

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

CIVIL MINUTES

Date: September 30, 2013 **Time:** 5 hrs, 16 mins **Judge:** WILLIAM H. ORRICK
8:00 a.m. to 1:16 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, Robert Lepore, Aaron Hoag, and David Gelfand

Attorneys for Defendant: Jonathan Jacobson, Dylan Liddiard, Chul Pak, Andrea Murino, Scott Sher, Dominique Alepin, Daniel P. Weick, Boris Feldman, and Franklin M. Rubenstein

Deputy Clerk: Jean Davis **Court Reporters:** Jo Ann Bryce and Kathy Sullivan

PROCEEDINGS

Fifth day of bench trial, Monday, September 30, 2013

8:00 a.m. Court in session
Court addresses parties; in camera review of video depositions completed; time for government: 59 minutes, time for defense: 52 minutes

8:01 a.m. Exhibit DX1195 admitted, without objection.

8:03 a.m. Witness **Steven Reed Collins** sworn; Government direct examination (Peter Huston)
Exhibit GX0302 identified (not a stipulated exhibit)
Exhibit GX0838 identified - deemed admitted per prior stipulation of parties
Exhibit GX0687 identified (not a stipulated exhibit) - offered into evidence; Defense objection as to hearsay overruled but noted by the Court and will be considered in evaluation of the evidence.
Exhibit GX1223 identified (not a stipulated exhibit)
Exhibit GX1222 identified (not a stipulated exhibit)
Exhibit GX0004 identified - deemed admitted per prior stipulation of parties
Exhibit GX0332 identified - deemed admitted per prior stipulation of parties
Exhibit GX1225 identified (not a stipulated exhibit)
Exhibit GX0352 (redacted) identified (not a stipulated exhibit)

8:46 a.m. Defense cross examination of witness Steven Reed Collins (Chul Pak)
Witness background information used as aid to questioning (not offered as an exhibit)
Exhibit DX01378 identified - deemed admitted per prior stipulation of parties

9:29 a.m. Court in recess

9:42 a.m. Court in session; Defense cross examination of Steven Reed Collins continues (Chul Pak)
Exhibit DX1818 identified - deemed admitted per prior stipulation of parties
Exhibit DX0574 identified - deemed admitted per prior stipulation of parties
Exhibit DX0649 identified - deemed admitted per prior stipulation of parties
Exhibit DX1855 identified (not a stipulated exhibit)
Exhibit DX1882 identified (not a stipulated exhibit)
Exhibit GX1870 identified but not displayed in open court due to confidentiality concerns (not a stipulated exhibit)

10:38 a.m. Government moves to admit Exhibits GX0302, GX1222, GX1223, and GX1225; admitted;
Defense does not object but notes that materials contain hearsay
Defense moves to admit Exhibits DX1818, DX0574, DX0649, DX1855, DX1882, and DX1870; admitted without objection

10:46 a.m. Government redirect of witness Steven Reed Collins (Peter Huston)
GX1216 identified (not a stipulated exhibit)
GX1181 identified (not a stipulated exhibit)

11:19 a.m. Court in recess

11:30 a.m. Court in session
Government redirect of witness Steven Reed Collins continues (Peter Huston)
GX0928 identified (not a stipulated exhibit)

11:45 a.m. Defense follow up (Chul Pak)

11:46 a.m. Witness excused

11:47 a.m. Witness **Dr. Carl Shapiro** sworn; Government direct examination (Aaron Hoag)
Background reviewed; witness offered as an expert in the field of economics; no objection
GX1038 identified (not a stipulated exhibit)
GX1074 identified (not a stipulated exhibit)
GX1062 identified - deemed admitted per prior stipulation of parties
GX1063 identified - deemed admitted per prior stipulation of parties
GX1181 and GX1216 admitted without objection

1:16 p.m. Court in recess
Trial to resume Tuesday, October 1, 2013 at 8:00 a.m.