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24 Attorneys for Defendants Page Mill Properties, LLC, David A. Taran,
25 Woodland Park Management LLC f/k/a Page Mill Management, LLC,
26 1643 Woodland, LLC, 1703 Woodland, LLC, 1807 Woodland Ave, LLC,
27 1823 Woodland Ave, LLC, 1835 Woodland Ave, LLC, 1839 Woodland, LLC,
28 1851 Woodland Ave, LLC, 1859 Woodland Ave, LLC, 2020 Dumbarton, LLC,
1848 Clarke, LLC, 1986 Euclid, LLC, 2036 Euclid, LLC, 2040 Euclid, LLC,
1995 Manhattan, LLC, 655 Scofield, LLC, 1909 Cooley, LLC, and 504 O'Connor, LLC

E-FILED
SAN MATEO COUNTY

08/18/2009

Clerk of the Superior Court
By U. FINAU
DEPUTY CLERK

18 SUPERIOR COURT - STATE OF CALIFORNIA

19 COUNTY OF SAN MATEO - UNLIMITED CIVIL JURISDICTION

20 Eric Oberle, Shery Scott, Matthew) CASE NO. CIV 478796
21 Fremont, and Natan BenYonatan et al.,)
22) CLASS ACTION
23 Plaintiffs,)
24)
25 v.) DECLARATION OF DAVID
26) TARAN IN SUPPORT OF
27 Page Mill Properties, LLC, David A. Taran,) DEFENDANTS' MOTION TO FILE
28 James E. Thompson, Page Mill Management,) CERTAIN DOCUMENTS UNDER
LLC, Woodland Park Management, LLC, 1643) SEAL
Woodland, LLC, 1703 Woodland, LLC, 1807) (Verification via facsimile)
Woodland Ave, LLC, 1823 Woodland Ave,)

1 operated by various Defendants, and local tenant advocacy groups. These business operations
2 have also been the subject of a number of articles critical of Defendants' operations, both online
3 and in local newspapers. The attacks, and attempts to limit Defendants' business operations have
4 gone so far as to call on Defendants' individual investors (naming them by name) to withdraw
5 their funding and involvement in Defendants' operations. While I cannot say with certainty that
6 further efforts would result from the release of my deposition testimony, I can say that due to the
7 nature of information I provided at deposition, It would be substantially easier for any party
8 seeking to harm or curb Defendants' operations to succeed at doing so were my testimony to be
9 released to the public.

10 4. Additionally, I have been made aware that the parties to this action seek to file, or
11 have filed, the following categories of Defendants' records with the Court in this action: balance
12 sheets and income statements, loan agreements, organizational charts of Defendants' corporate
13 structure, LLC agreements, assignment agreements among Defendants', property management
14 agreements and a description of an employee incentive program. These are not records which
15 Defendants would ordinarily release to third parties, and have only done so in this case because
16 of the existence of a protective order. These records are not even made available to the majority
17 of Defendants' employees. To the extent that such information concerning the specific details of
18 Defendants' business operations is provided to Defendants' employees, it is only done so after
19 such employees have signed a confidentiality agreement. This is because they contain financially
20 sensitive information about Defendants' business operations, corporate structure, financial status
21 and individual investors and associates of Defendants. These operations and structure are the
22 result of considerable financial investment on the part of Defendants, and which Defendants were
23 assisted in formulating by their prior attorneys at Heller Ehrman.

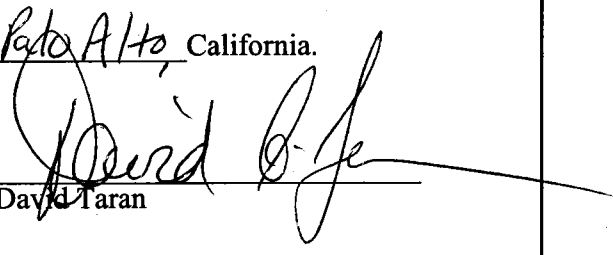
24 5. I would not authorize the release of the above -described records to anyone
25 outside a small group of individuals intimately involved with defendants' operations absent a
26 court order compelling me to do so. This is because the release of these records to any other
27 parties would make it easier for competitors to freely benefit from, and utilize the information,
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strategies and structure contained therein. As noted above, Defendants have made substantial financial investment to develop this information, strategy and structure. I would also not want to release the above-described records to third parties because it would make it substantially easier for third parties seeking to limit Defendants' operations to do so as the records contain, among other financially sensitive information, specific detail as to the names of parties involved with Defendants' operations, the sources of funding for Defendants' operations and financial status of a number of Defendant LLCs.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this date at Palo Alto, California.

Dated: August 17, 2009



David Taran