

1 Jackson & Wallace LLP
 By: Matt Wojcik
 2 1201 Third Avenue, Suite 3080
 Seattle, WA 99336
 3 *Local Counsel for Defendants*
Impulse Marketing Group, Inc. & Jeffrey Goldstein
 4

Hon. Marsha J. Pechman

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 8 **IN THE UNITED STATES DISTRICT COURT**
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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 10 Omni Innovations, LLC, a
 Washington Limited Liability
 11 company and Emily Abbey,
 an individual,
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 Plaintiffs,
 v.
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 14 Impulse Marketing Group, Inc.,
 Jeffrey Goldstein, Kenneth Adamson,
 Gregory Greenstein, Steve Wadley and
 15 John Does I-X,
 16
 Defendants.

Case No.: CV-04-5125-FVS
 GOLDSTEIN DECLARATION IN
 SUPPORT OF DEFENDANTS'
 MOTION TO DISMISS THE
 COMPLAINT UNDER FED. R. CIV.
 P. 12 (b)(2) & (6) OR, IN THE
 ALTERNATIVE, FOR A MORE
 DEFINITE STATEMENT UNDER
 FED. R. CIV. P. 12(e)

18 I, Jeffrey Goldstein, hereby declare, under penalty of perjury, as follows:

- 19 1. I am a defendant in the above-entitled action.
 20 2. I am a citizen of the United States and am over the age of eighteen. I
 21 have personal knowledge of the facts set forth in this declaration.
 22 3. I am a resident of the State of Georgia. I am not now, nor have I ever
 23 been, a resident of the State of Washington.
 24 4. I do not personally conduct business in the State of Washington, and I
 25 have never visited the State of Washington.

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 27
 28 GOLDSTEIN DECLARATION IN SUPPORT OF
 DEFENDANTS' MOTION TO DISMISS - 1
 00083989;1

JACKSON & WALLACE LLP
 1201 THIRD AVENUE, SUITE 3080
 SEATTLE, WASHINGTON 99336

1 5. I do not own property in the State of Washington, nor do I have any
2 business or personal bank accounts within the State of Washington.

3 6. I have not personally sent email messages to Emily Abbey ("Abbey") or
4 to domains residing on the Omni server, and no email messages were sent to Abbey
5 or to domains residing on the Omni server on my behalf.

6 I declare, under penalty of perjury under the laws of the United States, that the
7 foregoing is true and correct.

8 DATED this 3rd day of May, 2007.

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11 Jeffrey Goldstein
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