

The Honorable James L. Robart

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SOARING HELMET CORPORATION, a
Washington corporation,

Plaintiff,

v.

NANAL, INC., d/b/a LEATHERUP.COM, a
Nevada corporation, and GOOGLE INC., a
Delaware corporation,

Defendants.

No. C09-789-JLR

DECLARATION OF ALBERT
BOOTESAZ IN SUPPORT OF MOTION
OF DEFENDANT NANAL, INC. TO SET
ASIDE DEFAULT

I, Albert Bootesaz, on oath declare and state as follows:

1. I am an employee of Nanal, Inc. I am its President. As such, I have responsibility for marketing. I have personal knowledge of the facts stated below. I am over the age of 18 and, if called upon to testify, could testify competently to the matters stated herein.

2. Nanal, Inc. does business as LeatherUp.com. LeatherUp.com participates in the Google AdWords advertising program that allows participants to advertise on Google.com and to create ads that appear next to relevant search results on Google.

3. In late April or early May 2009, I learned that counsel for Soaring Helmet Corporation had sent a cease and desist letter to LeatherUp.com, demanding that it remove any reference to VEGA from sponsored listing advertisements on Google.

DECLARATION OF ALBERT BOOTESAZ - 1
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PROOF OF SERVICE

I am employed in the County of King, State of Washington. I am over the age of eighteen years and am not a party to the within action. My business address is Hendricks & Lewis PLLC, 901 Fifth Avenue, Suite 4100, Seattle, Washington 98164.

I hereby certify that on October 7, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following CM/ECF participants:

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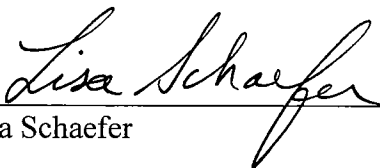
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Attorneys for Defendant Google Inc.

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

Executed October 7, 2009, at Seattle, Washington.



Lisa Schaefer