

EXHIBIT 2

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 Attorneys for Skydive Arizona, Inc.

7 IN THE UNITED STATES DISTRICT COURT FOR THE
 8 DISTRICT OF ARIZONA

9 SKYDIVE ARIZONA, INC.,
 10
 11 Plaintiff,
 12 vs.

Case No. 2:05-CV-2656 PHX-MHM
**DECLARATION OF ROBERT
 PREVOST**

13 CARY QUATTROCCHI; BEN BUTLER;
 14 USSO, LLC dba 1800SKYRIDE; ATLANTA
 15 SC, INC.; CASC INC.; IGOVINCENT, INC.,
 16 a Georgia corporation; 1800SKYRIDE.com;
 and DOES 1 through 50,
 Defendants.

Snell & Wilmer
 LLP
 LAW OFFICES
 One Arizona Center, 400 E. Van Buren
 Phoenix, Arizona 85004-2202
 (602) 382-6000

17 I, Robert Prevost, being first duly sworn upon my oath, depose and say:

18 1. I am over the age of 18 years old and competent to testify to the matters set
 19 forth below.

20 2. I am the President and CEO of Interactive Motorsports Entertainment
 21 Corporation d/b/a Racingschools.com, founded in late 1996.

22 3. We are an authorized sales agent for more than 50 racing and high
 23 performance driving school operators in Canada and the United States, China, and the
 24 UK. All operators with which we do business have, at some point in the relationship,
 25 executed a business agreement authorizing us to sell their programs to the general public,
 26 on their behalf, on a non-exclusive basis.

27 4. When a prospective customer contacts us, we contact the operator first to
 28 verify the availability of the date and starting time that the customer is interested in and if

1 the space is available, we complete the customer's driving program registration form and
2 forward that completed information to the operator. Sales are tracked and a monthly sales
3 activity report is sent to the operator regarding sales generated from the prior month,
4 along with a check less our standard 12.5% commission.

5 5. Over the years, I have received numerous calls from angry customers
6 complaining about their experiences with Thrillplanet in booking a "riding" or "driving"
7 experience in a race car. I am aware that Thrillplanet is a dba for IGOVincent, Inc., and
8 that various names and entities are in common ownership with 1-800-Skyride, Cary
9 Quattrochi, Adventure Sports. For simplicity, I will refer to any and all of these entities
10 by using the name Thrillplanet only.

11 6. Thrillplanet maintains dozens of misleading, deceptive and fraudulent
12 websites using the name of the race track and cities to elicit purchases from unsuspecting
13 customers who believe they are doing business with an authorized sales agent for those
14 race tracks when in fact, they are not. Thrillplanet brazenly uses such famous and
15 recognizable track names as Daytona, to portray and falsely represent to the consuming
16 public that their "Daytona Racing School" is affiliated with the famous race track. (See
17 printout attached from <http://www.daytonaracingschool.com/index.html>.) There is no
18 such relationship just as there is no such "racing school" using that name to operate at that
19 iconic race track. That same website leads the consumer to believe that they actually will
20 be racing on the "Daytona International Speedway Specifications." (See attached
21 www.daytonaracingschool.com/track-information.html.) which is patently false.

22 7. Thrillplanet has and continues to use various trademarks of "NASCAR,"
23 "Phoenix International Raceway," "Talladega Speedway," "Michigan International
24 Speedway," and many others, on several of its websites and as domain names for the
25 purpose of selling certificates to consumers for a "driving" or "riding" experience in a
26 race car. (See printout attached for www.racingstockcars.com/racetracks.html.) on behalf
27 of operators who have never even heard of Thrillplanet.
28

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(602) 952-6000

1 8. A few years ago, I became aware that Thrillplanet was using several of my
2 copyrighted photographs on their race car and driving school websites that were stolen
3 from my own website at www.RacingSchools.com. One of the photos caught my eye
4 immediately, because I recognized it as a photo that had been taken of me!

5 9. Thrillplanet maintains a website <http://kansaracingschools.com/>, (attached)
6 representing to the public that they are affiliated with a Kansas racing school. There are
7 several racing school operators that offer their driving experiences at that race track, in
8 Kansas City. I know the owners of all these driving experience providers personally and
9 RacingSchools.com has contractual agreements with all of them. I know for a fact that
10 none do business or have current business agreements in place to allow Thrillplanet to sell
11 their driving experiences in any way.

