

EXHIBIT "A"

1 IN THE DISTRICT COURT OF CLEVELAND COUNTY
2 STATE OF OKLAHOMA

3 Robert H Braver,

4 Plaintiff,

Case No CJ-2004-1948 W

5 Vs.

6 Newport Internet Marketing Corporation
and Robert Alan Soloway,

DECLARATION OF ATTEMPTED SERVICE

7 Defendants.

8 The undersigned declares that he/she is now and at all times herein
9 mentioned was a citizen of the United States and resident of the State of
10 Washington, over the age of eighteen years, not a party to or interested in the
11 above entitled action, and is competent to be a witness therein.

12 That on December 27th, 2004, my office received the following documents for
13 service on Newport Internet Marketing Corporation c/o Robert Alan Soloway,
14 Registered Agent: Summons and Petition.

15 That the address provided to our office was 1200 Western Avenue #17E,
16 Seattle WA, 98101.

17 That all process servers mentioned herein are agents of I-5 Legal Support
18 NW, LLC, and their records are under my care and control.

19 That between December 28th, 2004 and March 16th, 2005, server Jon Perry
20 attempted service at the above address no less than 15 times between the hours of
21 7:30am and 10:45pm. This is a secured condominium. Perry could gain access to the
22 unit. There was never any response to repeated knocking on the door. People could
be heard inside the unit but they would not answer. The front desk confirmed that
Soloway was a tenant but they would not assist in effecting service.

I declare under the penalty of perjury, under the laws of the State of
Washington, that the foregoing is true and to the best of my knowledge.

23 Dated: March 23rd, 2005
Place: Seattle, WA

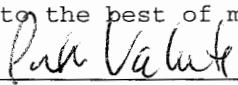

Peter Valente
Manager, I-5 Legal Support NW, LLC.
824 Post Avenue
Seattle, WA 98104
(877) 405-4041

EXHIBIT "B"

Spammer still slandering

I have obtained California and Origan Documents from retrospective state governments, on your business structure. Magikmyth International Inc. is going to hold NIM Corporation Libel for damages.

Magikmyth International did receive a letter in the mail about your complaint, this has backfired on you.

Please note to all concerned, Newport Internet Marketing Corporation can be found several place on this site "Ripoffreport.com".

It looks like NIM has a credit card history.

DO NOT CONTINUE THIS COURSE OF ACTION, THIS IS CALLED LIBEL, AND CAN RESULT IN SEVERAL MILLION DOLLAR LAW SUITS.

Magikmyth International Inc. persueing this matter. I will be calling you if I don't talk with a person, not voice mail. you have had it.

Magikmyth International Inc. does not bend to spammers, threats, harrassment, or any other BS.

We are Strong in our way of doing business, and our clients like our attitude, and our business practices.

Magikmyth International Inc. has been responsible for having at least 5 domains suspended. not just the site, the domain name it's self.

You have pick the wrong company to mess with.

Also you said we have violated the fair credit act. Guess what? That's for credit agencies, and collectors. I am neither. So that act does not apply.

Michael - Baltimore, Maryland
U.S.A.

Rebuttal REBUTTAL Owner of company

Submitted: 2/10/2005 11:56:29 PM Modified: 2/11/2005 12:14:17 AM

Response to Illegal Activities by MagikMyth

Michael, yes you are responsible for the actions of MagikMyth as it is your company and you authorized the collections per se NCO information and state records.

You are the one that authorized NCO to send the debt of the collections to Robert Soloway in the amount of \$10,000.

You are responsible for the fraudulent collection actions and the more you attempt to defend yourself, the more you can be rest assured that I will ensure your illegal collection attempts will result in YOU being convicted with a felony, and spending

upto several years in prison for your felonious actions.

I have been able to have three other individuals who have attempted these illegal collection actions on myself to be found guilty of a felony.

Do you want to be the fourth? Keep pressing.

Have you looked at the credit laws? Have you consulted a credit attorney before filing all these countless claims with innocent individuals that you have never done business with in the past or have a judgement on?

Credit fraud is the same as Identity theft when the law comes in to play.

Your threats about lawsuits are of no concern.

* You can rest assured there is sufficient funds to cover lawsuits against you and MagikMyth for credit fraud with a trial that will end up costing you about \$250,000 for both you and your company.

* I have been in several lawsuits and pursue them vigilantly to the end, regardless of the cost. I do not settle. If it costs \$200,000 or \$300,000, so be it. I have a team of attorneys lined up to take on any case that comes my way.

If you think you can break the law and wrecklessly cause damage to innocent individuals credit in the amount of potentially millions of dollars, through illegal, felonious and fraudulent collections attempt, you are wrong.

