

1 MICHAEL G. KING (SBN 145477)
 mking@hgla.com
 2 JANICE M. KROLL (SBN 189975)
 jmkroll@hgla.com
 3 HENNELLY & GROSSFELD LLP
 4 4640 Admiralty Way, Suite 850
 Marina del Rey, CA 90292
 5 Tel: (310) 305-2100; Fax: (310) 305-2116

6 BRETT E. LEWIS, *Pro Hac Vice*
 Brett@LewisHand.com
 7 LEWIS & HAND, LLP
 45 Main Street, Suite 818
 8 Brooklyn, NY 11201
 9 Tel: (718) 243-9325; Fax: (718) 243-9326

10 Attorneys for Defendants
 NAVIGATION CATALYST SYSTEMS, INC., and
 11 BASIC FUSION, INC.,

12 **UNITED STATES DISTRICT COURT**
 13 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
 14 **WESTERN DIVISION**

16 VERIZON CALIFORNIA INC.;
 VERIZON TRADEMARK SERVICES
 17 LLC; and VERIZON LICENSING
 18 COMPANY,

Plaintiffs,

19 vs.

20 NAVIGATION CATALYST
 SYSTEMS, INC.; and BASIC FUSION,
 21 INC.,

22 Defendants.

Case No. 2:08-CV-02463 ABC (Ex)

Assigned to Judge Audrey B. Collins
 Magistrate Judge Charles Eick
 Courtroom 680

**AFFIDAVIT OF MATT WROCK IN
 SUPPORT OF DEFENDANT'S
 OPPOSITION TO PLAINTIFF'S
 MOTION FOR PRELIMINARY
 INJUNCTION**

23 **AFFIDAVIT OF MATT WROCK**

26 STATE OF CALIFORNIA)

27) ss:

28 COUNTY OF RIVERSIDE)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I, MATT WROCK, being duly sworn, depose and state under penalty of perjury:


1. I am employed as the Vice President of Technology at Firstlook, Inc. ("Firstlook"). Firstlook, is the parent corporation of both Navigation Catalyst Systems, Inc. ("Navigation") and Basic Fusion Inc. ("Basic Fusion").

2. I directed Donnie Misino, a Software Architect of Domain Purchasing at Firstlook, to create a program that iterates through a list of domain names, automating the act of entering the name in a browser's address box and then takes a screen shot after the page loads in the browser (the "Program").

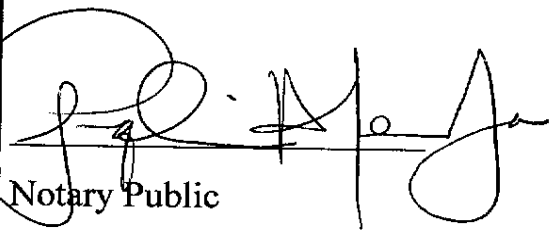
3. I oversaw the employment of the Program to use on a computer that uses Verizon as its Internet Service Provider.

4. We used the Program to generate typos of famous brands that Verizon monetizes through paid advertising links. The Program generated approximately 200,000 of Verizon parked pages of links, monetizing traffic for famous brands. Of those 6,000 pages, we randomly selected approximately 100 of Verizon's parked pages, true and correct copies of which are attached hereto as Exhibit A. The remainder, of the 6,000 pages (approx.), are available upon request.

I swear the foregoing to be true under penalty of perjury under the laws of the United States of America on the 16 day of June, 2008 in CORONA, California.


Matt Wrock

Sworn to before me on this 16th day of JUNE, 2008


Notary Public

