

The Honorable John C. Coughenour

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8 **UNITED STATES DISTRICT COURT**
9 **WESTERN DISTRICT OF WASHINGTON**
10 **AT SEATTLE**

11 JAMES S. GORDON, Jr., a married
12 individual, d/b/a 'GORDONWORKS.COM';
13 OMNI INNOVATIONS, LLC., a
14 Washington limited liability company,

15 Plaintiffs,

16 v.

17 VIRTUMUNDO, INC, a Delaware
18 corporation d/b/a
19 ADKNOWLEDGEMAIL.COM;
20 ADKNOWLEDGE, INC., a Delaware
21 corporation, d/b/a
22 ADKNOWLEDGEMAIL.COM; SCOTT
23 LYNN, an individual; and JOHN DOES,
24 1-X,

25 Defendants.

NO. CV06-0204JCC

**DECLARATION OF MICHAEL
GEROE IN SUPPORT OF
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT**

NOTE ON MOTION CALENDAR:
February 16, 2007

26 I, Michael R. Geroe, swear under penalty of perjury under the laws of the United
27 States to the following:

28 1. I am General Counsel of Defendant Adknowledge, Inc. ("Adknowledge"),
am over age 18, and competent to be a witness. I am making this Declaration based on
facts within my own personal knowledge.

2. The domain name <my-freemail.com> is registered to Adknowledge's
customer, Venture Direct. The messages using that domain name were sent by Venture

1 Direct through Adknowledge's network pursuant to agreement.
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3 DATED this 22nd day of January, 2007 at Kansas City, Missouri.
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7 Michael R. Geroe
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