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Attorneys for Defendants

Vivendi Games, Inc.

and Blizzard Entertainment, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

MDY INDUSTRIES, LLC,

Plaintiff and Counter-Claim

Defendant

vs.

BLIZZARD ENTERTAINMENT, INC.,

and VIVENDI GAMES, INC.

Defendants and

Counter-Claim Plaintiffs.

Case No.: CV06-02555-PHX-DGC

AFFIDAVIT OF GREG ASHE

The Honorable David G. Campbell

BLIZZARD ENTERTAINMENT, INC.,

and VIVENDI GAMES, INC.

Third-Party Plaintiffs,

vs.

MICHAEL DONNELLY,

Third-Party Defendant.

1 I, Greg Ashe, declare as follows:

2
3 1. I submit this affidavit in support of Blizzard's motion to amend the
4 judgment to include a permanent injunction in the case of MDY Industries LLC v.
5 Blizzard Entertainment and Vivendi Games. I submit this affidavit based upon my
6 own personal knowledge and my familiarity with the matters recited herein. I could
7 and would testify to the same under oath should I be called as a witness before the
8 Court.

9 2. I am Manager, Technical Research, at Blizzard Entertainment, Inc.
10 ("Blizzard"), a defendant/counter-claim plaintiff in this action. I have been
11 employed by Blizzard since October 2004, and have held my current position for the
12 past one year and eight months. In this position, I have responsibility for various
13 aspects of the World of Warcraft® computer game ("World of Warcraft" or WoW"),
14 including creating and implementing programs and technology to stop cheating and
15 gold sales.

16 3. Since this Court's July 14, 2008 order, users have continued to send in-
17 game petitions to Blizzard complaining about bots.

18 4. Blizzard continues to expend time and money answering those
19 complaints.

20 5. Since July 14, 2008, MDY and Donnelly have continued to update the
21 Glider software and have added new features designed to circumvent Blizzard's
22 detection technology.

23 6. As a result of these developments and new features, Blizzard cannot
24 currently detect Glider.

25 7. As a result of updates to Glider since this Court's July 14th order,
26 Blizzard has continued to expend time and money implementing new detection and
27 security measures.
28

1 I declare under penalty of perjury that the foregoing is true and correct and
2 based upon my personal knowledge.

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4 EXECUTED this 28th day of July, 2008, at Irvine, California.

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GREG ASHE

Subscribed and sworn to before me this ____ day of March, 2008.

Notary Public

My Commission Expires:

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Orange

On July 28, 2008 before me, Denise R. Lopez, Notary Public

personally appeared Greg Ashe



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Denise R. Lopez

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Affidavit of Greg Ashe

Document Date: 7.28.08 Number of Pages: 3

Signer(s) Other Than Named Above: —

Capacity(ies) Claimed by Signer(s)

Signer's Name: Greg Ashe

- ☒ Individual
- ☐ Corporate Officer — Title(s): _____
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney in Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer's Name: _____

- ☐ Individual
- ☐ Corporate Officer — Title(s): _____
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney in Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other: _____

Signer Is Representing: _____

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