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Hon. Judge Zilly

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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

OMNI INNOVATIONS LLC et al)
)
)
) Plaintiffs)
)
)
) ASCENTIVE, LLC)
) a Delaware Limited Liability Company;)
) ADAM SCHRAN, individually and as part)
) of his marital community; JOHN DOES, I-X)
) Defendants)
)
)
)

NO. CV-06-01284
**DECLARATION OF MEGAN
ACE SUPPORTING
MOTION TO EXPEDITE
MOTION TO
RESCHEDULE
PLAINTIFFS' MOTION TO
DISQUALIFY COUNSEL
FLOYD E. IVEY**

Megan Emery-Ace now declares as follows: I am the Ascentive LLC
Human Resource administrator. On the morning of October 16, 2006, a gentleman
came into the office of Ascentive LLC to deliver a summons. I was asked my
name, but not asked to sign anything. He handed me two stapled copies of a
summons for case number #C06-1284 TSZ entitled JAMES S. GORDON v.
ASCENTIVE LLC and ADAM SCHRAN.

Declaration of Megan Emery-Ace re: Deffendant's Motion to
Expedite Motion to Reschedule or Strike Plaintiff's Motion to
Disqualify - 1.
Z:\IPClient\Ascentive LLC v. Gordon\Ascentive v. Omni
Innovations\Motions\Motion to Expedite.MotDisqualify.DECACE.061020.wpd

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The delivery person asked who Adam Schran was and wanted to know if we had received these papers already; I responded that Adam Schran was our CEO and that I had not seen these papers before. He also explained that the paperwork was delayed due to a mix-up of addresses.

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

Signed at (city) _____, (state) _____

Megan Emery-Ace

Date

I hereby certify that on October 20, 2006, I electronically filed **Declaration of Megan Emery-Ace re: Defendant's Motion to Expedite hearing of Defendants' Motion to Reschedule or Strike Plaintiff's Motion to Disqualify Counsel Floyd E. Ivey** with the Clerk of the Court using the CM/ECF System which will send notification of such filing to Plaintiffs' counsel Robert J. Siegel and Douglas McKinley.

S/ FLOYD E. IVEY _____

FLOYD E. IVEY