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10 UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13	ROBERT JACOBSEN, an individual,)	No. C06-1905-JSW
14)	
14	Plaintiff,)	PLAINTIFF'S SECOND UPDATE TO
15)	CERTIFICATE OF INTERESTED
15	v.)	PERSONS OR ENTITIES
16)	
16	MATTHEW KATZER, an individual, and)	Courtroom: 2, 17th Floor
17	KAMIND ASSOCIATES, INC., an Oregon)	Judge: Hon. Jeffrey S. White
17	corporation, dba KAM Industries,)	
18)	
18	Defendants.)	
19)	
20)	

21 Plaintiff submits this Updated Certificate of Interested Persons or Entities, per Civil L.R. 3-
22 16 and this Court's Order Setting Case Management Conference And Requiring Joint Case
23 Management Conference Statement [Dkt # 10].

24 As noted in Plaintiff's earlier filing [Dkt # 109], the JMRI Project is using the original
25 Artistic License, and may also adopt the GPL v.2 license. Defendants seek a ruling that impacts
26 the enforceability of the JMRI Project's license, and which would also impact other projects using
27 the Artistic License. Plaintiff has identified more than 1300 projects using the Artistic License at
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1 SourceForge, one site hosting open source projects. These projects may be viewed through
2 SourceForge's website.¹ The top 300 projects, one of which has more than 1 million downloads,
3 are included as Ex. A. Nearly 600 additional projects use Artistic License at FreshMeat, another
4 site hosting open source projects. These projects may be viewed through FreshMeat's website.²
5 The top 25 projects are included as Ex. B. Perl, open source software widely used in websites and
6 applications, including the PACER document system, uses the Artistic License as well as the GNU
7 General Public License (GPL). The Perl listed at the top of FreshMeat's list is one of many
8 distribution channels for Perl. Plaintiff believes there are other significant open source software
9 projects using the Artistic License, and will identify them as he becomes aware of them.

10 Plaintiff again notes that, given Defendants' Initial Disclosures, Defendants may name
11 University of California, Berkeley, Lawrence Berkeley National Laboratory, or the U.S.
12 Department of Energy.

13 Thus per the Local Rule and the Court's order, Plaintiff respectfully brings these matters to
14 the Court's attention to evaluate for disqualification or recusal.

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16 DATED: January 22, 2007

17 By _____ /s/
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27 ¹ http://sourceforge.net/softwaremap/trove_list.php?stquery=&sort=num_downloads&sortdir=desc&form_cat=17 (last
28 visited Jan. 22, 2007).

² <http://freshmeat.net/browse/17> (last visited Jan. 22, 2007).