

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

ROBERT H. BRAVER, an individual, )  
 )  
 Plaintiff, )

vs. )

Case No. CIV-05-210-T

NEWPORT INTERNET MARKETING )  
CORPORATION, a California corpora- )  
tion, and ROBERT ALAN SOLOWAY, )  
an individual, )  
 )  
 Defendants. )

A F F I D A V I T

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF King )

I, Robert Alan Soloway, of lawful age, upon oath duly sworn, depose and state:

1. I am the President of Newport Internet Marketing Corporation, and as such have access to its books and records maintained in the ordinary course of business, and am familiar with all correspondence received or sent by said corporation.

2. The statements made herein are based upon my own personal knowledge.

3. On or about May 18, 2005, the representation of Michael D. McClintock, of the law firm of McAfee & Taft, of the Defendants in the above-captioned matter was terminated. Shortly thereafter, the email and facsimile

contact information for Newport Internet Marketing Corporation, and myself changed. The old email address at nim@cyberservices.com, and the old facsimile number, at 503-213-6416, became obsolete.

4. At not time prior to September 23, 2005, did I, or anyone on behalf of Newport Internet Marketing Corporation, receive notice of any kind of the default proceedings initiated by the Plaintiff in the above-referenced matter. Specifically, I did not receive any notice prior to that time, via Federal Express, certified mail, via email or via facsimile. I only became aware of the default proceedings, when I received a message on line from a friend who had read about it on an internet message board the day after the hearing, upon which I conducted an internet search and discovered the Plaintiff's personal web site referencing the case and what had transpired at the hearing. Upon discovery of the default proceedings, I contacted Mr. McClintock, who thereafter forwarded the default pleadings via certified mail, which I did receive several days after the hearing.

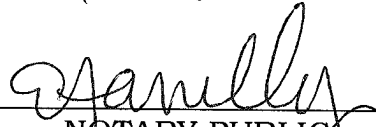
Further Affiant Sayeth Not.

  
ROBERT ALAN SOLOWAY

Subscribed and sworn to before me this 19<sup>th</sup> day of October, 2005.

My Commission No. <sup>EXP</sup> 4-4-09

Expires: 4-4-09

  
NOTARY PUBLIC  
Erin E Farrelly

