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MERKLE SIEGEL &
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THE HONORABLE FRED VAN
SICKLE

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON
AT RICHLAND

James S. Gordon, Jr.,
Plaintiff,
v.
Impulse Marketing Group, Inc.,
Defendant
Impulse Marketing Group, Inc.,
Third-Party Plaintiff,
v.
Bonnie F. Gordon, Jamila Gordon,
James Gordon III, and Jonathan
Gordon,
Third-Party Defendants

NO. CV-04-5125-FVS

DECLARATION OF ROBERT J. SIEGEL
IN SUPPORT OF PLAINTIFF'S
MOTION FOR LEAVE TO FILE FIRST
AMENDED COMPLAINT

**[NOTED FOR HEARING WITHOUT
ORAL ARGUMENT ON MAY 1,
2006]**

[Jury Trial Demanded]

I, Robert J. Siegel state and declare as follows:

1. I am counsel of record for Plaintiff James S. Gordon, Jr. in this matter.
2. Attached hereto as **Exhibit "A"** is a true and correct copy of the unreported decision by the US District Court, WD Washington in Microsoft v. JDO Media, Inc., et al, No. C04-0515P, Aug. 1, 2005.



1 I declare under penalty of perjury under the laws of the State of Washington that the
2 foregoing is true and correct.

3
4 SIGNED this 29th day of March, 2006, at Seattle, Washington.

5 **MERKLE SIEGEL & FRIEDRICHSEN, P.C.**



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7 ROBERT J. SIEGEL, WSBA #17312
8 Attorney for Plaintiff

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Certificate of Service

I hereby certify that on March 29, 2006, I filed this affidavit with this Court via approved electronic filing, and served the following:

Attorneys for Defendants: Peter J. Glantz, Sean A. Moynihan, Floyd E. Ivey,

Third Party Defendants: Jamila Gordon, Bonnie Gordon, James Gordon III,

Jonathan Gordon, Emily Abbey, and Robert Pritchett by other means.

/S/ Robert J. Siegel
ROBERT J. SIEGEL, WSBA #17312
Attorney for Plaintiff