12 10. My employees have personally purchased riding experiences from Thrillplanet
13 in the past where the defendants specifically stated that they had the authority to sell these
14 certificates on behalf of a specific operator that I knew personally, had refused to do
15 business with Thrillplanet and had told them so on several occasions.

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I declare under penalty of perjury that the foregoing is true and correct.

DATED this 17th day of February, 2010.

By 

Robert Prevost

Snell & Wilmer

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LAW OFFICES
One Arizona Center, 400 E. Van Buren
Phoenix, Arizona 85004-2102
(602) 482-6200

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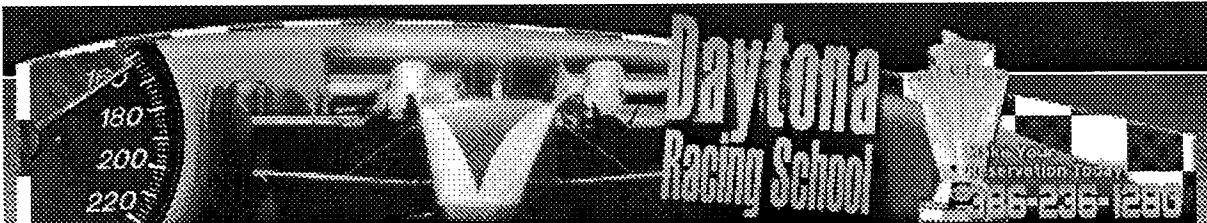
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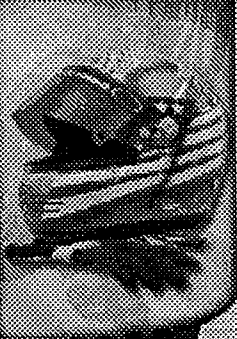

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Daytona International Speedway Specifications

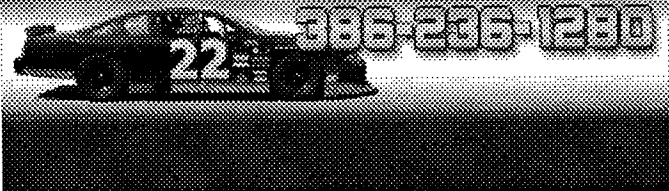
For more information on the racetrack, call one of our Reservation Specialists today at 386-236-1280!



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RACE TRACKS

NASCAR Race Tracks

ATLANTA MOTOR SPEEDWAY

Race Date: March 20, 2005 and October 30, 2005
Site: Hampton, GA
Grandstand capacity: 124,000
Description: 1.54-mile quad oval
Banking: 24 degrees in turns; 5 degrees on straights
Qualifying record: Geoffrey Bodine, 197.478 mph, Nov 15, 1997
Race record: Dale Earnhardt, 163.633 mph, Nov 12, 1995



BRISTOL MOTOR SPEEDWAY

Race Date: April 3, 2005 and August 27, 2005
Site: Bristol, TN
Grandstand capacity: 160,000
Description: 0.533-mile oval
Banking: 36 degrees in turns; 16 degrees on straights
Qualifying record: Ryan Newman, 128.709 mph, Mar 21, 2003
Race record: Charlie Glotzbach, 101.074 mph, Jul 11, 1971



CALIFORNIA SPEEDWAY

Race Date: February 27, 2005 and September 4, 2005
Site: Fontana, CA
Grandstand capacity: 92,109
Description: 2-mile D-shaped oval
Banking: 14 degrees in turns; 11 degrees front; 3 degrees back
Qualifying record: Ryan Newman, 187.432 mph, Apr 26, 2002
Race record: Jeff Gordon, 155.012 mph, Jun 22, 1997



CHICAGOLAND SPEEDWAY

Race Date: July 10, 2005
Site: Joliet, IL
Grandstand capacity: 75,000
Description: 1.5-mile tri-oval
Banking: 18 degrees in turns; 11 degrees front; 5 degrees back
Qualifying record: Jeff Gordon, 186.940 mph, Jul 9, 2004
Race record: Kevin Harvick, 121.2 mph, Jul 15, 2001



