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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA,

Case No. 13-cv-00133 EMC

Plaintiff,

v.

BAZAARVOICE, INC.

Defendant.

**DECLARATION OF ADAM SEVERT IN SUPPORT OF STIPULATED
REQUEST FOR ORDER CHANGING TIME**

I, Adam Severt, am a member in good standing of the bar of the state of Maryland, am employed by the Department of Justice, Antitrust Division, and represent the United States on this case.

1. The United States believes accelerating the briefing and hearing schedule for the United States’ Motion to Modify the Case Management Order to Set Number of Fact Witnesses at Trial (“Motion to Modify”) is necessary because the United States will be forced in the near future to begin preparing for trial, which includes taking discovery and preparing examinations for the more than one hundred fact witnesses currently on Defendant’s preliminary witness list. Under a traditional briefing schedule the Defendant would receive 14 days to file its Opposition and then the United States would get another 7 days to file its Reply, followed by a hearing and, even if the Court ruled in favor of the United States at the hearing, some number of days to allow Defendant to pare down its list of preliminary fact witnesses. The United States believes that by the time the Defendant was required to submit a more reasonable preliminary fact witness list, it would be merely days away from the required submission of final witness lists on August 6, providing the United States with little relief. Should the United States prevail on the Motion to Modify with an accelerated briefing and hearing schedule, the United States believes it would

1 prevent tremendous wasteful and counterproductive use of resources in preparing for those
2 witnesses eliminated from Defendant’s witness list.

3 2. No previous time modifications have been made in this case.

4 3. The proposed time modification will not delay the litigation of this case, and the
5 United States believes the proposed time modification may in fact reduce the likelihood that the
6 scheduled September 10, 2013 trial date will be delayed.

7 I declare under penalty of perjury that the foregoing is true and correct.

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Respectfully submitted,

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Dated: June 26, 2013

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By: _____/s/
Adam T. Severt (MD Bar – No numbers assigned)
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Antitrust Division
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Attorney for Plaintiff
United States of America

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