

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 HEATHER M.  
MORADO IN SUPPORT OF  
MOTION FOR LEAVE TO FILE  
THIRD AMENDED COMPLAINT

NOTE FOR MOTION CALENDAR  
DECEMBER 31, 2010

My name is Heather Morado. I am over the age of 21, have personal knowledge of the facts stated herein, and am otherwise competent to make this declaration. I declare as follows:

1. I am an attorney at Invicta Law Group, PLLC, counsel to Plaintiff in this matter.

2. Attached hereto as Exhibit A are true and correct copies of pages 5-6 of the Deposition of Albert Bootesaz.

1           3.     Attached hereto as Exhibit B is a true and correct copy of page 8 of the  
2 Deposition of Albert Bootesaz 30(b)(6).

3           4.     Attached hereto as Exhibit C are true and correct copies of pages 10-11 of the  
4 Deposition of Albert Bootesaz 30(b)(6).

5           5.     Attached hereto as Exhibit D is a true and correct copy of page 12 of the  
6 Deposition of Albert Bootesaz 30(b)(6).

7           6.     Attached hereto as Exhibit E is a true and correct copy of page 18 of the  
8 Deposition of Albert Bootesaz 30(b)(6).

9           7.     Attached hereto as Exhibit F is a true and correct copy of p. 17 of the  
10 Deposition of Albert Bootesaz 30(b)(6).

11          8.     Attached hereto as Exhibit G are true and correct copies of pages 27-28 of the  
12 Deposition of Albert Bootesaz.

13          9.     Attached hereto as Exhibit H is a true and correct copy of page p. 11 of the  
14 Deposition of Albert Bootesaz.

15          10.    Attached hereto as Exhibit I are true and correct copies of pages 18-19 of the  
16 Deposition of Albert Bootesaz.

17          11.    Attached hereto as Exhibit J is a true and correct copy of the terms and  
18 conditions of the Leatherup.com website on July 6, 2009, which state that "Bill Me, Inc."  
19 owns Leatherup.com. After this corporation was served with the summons and complaint, I  
20 was contacted by counsel for Bill Me, Inc. He claimed that his client was not affiliated with  
21 Leatherup.com. After significant research, I finally discovered that Leatherup.com was  
22 owned by Nanal, Inc., through a corporate disclosure statement filed by Nanal in a copyright  
23

1 infringement lawsuit. Accordingly, I arranged for the complaint to be served on the  
2 registered agent for Nanal, Inc.

3 I declare under penalty of perjury under the laws of the state of Washington that the  
4 foregoing is true and correct to the best of my knowledge and belief.

5 DATED this 10<sup>th</sup> day of December, 2010.

6 INVICTA LAW GROUP, PLLC

7 By   
8 Heather M. Morado, WSBA #35135  
9 Attorney for Plaintiff

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Ms. Katherine Hendricks  
Ms. Stacia N. Lay  
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Katy M. Allerton

Katy M. Albritton  
Legal Assistant