DARLINGTON RACEWAY

Race Date: May 7, 2005
Site: Darlington, SC
Grandstand capacity: 58,000
Description: 1.366-mile egg-shaped oval
Banking: 25 degrees turns 1 & 2; 23 degrees turns 3 & 4; 3 degrees front; 2 degrees back
Qualifying record: Ward Burton, 173.797 mph, Mar 22, 1996
Race record: Dale Earnhardt, 139.958 mph, Mar 3, 1993



DAYTONA INTERNATIONAL SPEEDWAY

Race Date: Feb 12 (Bud Shootout) Feb 17 (twin 125's) 2005, Feb 20, 2005 (500) and July 2, 2005 (400)
Site: Daytona Beach, FL
Grandstand capacity: 167,785
Description: 2.5-mile tri-oval
Banking: 31 degrees in turns; 18 degrees tri-oval; 3 degrees back
Qualifying record: Bill Elliott, 210.364 mph, Feb 9, 1987
Race record: Buddy Baker, 177.602 mph, Feb 2, 1980



DOVER INTERNATIONAL SPEEDWAY

Race Date: June 5, 2005 and September 25, 2005
Site: Dover, DE
Grandstand capacity: 140,000
Description: 1-mile oval
Banking: 24 degrees in turns; 9 degrees on straights
Qualifying record: Jeremy Mayfield, 161.522 mph, June 4, 2004
Race record: Mark Martin, 132.719 mph, Sep 9, 1997



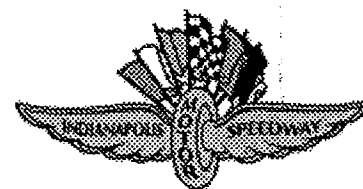
HOMESTEAD-MIAMI SPEEDWAY

Race Date: November 20, 2005
Site: Homestead, FL
Grandstand capacity: 65,000
Description: 1.5-mile oval
Banking: Maximum 20 degrees; variable-degree banking system in turns
Qualifying record: Jamie McMurray, 181.111 mph, Nov 14, 2003
Race record: Bobby Labonte, 116.868 mph, Nov 16, 2003



INDIANAPOLIS MOTOR SPEEDWAY

Race Date: August 7, 2005
Site: Indianapolis, IN
Grandstand capacity: 314,980
Description: 2.5-mile oval
Banking: 12 degrees turns; 9 degrees on straights
Qualifying record: Casey Mears, 186.293 mph, Aug 7, 2004
Race record: Bobby Labonte, 155.912 mph, Aug 8, 2000



INFINEON RACEWAY

Race Date: July 25, 2005
Site: Sonoma, CA
Grandstand capacity: 65,000
Description: 1.949-mile road course
Banking: 11 turns, banking varies
Qualifying record: Jeff Gordon, 94.303 mph, Jun 25, 2004
Race record: Ernie Ivan, 81.412 mph, Jun 6, 1992



KANSAS SPEEDWAY

Race Date: October 9, 2005
Site: Kansas City, KS
Grandstand capacity: 78,000
Description: 1.5-mile tri-oval
Banking: 15 degrees in turns; 10.4 degrees front; 5 degrees back
Qualifying record: Jimmie Johnson, 180.373 mph, Oct 3, 2003
Race record: Jeff Gordon, 110.576 mph, Sep 30, 2001



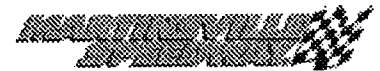
LOWE'S MOTOR SPEEDWAY

Race Date: May 21, 2005 (non-points), May 29, 2005 and October 16, 2005
Site: Concord, NC
Grandstand capacity: 167,000
Description: 1.5-mile quad-oval
Banking: 24 degrees in turns; 5 degrees on straights
Qualifying record: Ryan Newman, 192.988 mph, May 27, 2005
Race record: Jeff Gordon, 160.306 mph, Oct 10, 1999



MARTINSVILLE SPEEDWAY

Race Date: April 15, 2005 and October 23 2005
Site: Martinsville, VA
Grandstand capacity: 86,000
Description: 0.526-mile oval
Banking: 12 degrees in turns
Qualifying record: Ryan Newman, 97.043 mph, Oct 22, 2004
Race record: Jeff Gordon, 82.223 mph, Sep 22, 1996



