

EXHIBIT

NON-DISCLOSURE DECLARATION

I, \_\_\_\_\_, declare under penalty of perjury,  
the following:

I reside at \_\_\_\_\_ in the City/County of  
\_\_\_\_\_ and State of \_\_\_\_\_;

I have read the annexed Stipulation and Protective Order, dated \_\_\_\_\_,  
2013, in the bankruptcy proceeding captioned *In re Atari, Inc., et al.* Case No. 13-10176 (JMP),  
which is pending in the United States Bankruptcy Court for the Southern District of New York;

I am fully familiar with the Stipulation and Protective Order and I agree to be  
bound by its terms and abide by all limitations imposed thereby on the use and treatment of  
Confidential and Highly Confidential Discovery Materials as if I were a party thereto;

I will not divulge to persons other than those specifically authorized by the  
Stipulation and Protective Order, and will not copy or use, except solely for the purpose of this  
litigation, any information designated as Confidential or Highly Confidential; and

I consent to the jurisdiction of the United States Bankruptcy Court for the  
Southern District of New York

I declare under penalty of perjury under the laws of the United States that the  
foregoing is true and correct.

Dated: \_\_\_\_\_