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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

SOARING HELMET CORPORATION, a
Washington Corporation,

Plaintiff,

v.

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

Defendant.

NO. C 09-0789 JLR

DECLARATION OF JOY LOGA
IN SUPPORT OF PLAINTIFF'S
RESPONSE TO DEFENDANT'S
MOTION FOR SUMMARY
JUDGMENT

1. My name is Joy Loga. I reside in Maryland. I am over the age of eighteen and I am competent to testify to, and have personal knowledge of, the facts stated herein.

2. I am a sales representative for VEGA Helmets. My territory includes the South East. I am based in Bel Air, Maryland and I have been with VEGA Helmets for 8 years.

1 3. As part of my job, I am aware of VEGA Helmet corporate policies,
2 which are printed in our annual product catalogue. I am also aware of VEGA
3 products, which are included in our product catalogue. Every VEGA retailer
4 receives annual copies of the catalogue, and prospective dealers receive the
5 policies along with the price list.
6

7 4. In the summer of 2009, I received a telephone call from a long-
8 time customer of VEGA.

9 5. The caller has been a customer of VEGA since 2005. He is one of
10 VEGA's top dealers, and sells, on average, \$150,000-\$300,000 worth of VEGA
11 products each year.
12

13 6. The caller asked me if VEGA was now selling leather jackets.

14 7. I said no, and asked the customer what he was referring to. He
15 directed me to a website offering "Xelement Vega" jackets, and asked me if
16 those were products of VEGA Helmet. When I looked at the website, I was
17 confused, because I did not know that VEGA made jackets, or whether VEGA
18 was doing some sort of joint venture or licensing with a company called
19 XElement.
20

21 8. I said not to my knowledge, but that I would call the head office
22 and ask.
23

