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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

AVVO, INC., a Washington corporation, and
MARK BRITTON, an individual,

Plaintiffs,

v.

WESTCHESTER FIRE INSURANCE
COMPANY, a New York Corporation,

Defendant.

Case No.:

DECLARATION OF BENJAMIN J.
STONE IN SUPPORT OF DEFENDANT'S
NOTICE OF REMOVAL

Benjamin J. Stone declares as follows:

1. I represent Defendant Westchester Fire Insurance Company in this litigation.
2. In communications with Ms. Tricia S. Boerger, counsel for Plaintiffs, she has stated to me that Plaintiff Avvo, Inc. incurred approximately \$134,000 in costs and legal expenses defending a lawsuit brought in this Court entitled *Browne v. Avvo*, Case No. 2:2007cv00920. Here, Avvo seeks to recover these costs and legal expenses, among other things, from Westchester Fire Insurance Company.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 30, 2008

/s/ Benjamin J. Stone

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on October 30, 2008, I electronically filed the following
3 documents with the Clerk of the Court using the CM/ECF system which will send notification
4 of such filing to the following: Tricia S. Boerger, Esq., Savitt & Bruce, LLP, 1325 Fourth
5 Avenue, Suite 1410, Seattle, WA 98101-2509.

6 DECLARATION OF BENJAMIN J. STONE IN SUPPORT OF DEFENDANT'S
7 NOTICE OF REMOVAL

8 DATED this 30th day of October, 2008.

9 COZEN O'CONNOR

10
11 By: /s/ Lisa Heusler, Legal Assistant to
12 Benjamin J. Stone, WSBA No. 33436
13 COZEN O'CONNOR
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