

1 Mark Goldowitz, # 96418
2 CALIFORNIA ANTI SLAPP-PROJECT
3 2903 Sacramento Street
4 Berkeley, CA 94702
5 Phone: (510) 486-9123 x 301
6 Fax: (510) 486-9708

7 Cindy Cohn, # 145997
8 ELECTRONIC FRONTIER FOUNDATION
9 454 Shotwell Street
10 San Francisco, CA 94110
11 Phone: (415) 436-9333 x 108
12 Fax: (415) 436-9993

13 Special Counsel for Defendant
14 JOHN DOE a/k/a knowfcfs

15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **COUNTY OF SANTA CLARA**

17 FIRST CASH FINANCIAL SERVICES,)
18 INC.,)

19 Plaintiff,)

20 v.)

21 JOHN DOE A/K/A KNOWFCFS, et)
22 al.,)

23 Defendant.)
24 _____)

CASE NO.: 1-03-CV002135

DECLARATION OF DEFENDANT
JOHN DOE A/K/A KNOWFCFS

[Name and signature redacted]

BY FAX

Date: November 20, 2003

Time: 9 a.m.

Dept.: 2

Judge: Hon. William J. Elfving

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

1. I am the defendant in this action. I have personal knowledge of the facts contained in this declaration, unless otherwise indicated. If called to testify I am competent to do so.

3. I am not, and I was not at the time of my posts which are the subject of plaintiff's claim against me, employed by First Cash Financial Services Inc. (First Cash), or any of its subsidiaries or its competitors.

4. I never signed any employment agreement or any confidentiality agreement with First Cash.

5. I was a shareholder of First Cash stock at the time of my posts and would not have benefitted financially in any way by a decrease in stock price. I have never at any point been in a position to benefit financially from a decrease in the price of First Cash stock.

The above statements are true and correct. Signed under penalty of perjury under the laws of the State of California, on the date set forth below.

Dated: November 13, 2003

[name and signature redacted]

a/k/a John Doe a/k/a Knowfcfs