

OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
Northern District of California

CIVIL MINUTES

Date: September 24, 2013 **Time:** 5 hrs, 15 mins **Judge:** WILLIAM H. ORRICK
8:00 a.m. to 1:15 p.m.

Case No.: [13-cv-00133-WHO](#) **Case Name:** United States Of America v. Bazaarvoice, Inc.

Attorneys for Plaintiff: Peter Huston, Michael Bonanno, Adam Severt, Lisa Scanlon, Robert Lepore, Aaron Hoag, and David Gelfand

Attorneys for Defendant: Jonathan Jacobson, Dylan Liddiard, Chul Pak, Andrea Murino, Scott, Sher, Boris Feldman, and Dominique Alepin

Deputy Clerk: Jean Davis

Court Reporters: Jo Ann Bryce and Kathy Sullivan

PROCEEDINGS

Second day of bench trial, Tuesday, September 24, 2013

8:00 a.m. Court in session
Exhibits GX0750 and GX0413 admitted without objection
Government direct examination of witness **Brett Hurt** continues (Peter Huston)
Exhibit GX0418 identified - deemed admitted per prior stipulation of parties
Exhibit GX0424 identified - deemed admitted per prior stipulation of parties
Exhibit GX0422 identified - deemed admitted per prior stipulation of parties
Exhibit GX1148 identified (not a stipulated exhibit)
Exhibit GX0321 identified - deemed admitted per prior stipulation of parties

8:41 a.m. Defense cross examination of witness Brett Hurt (Boris Feldman)
Witness background information used as aid in questioning only (not treated as an exhibit)
Exhibit GX0419 identified - deemed admitted per prior stipulation of parties

9:26 a.m. Court in recess

9:37 a.m. Court in session
Defense cross examination of witness Brett Hurt continues (Boris Feldman)
Exhibit GX0414 admitted without objection

9:51 a.m. Exhibit DX0269 admitted without objection
Government redirect (Peter Huston)

10:08 a.m. Exhibit GX0410 identified - deemed admitted per prior stipulation of parties
Document reviewed with witness; document not marked as an exhibit. Government requests that document be marked and entered into evidence; Defense objection raised on the basis of hearsay; Government withdraws exhibit

10:15 a.m. Defense follow up (Boris Feldman)

10:15 a.m. Court queries witness

10:18 a.m. Witness excused

10:19 a.m. Witness **Anastasiya Levin** sworn; direct examination by Government (Peter Huston)
Exhibit GX1207 identified (not a stipulated exhibit)
Exhibit GX0044 admitted without objection
Exhibit GX1198 admitted without objection (Defendant reserves the right to raise confidentiality concerns as to certain portions of the document)

11:06 a.m. Court in recess

11:17 a.m. Court in session
Defense cross examination of witness Anastasiya Levin

11:36 a.m. Government redirect
Government confirms admission of Exhibit GX1198, agrees to confer with Defense as to any necessary redaction

11:42 a.m. Witness excused

11:44 a.m. Witness **Pehr Luedtke** sworn; direct examination by Government (Michael Bonnano)
Exhibit GX0253 identified - deemed admitted per prior stipulation of parties
Exhibit GX0090 identified (deposition transcript)
Exhibit GX0254 - deemed admitted per prior stipulation of parties
Excerpt of witness's video deposition testimony presented
Exhibit GX0955 - deemed admitted per prior stipulation of parties
Exhibit GX0255 - deemed admitted per prior stipulation of parties
Document not marked as an exhibit provided to witness as an aid to memory
Exhibit GX0241 - deemed admitted per prior stipulation of parties

12:49 p.m. Defense cross examination of witness Pehr Luedtke
Witness background information used as aid in questioning only (not treated as an exhibit)
Exhibit DX0092 identified - deemed admitted per prior stipulation of parties
Exhibit DX1865 admitted without objection
Exhibit GX0519 identified - deemed admitted per prior stipulation of parties
Exhibit GX0324 identified - deemed admitted per prior stipulation of parties

1:15 p.m. Court in recess
Trial to resume Wednesday, September 25, 2013 at 8:00 a.m.