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THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON, AT SEATTLE

OMNI INNOVATIONS, LLC., a Washington  
Limited Liability company; EMILY ABBEY,  
an individual,

Plaintiffs,

v.

IMPULSE MARKETING GROUP, INC., a  
Nevada/Georgia corporation; JEFFREY  
GOLDSTEIN, individually and as part of his  
marital community; KENNETH ADAMSON,  
individually and as part of his marital  
community; GREGORY GREENSTEIN,  
individually and as part of his marital  
community; STEVE WADLEY, individually  
and as part of his marital community; JOHN  
DOES, I-X,

Defendants.

No. 06-cv-01469-MJP

DECLARATION OF MATTHEW R.  
WOJCIK IN SUPPORT OF  
DEFENDANTS' MOTION TO DISMISS  
PLAINTIFFS' COMPLAINT PURSUANT  
TO FRCP 12 (b)(2) & (6) OR, IN THE  
ALTERNATIVE, FOR A MORE  
DEFINITE STATEMENT UNDER FRCP  
12(e)

NOTE ON MOTION CALENDAR:  
JUNE 1, 2007

I, Matthew R. Wojcik, declare under penalty of perjury of the laws of the State of  
Washington that the following is true and correct.

1. I am counsel of record for Defendants Impulse Marketing Group, Inc., Jeffrey  
Goldstein and Kenneth Adamson in the above-captioned matter. I am competent to testify to the  
matters herein based on personal knowledge.

2. This action was commenced by Plaintiffs on or about October 10, 2006.

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3. Defendants were not served with the Complaint until approximately four (4) months after the Complaint was initially filed, on or about February 5, 2007.

4. Impulse and Goldstein were served on or about February 5, 2007.

5. Upon information and belief, Omni Innovations, LLC ("Omni") is owned by Mr. James S. Gordon, Jr. ("Gordon"), who also serves as the registered agent for Omni.

6. Gordon is the plaintiff in a nearly identical action against Defendants filed on or about November 23, 2004 in United States District Court in the Eastern District of Washington.

7. Upon information and belief, Gordon has filed no less than thirteen (13) other lawsuits against email marketers since 2004.

8. Gordon is a professional plaintiff, whose tendency to exaggerate the facts has already been noted by this Court.

Signed at Seattle, Washington this 4th day of May, 2007.

JACKSON & WALLACE LLP

/s/ Matthew R. Wojcik  
Matthew R. Wojcik, WSBA No.27918  
JACKSON & WALLACE LLP  
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Attorneys for Defendants IMG, Goldstein and Adamson

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**CERTIFICATE OF SERVICE**

I hereby certify that on the date noted below I electronically filed the document entitled Declaration of Matthew R. Wojcik in Support of Defendants' Motion To Dismiss Plaintiffs' Complaint Pursuant to FRCP 12 (b)(2)(6) or, in the Alternative, For A More Definite Statement Under FRCP 12(e) in accordance with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following persons:

Robert J. Siegel, WSBA #17312  
Merkle Siegel & Friedrichsen  
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Seattle, WA 98101  
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Douglas E McKinley  
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PO BOX 202  
RICHLAND, WA 99352  
doug@mckinlelaw.com

DATED this 4th day of May, 2007.

JACKSON & WALLACE LLP

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Adamson