

The Honorable John C. Coughenour

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

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

Plaintiffs,

v.

VIRTUMUNDO, INC, a Delaware corporation d/b/a ADKNOWLEDGEMAIL.COM; ADKNOWLEDGE, INC., a Delaware corporation, d/b/a ADKNOWLEDGEMAIL.COM; SCOTT LYNN, an individual; and JOHN DOES, 1-X,

Defendants.

NO. CV06-0204JCC

DECLARATION OF JESSICA EAVES MATHEWS IN SUPPORT OF DEFENDANTS' MOTION FOR ATTORNEYS' FEES AND COSTS

I, Jessica Eaves Mathews, declare and testify as follows:

1. I am over eighteen years of age, competent to testify to the matters stated in this declaration, and make this declaration based upon personal knowledge.
2. Since 1995, I have been an attorney licensed to practice in Washington State and have been admitted to practice in the Western District of Washington.
3. I am Litigation and Compliance Counsel for Vulcan, Inc. In that capacity, I manage Vulcan's litigation matters, including those that are in the Seattle

1 legal market. Due to the nature of our business interests, many Vulcan
2 matters pertain to high-technology and complex matters.

3 4. Prior to working a Vulcan, I have worked for or with several complex
4 litigation firms in Seattle and I am an experienced litigator. Accordingly, I
5 have a current and thorough knowledge of the Seattle legal market for
6 attorneys' hourly rates.

7 5. I have reviewed the rate sheet from Newman & Newman, LLP attached
8 hereto as Exhibit A and find it to be reasonable and consistent with the
9 prevailing rates for attorneys in this legal community for matters of similar
10 complexity, novelty and legal exposure.

11 6. I am familiar with the skill, expertise, and reputation of the attorneys at
12 Newman & Newman, LLP and believe that they are well-qualified to
13 represent parties in complex technology litigation.

14 7. Furthermore, I recognize that Newman & Newman is well-known in the
15 local legal community for its expertise and skill in representing clients in
16 complex CAN-SPAM, RCW 19.190 *et seq.* and email-related litigation, and
17 based on that expertise and reputation, it is reasonable that they charge
18 hourly rates of greater than \$350 for senior attorneys and \$200 per hour for
19 junior attorneys.

20 I certify and declare under the penalty of perjury under the laws of the State of
21 Washington and the United States that to my knowledge the foregoing is true and correct.

22 Executed on this 19 th day of June, 2007, at Seattle, Washington.

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24 
25 _____
26 Jessica Eaves Mathews
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