

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA  
PHILADELPHIA

CARL EVANS, DONALD SPENCER, VALERIE SPENCER, CINDY CARTER,  
individuals, on Behalf of themselves and for the Benefit of all with the Common or  
General Interests, Any Persons Injured, and All Others Similarly Situated,

CIVIL DIVISION  
No. 10-cv-1679

Plaintiffs,

v.

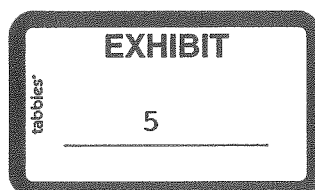
LINDEN RESEARCH, INC., a corporation,  
and PHILIP ROSEDALE, an individual,

Defendants.

DECLARATION OF CARL EVANS

I, Carl Evans, declare as follows:

1. I am an adult individual and reside at 734 West Moyamensing Avenue, Philadelphia, PA 19148, which is in the Eastern District of Pennsylvania.
2. I have created multiple accounts in Second Life, which is operated by Linden Research, Inc. ("Linden").
3. I created an account with Linden, which I named Allen10aya.
4. This account was wrongfully confiscated from me by Linden.
5. In this account, Linden confiscated virtual items and U.S. currency owned by me.
6. This account was created when the original terms of service were in place that included the arbitration provision that was deemed unconscionable.
7. I never agreed to abide by the current terms of service on this account.



8. The property I owned, which was confiscated by Linden, has never been returned to me. The items and money I owned has never been transferred by Linden to any other account where I have access to them.

9. Linden's latest terms of service claims to strip me of ownership to my virtual items. I never agreed to invest my money with Linden under those terms, nor would I have. I do not agree to be stripped of my ownership.

10. I do not understand how Linden can claim that new terms apply to items and money they took from me and refused to give back. I have never believed that any new terms could possibly apply retroactively to my account holding my money, items and land.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 7, 2010.

  
Carl Evans