November, 2006.
5. Attached hereto as Exhibit D is a spreadsheet prepared by Google's AdSense personnel summarizing all click traffic generated by AdSense for Domains advertisements appearing on either eartheye.com or sleepspot.com.
6. Google's trademark policies provide a simple mechanism whereby any trademark holder may request that Google not serve advertisements to particular domains. Upon such requests, Google places such domain names on a "fail list," which prevents their use in the AdSense for Domains program. In response to Mr. Neeley's lawsuit, Google has placed both eartheye.com and sleepspot.com on its fail list, and does not serve ads to either domain.

I declare under penalty of perjury that the foregoing is true. Executed this 26<sup>th</sup> day of January at Mountain View, California.

  
Christine Lok