MICHIGAN INTERNATIONAL SPEEDWAY

Race Date: June 19, 2005 and August 21, 2005
Site: Brooklyn, MI
Grandstand capacity: 136,373
Description: 2-mile D-shaped oval
Banking: 18 degrees in turns; 12 degrees front; 5 degrees back
Qualifying record: Dale Earnhardt Jr., 191.149 mph, Aug 18, 2000
Race record: Dale Jarrett, 173.997 mph, Jun 13, 1999



NEW HAMPSHIRE INTERNATIONAL SPEEDWAY

Race Date: July 17, 2005 and September 18, 2005
Site: Loudon, NH
Grandstand capacity: 91,000
Description: 1.058-mile oval
Banking: 12 degrees in turns; 3 degrees front; 5 degrees back
Qualifying record: Ryan Newman, 133.357 mph, Sep 12, 2003
Race record: Jeff Burton, 117.134 mph, Jul 13, 1997



PHOENIX INTERNATIONAL RACEWAY

Race Date: April 23, 2005 and November 13, 2005
Site: Avondale, AZ
Grandstand capacity: 77,500
Description: 1-mile oval
Banking: 11 degrees in turns 1 and 2; 9 degrees in turns 3 and 4
Qualifying record: Ryan Newman, 135.854 mph, Nov 5, 2004
Race record: Tony Stewart, 118.132 mph, Nov 11, 1999



POCONO INTERNATIONAL RACEWAY

Race Date: June 12, 2005 and July 24, 2005
Site: Long Pond, PA
Grandstand capacity: 85,500
Description: 2.5-mile triangle
Banking: 14 degrees in turn 1; 8 degrees in turn 2; 6 degrees in turn 3
Qualifying record: Kasey Kahne, 172.533 mph, June 11, 2004
Race record: Rusty Wallace, 144.892 mph, Jul 21, 1996



RICHMOND INTERNATIONAL RACEWAY

Race Date: May 14, 2005 and September 10, 2005
Site: Richmond, VA
Grandstand capacity: 107,097
Description: 0.75-mile D-shaped oval
Banking: 14 degrees in turns; 8 degrees front; 2 degrees back
Qualifying record: Brian Vickers, 129.983 mph, May 14, 2004
Race record: Dale Jarrett, 108.707 mph, Sep 9, 1997



TALLADEGA SUPERSPEEDWAY

Race Date: May 1, 2005 and October 2, 2005
Site: Talladega, AL
Grandstand capacity: 143,000
Description: 2.66-mile tri-oval
Banking: 33 degrees in turns; 18 degrees tri-oval; 2 degrees back
Qualifying records: Bill Elliott, 212.809 mph, Apr 30, 1987
Race record: Mark Martin, 188.354 mph, May 10, 1997



TEXAS MOTOR SPEEDWAY

Race Date: April 17, 2005 and November 6, 2005
Site: Fort Worth, TX
Grandstand capacity: 154,861
Description: 1.5-mile quad-oval
Banking: 24 degrees in turns; 5 degrees on straights
Qualifying records: Bill Elliott, 194.224 mph, April 5, 2002
Race record: Terry Labonte, 144.276 mph, March 28, 1999



WATKINS GLEN INTERNATIONAL

Race Date: August 14, 2005
Site: Watkins Glen, NY
Grandstand capacity: 36,871
Description: 2.45-mile road course
Banking: 11 turns, banking varies
Qualifying record: Jeff Gordon, 124.580 mph, August 8, 2003
Race record: Mark Martin, 103.03 mph, August 13, 1995

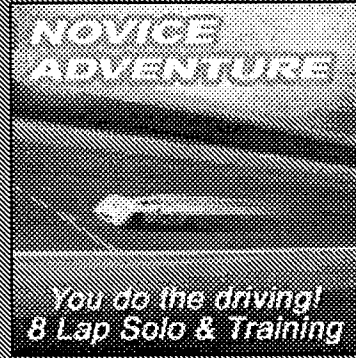


Additional tracks include...

- Gateway International Raceway
- Kentucky Speedway
- Nashville Superspeedway
- North Carolina Speedway
- Pike's Peak International Raceway
- The Milwaukee Mile

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