

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF STETSON**

OVER-ARMOR, INC., a California corporation,

Plaintiff,

v.

COALITION AGAINST FOOTBALL CORRUPTION, INC., a Stetson corporation, and NELLIE KICKWOOD, individually,

Defendants.

Case No. 14-cv-1311-EKN-EJB

DECLARATION OF GISELE MAVERY

My name is Gisele Mavery. I am over eighteen years of age, of sound mind, and competent in all respects to make this declaration. The facts stated herein are within my personal knowledge and are true and correct. I am providing this declaration for use in the above-captioned matter, at the request of Nellie Kickwood. If called upon to do so, I could and would testify competently as to the matters set forth below.

1. I am the Office Manager at the Web Archive, located in Manasota, Stetson.
2. The Web Archive is a website that provides access to a digital library of Internet sites and other cultural artifacts in digital form. Like a typical library, we provide free access to researchers, historians, scholars and the general public. The Internet Archive has partnered with and receives support from various institutions, including the Library of Congress.
3. The Web Archive has created a service known as the Farback Machine. The Farback Machine makes it possible to surf billions of pages stored in the Web Archive's actual internet-based web archive. Visitors to the Farback Machine can search archives by

URL (i.e., a website address). If archived records are available for a particular URL, the visitor can then select from a list of available dates. When the visitor selects a date, then the visitor clicks the link and can then surf the archived version of the Website. If a visitor clicks on a link of an archived page, then the Farback Machine will serve the archived file with the closest available date to the page upon which the link appeared and was clicked. The visitor can surf the Website and click on links that point to other archived files.

4. The archived data made viewable and browseable by the Farback Machine is compiled using software programs known as crawlers, which surf the Web and automatically store copies of web files, preserving these files as they exist at the point of time of capture. There are occasions, however, when the captured data might reflect a date or time stamp that is inaccurate because of the various time zones from which the Web Archive servers operate. This is rare, but it happens on occasion.
5. The Web Archive assigns a URL on its site to the archived files in the format `http://web.archive.org/web/[year in yyyy][month in mm][day in dd][time code in hhmmss]/[Archived URL]`. Accordingly, the Web Archive URL `http://web.archive.org/web/20141109035355/http://www.facebook.com/JimmyB` would be the URL for the record of the Facebook page for the user Jimmy B archived on November 9, 2014, at 3:53 a.m. and 55 seconds. A web browser may be set such that a printout from it will display the URL of a web page in the printout's footer.
6. Attached as Exhibit A hereto is a true and accurate copy of the printout of the Web Archive's records of the Facebook page for Jimmy B on November 9, 2014, at 3:35 a.m. and 55 seconds. The URL identified in paragraph 5 above was removed from

the printout, but I personally verified the accuracy of the attached Exhibit A.

7. I have not received any payment or other consideration in exchange for this declaration.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Gisele Mavery
Gisele Mavery

9/8/15
Date



Jimmy B

November 9, 2014 at 3:35 AM

California Roll . . . w'sup homies

Like · Comment · Share



12 likes this.



Suz Fo' sho! And when I hand you that #%\$ and I ask if you can roll?

November 10, 2014 at 3:39 AM · Like · 419



KickOverArmorA\$\$ Cowgirl wanna roll with a winner . . .

November 10, 2014 at 3:42 AM · Like · 45



Suz ;)

November 10, 2014 at 3:52 AM · Like · 21

Write a comment...

EXHIBIT A