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6 **Attorneys for Plaintiff, ASIS Internet Services**

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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **ASIS INTERNET SERVICES, a California**
corporation,

11 **Plaintiff,**

12 **vs.**

13 **OPTIN GLOBAL, INC., a Delaware**
14 **Corporation, also dba Vision Media**
15 **Limited Corp., USA Lenders Network,**
16 **USA Lenders, and USA Debt**
Consolidation Service; et al.,

17 **Defendants.**

Case No. C-05-5124 MPH

DECLARATION OF NELLA WHITE IN
SUPPORT OF MOTION FOR A PRELIMINARY
INJUNCTION ORDERING THE RETURN OR
DESTRUCTION OF SENSITIVE MATERIALS

DATE: November 5, 2007
TIME: 2:00 PM
CTRM: 15, 18th Floor, San Francisco

18 I, NELLA WHITE, declare as follows

19 1. I am the President and CEO of Plaintiff herein. I have personal and firsthand
20 knowledge of each fact hereinafter set forth and if called to testify could and would competently
21 testify to the matters set forth herein.

22 2. Plaintiff owns the configuration files (designated as AZ-000787) that were in the
23 custody of their agent Shawn O'Connor and employee of Perceptyx, Inc., dba Falcon Knight
24 Enterprises.

25 3. These files are critical to Plaintiff's business operations and describe in detail
26 how Plaintiff's computer servers are configured. These files contain both information about the
27 security systems in place at ASIS Internet Service and descriptions of Plaintiff's file services.
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1 These configuration files are integral to ASIS Internet Services' Operation. Therefore, Plaintiff
2 has both a right and a duty to protect this information.

3 4. The other three files AZ000784 – AZ00785 contain both open and closed
4 customer email accounts and other information about those customers.

5 5. These files are the property of ASIS Internet Services and were in the custody of
6 ASIS's agent Shawn O'Connor and employee of Perceptyx, Inc., dba Falcon Knight
7 Enterprises. Therefore, Plaintiff has a right and a duty to protect the information in these files.

8 6. Plaintiff may suffer impairment or destruction of its service if the configuration
9 files are exposed to the wrong parties. A hacker could use these files to locate and dismantle
10 Plaintiff's security systems and Plaintiff's file system. The exposure of the consumer email
11 accounts could result in additional hacking into consumer accounts, or distribution of those
12 files to spammers or unscrupulous persons. This could result in additional spamming and
13 fraud.

14 I declare under penalty of perjury under the laws of the United States of America that the
15 foregoing is true and correct.

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Dated: October 25, 2007

Nella White
NELLA WHITE