

HON. RICARDO MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

AMIGA, INC., a Delaware corporation,

Plaintiff,

v.

HYPERION VOF, a Belgium corporation,

Defendant/Counterclaim Plaintiff,

v.

ITEC, LLC, a New York Limited Liability  
Company,

Counterclaim Defendant.

CAUSE NO. CV07-0631RSM

**DECLARATION OF ROBERT C. SEIDEL  
IN SUPPORT OF AMIGA, INC.'S REPLY  
MEMORANDUM IN SUPPORT OF ITS  
MOTION TO QUASH HYPERION'S  
SUBPOENA DUCES TECUM TO  
CAIRNCROSS HEMPELMANN, P.S.**

I, ROBERT C. SEIDEL, declare:

1. I am an attorney at Cairncross & Hempelmann, P.S. ("Cairncross") and former counsel to Amino Development Corporation, formerly known as Amiga, Inc. ("Amino Development"). I am fully familiar with the facts herein and submit this Affirmation in support

DECLARATION OF ROBERT C. SEIDEL IN SUPPORT OF  
AMIGA, INC.'S REPLY MEMORANDUM IN SUPPORT OF ITS  
MOTION TO QUASH HYPERION'S SUBPOENA DUCES TECUM  
TO CAIRNCROSS HEMPELMAN, P.S. - 1  
Case No. CV07-0631RSM

CABLE, LANGENBACH,  
KINERK & BAUER, LLP  
1000 SECOND AVENUE #3500  
SEATTLE, WASHINGTON 98104-1048  
(206) 292-8800

1 of Amiga, Inc.'s Reply Memorandum in Support of Its Motion to Quash Hyperion's Subpoena to  
2 Cairncross & Hempelmann, P.S.

3 2. Cairncross served as counsel for Amino Development for seven and one half  
4 years. For three and one half years, starting in November 1999, Cairncross served as primary  
5 counsel to Amino Development representing them in a variety of legal matters, including both  
6 litigation and transactional work. Starting approximately four years ago, in 2004, Cairncross has  
7 served as counsel to Amino Development on a very limited number of smaller matters.

8 Cairncross was last paid for legal services by Amino Development in March, 2004.

9 3. Cairncross is in possession of seven boxes of documents that relate to Amino  
10 Development.

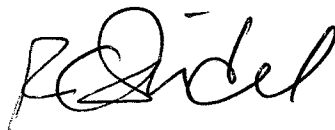
11 4. A review of all documents in each of these seven boxes is likely to take at least  
12 one week if multiple attorneys were tasked with the review.

13 5. Cairncross was served with a *subpoena duces tecum* by Hyperion VOF on  
14 December 21, 2007. The subpoena sought "All documents, not privileged, related to Amiga,  
15 Inc., a Washington Corporation, a/k/a Amino Development."

16 6. Cairncross's office was closed for the holidays on December 24, 2007, December  
17 25, 2007 and January 1, 2008.

18  
19 I declare under penalty of perjury under the laws of the United States that the foregoing is  
20 true and correct.

21  
22 DATED: 1/11/08

23  
24 

25 ROBERT C. SEIDEL

1  
2 **CERTIFICATE OF SERVICE**  
3

4 I hereby certify that on January 11, 2008, I electronically filed the foregoing with the  
5 Clerk of the Court using the CM/ECF system which will send notification of such filing to the  
6 following:  
7

8 William A. Kinsel  
9 Law Offices of William A. Kinsel, PLLC  
10 Market Place Tower  
11 2025 First Avenue, Suite 440  
12 Seattle, WA 98121

13 A copy was also served by hand delivery on January 11, 2008.

14 /s/ Lawrence R. Cock  
15 Lawrence R. Cock, WSBA No. 20326  
16 Attorney for Defendant Amino Development Corporation  
17 CABLE, LANGENBACH, KINERK & BAUER, LLP  
18 Suite 3500, 1000 Second Avenue Building  
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