

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): THE LUTI LAW FIRM Anthony N. Luti (Ca. Bar No. 207852) 6255 Sunset Blvd., Suite 714 Hollywood, CA 90028 TELEPHONE NO.: 323.960.2600 FAX NO. (Optional): 323.417.5049 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff Calvin Chang	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Sacramento STREET ADDRESS: 720 Ninth Street MAILING ADDRESS: Same CITY AND ZIP CODE: Sacramento, CA 95814 BRANCH NAME:	
PLAINTIFF/PETITIONER: Calvin Chang DEFENDANT/RESPONDENT: Regents of University of California	
DEPOSITION SUBPOENA FOR PRODUCTION OF BUSINESS RECORDS	CASE NUMBER: 34-2009-00033484-CU-OE-GDS

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):
 Custodian of Records, Google, Inc., 2730 GATEWAY OAKS DR STE 100, SACRAMENTO, CA 95833

1. YOU ARE ORDERED TO PRODUCE THE BUSINESS RECORDS described in item 3, as follows:

To (name of deposition officer): **Anthony Luti, The Luti Law Firm** At (time): **10:00 am**
 On (date): **August 14, 2009**
 Location (address): **6255 Sunset Blvd., Suite 714, Hollywood, CA 90028**


Do not release the requested records to the deposition officer prior to the date and time stated above.

- a. by delivering a true, legible, and durable copy of the business records described in item 3, enclosed in a sealed inner wrapper with the title and number of the action, name of witness, and date of subpoena clearly written on it. The inner wrapper shall then be enclosed in an outer envelope or wrapper, sealed, and mailed to the deposition officer at the address in item 1.
- b. by delivering a true, legible, and durable copy of the business records described in item 3 to the deposition officer at the witness's address, on receipt of payment in cash or by check of the reasonable costs of preparing the copy, as determined under Evidence Code section 1563(b).
- c. by making the original business records described in item 3 available for inspection at your business address by the attorney's representative and permitting copying at your business address under reasonable conditions during normal business hours.
2. *The records are to be produced by the date and time shown in item 1 (but not sooner than 20 days after the issuance of the deposition subpoena, or 15 days after service, whichever date is later). Reasonable costs of locating records, making them available or copying them, and postage, if any, are recoverable as set forth in Evidence Code section 1563(b). The records shall be accompanied by an affidavit of the custodian or other qualified witness pursuant to Evidence Code section 1561.*
3. **The records to be produced are described as follows:**
 Please see Attachment 3
- Continued on Attachment 3.
4. **IF YOU HAVE BEEN SERVED WITH THIS SUBPOENA AS A CUSTODIAN OF CONSUMER OR EMPLOYEE RECORDS UNDER CODE OF CIVIL PROCEDURE SECTION 1985.3 OR 1985.6 AND A MOTION TO QUASH OR AN OBJECTION HAS BEEN SERVED ON YOU, A COURT ORDER OR AGREEMENT OF THE PARTIES, WITNESSES, AND CONSUMER OR EMPLOYEE AFFECTED MUST BE OBTAINED BEFORE YOU ARE REQUIRED TO PRODUCE CONSUMER OR EMPLOYEE RECORDS.**

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: **July 17, 2009**
Anthony N. Luti

(TYPE OR PRINT NAME)


 (SIGNATURE OF PERSON ISSUING SUBPOENA)

Attorney for Plaintiff

(Proof of service on reverse)

(TITLE)

Page 1 of 2

ATTACHMENT 3

DEPOSITION SUBPOENA FOR PRODUCTION OF BUSINESS RECORDS

1. As used herein, "you," "your," and "yours," shall refer to the Custodian of the Records of Google, Inc.
2. As used herein, "the lawsuit" shall mean Case No. 34-2009-00033484-CU-OE-GDS, pending in the Sacramento County Superior Court, styled *Calvin Chang v. The Regents Of The University of California, et al.*
3. As used herein, the term "documents" is used in the broadest sense of that term and includes, in addition to the material specifically designated hereafter, the original and all non-identical copies, whether different from the original by reason of notations made on such copies or otherwise, and all drafts of: letters, telegrams, memoranda, reports of telephone conversations, ledgers, journals, invoices, bills, sales orders, call reports, financial and business records, receipts, contracts, reports, studies, calendar entries, diary entries, maps, pamphlets, notes, charts, forms, tabulations, analyses, statistical or informational accumulations, summaries or abstracts, any kind of records of meetings or conversations, firm impressions, sound or mechanical reproductions, rules, regulations, opinions, orders, interpretations, exceptions, position papers, guidelines, publications, instructions, transparencies, handbooks, manuals, operating procedures, appointment calendars, call slips, file jackets, course materials, training materials, minutes, testimony, press releases, speeches, surveys, graphs, statistics, tables, printed or typewritten forms, (whether of visits, telephone calls, or otherwise) indices, agreements, cancelled checks, correspondence, memos, telephone message slips, sketches, notes of conversations, and all other written, printed, typed or other reported matter (including electronic or magnetic recordings), photographs, or other data compilations in which information can be obtained, which are in the possession, custody, or control of you, your attorneys, agents, physicians, directors, officers, partners, affiliates, subsidiaries, servants, or employees.
4. "Opposing attorney" shall mean The Luti Law Firm, 6255 Sunset Blvd., Suite 714, Hollywood, CA 90028.
5. As used herein, "or" and "and" shall mean and/or.
6. As used herein, the singular shall include the plural, and the plural the singular, whenever the effect of doing so is to increase the information responsive to the request for information.
7. "Plaintiff" shall mean Calvin Chang.
8. "Defendant" shall mean The Regents of The University Of California.

DOCUMENTS TO BE PRODUCED

You are hereby requested to produce the following documents and tangible things which are non-privileged and in your possession, custody, or control or in the custody, possession or control of your attorneys, officers, directors, employees, accountants, agents, servants, subsidiaries, affiliates, and other representatives:

REQUEST FOR PRODUCTION NO. 1

Subscriber, Poster, or Member information and details from the Web Log (BLOG) account THE PEOPLE'S VANGUARD OF DAVIS (<http://davisvanguard.blogspot.com/>) for the individual or individuals using or who used the identity/identities of:

MACK CUCHILLO

(Mack Chuchillo)

including but not limited to postings on or about the following date/time(s) (Pacific Time):

2/4/2009 2:08 PM

2/4/2009 3:02 PM

including, but not limited to: first name, last name, zip code, and email address entered when registering the account and also any and all records pertaining to user login information including, but not limited to: all remote IP addresses with corresponding dates and times logged by your system on each occurrence of the account being accessed, and remote IP address, date and time logged by your system when the account was created and all other information pertaining to the account in the custody of Google, Inc. and/or Blogger.com.

REQUEST FOR PRODUCTION NO. 2

Subscriber, Poster, or Member information and details from the Web Log (BLOG) account THE PEOPLE'S VANGUARD OF DAVIS (<http://davisvanguard.blogspot.com/>) for the individual or individuals using or who used an "Anonymous" identity/identities and posted on the following date/times (Pacific Time):

2/4/2009 9:17 AM

2/4/2009 12:21 PM

2/4/2009 1:22 PM

2/5/2009 8:49 AM

2/5/2009 11:03 PM

including, but not limited to: (if in your possession) first name, last name, zip code, and email address entered when registering the account and also any and all records pertaining to user login information including, but not limited to: all remote IP addresses with corresponding dates and times logged by your system on each occurrence of the account being accessed relating to the above date/times(s), and remote IP address, date and time logged by your system when the account was created and all other information pertaining to the account in the custody of Google, Inc. and/or Blogger.com.