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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 ROGER TOWNSEND IN SUPPORT OF DEFENDANTS' RESPONSE TO PLAINTIFFS' MOTION FOR RELIEF**

NOTE ON MOTION CALENDAR:  
November 15, 2006

I, Roger Townsend, swear under penalty of perjury under the laws of the United States of America to the following:

1. I am counsel of record for defendants Virtumundo, Inc. ("Virtumundo") and 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. No depositions have been taken and no expert witness reports have been

1 exchanged in this lawsuit.  
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3 DATED this 9th day of November, 2006, at Seattle, Washington.  
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8 Roger M. Townsend  
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