* If you want me to make it a full time job to ensure you are prosecuted to the fullest extent of the law by having me complain to the attorney generals and BBB of every single state you have attempted collections from on all those individuals on your web site, you can rest assured I will do so.

Anyone that attempts to do business with MagikMyth and sole owner Michael Simmons, may want to seriously realize and consider the illegal activities this individual and his company are engaged in with the consumer information in his posession.

Robert - Seattle, Washington
United States Minor Outlying Islands

Rebuttal REBUTTAL Owner of company

Submitted: 2/11/2005 12:35:48 AM Modified: 2/11/2005 12:49:43 AM

Still going I see.

Why not name these people you have beaten?

Also, spammers are not innocent. My company also goes after the spammers. And you need to look at credit law a little closer. I am not a collection agency, nor a finacial institution. I and the creditor. My company policy is quite clear, and posted.

You are a spammer, the proof in on the web. Your just ticked off because you got

EXHIBIT “C”

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)
 For delivery information visit our website at www.usps.com

SEATTLE, WA 98101

Postage	\$ 0.60
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	3.50
Total Postage & Fees	\$ 8.15

Postmark: **NORMAN, OK 73069**
 Date: **01/25/05**
 Mark: **KSZRN**

7003 3110 0002 7300 2780

Send to:
 Recipient Name: **Robert Soloway**
 Street, Apt. No., or PO Box No.: **1200 Western Ave Apt 120**
 City, State, ZIP: **Seattle, WA 98101-2967**

PS Form 3800, June 2002

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Robert Soloway
1200 Western Ave Apt 120
Seattle, WA 98101
RESTRICTED DELIVERY

2. Article Number

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
X Morgan J. Soloway

B. Received by (Printed Name) **Morgan J. Soloway** C. Date of Delivery **01/25/05**

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

RESTRICTED DELIVERY

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7003 3110 0002 7300 2780

Event	Date/Time	Location	Scanner ID
DELIVERED	01/29/2005 11:43	SEATTLE, WA 98101	J777504
	Request Delivery Record View Delivery Signature and Address		
ARRIVAL AT UNIT	01/29/2005 07:24	SEATTLE, WA 98101	J777504
ACCEPT OR PICKUP	01/25/2005 14:25	NORMAN, OK 73069	

Enter Request Type and Item Number:

Quick Search Extensive Search

[Explanation of Quick and Extensive Searches](#)

Submit



Track/Confirm - Intranet Item Inquiry - Domestic

Item: 7003 3110 0002 7300 2780		Date/Time Mailed: 01/25/2005 14:25	
Destination	ZIP Code: 98101	City: SEATTLE	State: WA
Origin	ZIP Code: 73069	City: NORMAN	State: OK
Class: First Class			
Anticipated Delivery Date: 01/28/2005			
Weight: 0 lb(s) 2 oz(s)		Postage: \$8.15	
Special Services	Associated Labels	Amount	
CERTIFIED MAIL	7003 3110 0002 7300 2780	\$2.30	
RETURN RECEIPT		\$1.75	
RESTRICTED DELIVERY		\$3.50	

Event	Date/Time	Location	Scanner ID
DELIVERED	01/29/2005 11:43	SEATTLE, WA 98101	J777504
	Request Delivery Record		
	View Delivery Signature and Address		
ARRIVAL AT UNIT	01/29/2005 07:24	SEATTLE, WA 98101	J777504
ACCEPT OR PICKUP	01/25/2005 14:25	NORMAN, OK 73069	

Enter Request Type and Item Number:

Quick Search Extensive Search

[Explanation of Quick and Extensive Searches](#)

Version 1.0

Inquire on multiple items.

Go to the Product Tracking System Home Page.

EXHIBIT “D”

MCAFFEE & TAFT

A PROFESSIONAL CORPORATION

10TH FLOOR • TWO LEADERSHIP SQUARE
211 NORTH ROBINSON • OKLAHOMA CITY, OK 73102-7103
(405) 235-9621 • FAX (405) 235-0439
www.mcafeetaft.com

MICHAEL D. MCCLINTOCK
ATTORNEY AT LAW

WRITER DIRECT
(405) 552-2213
FAX (405) 228-7413
michael.mcclintock@mcafeetaft.com

May 3, 2005

VIA FACSIMILE (405) 366-6416
AND E-MAIL mike@mckeelawfirm.com
AND mckeelawfirm@hotmail.com

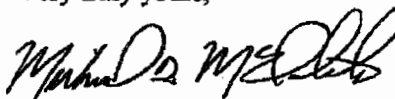
Michael R. McKee
McKee Lawfirm
P.O. Box 1351
Norman, OK 73070

Re: Braver v. Newport Internet Marketing
Corporation and Robert Alan Soloway, Case
No. CIV-05-210-T; U.S. District Court for
the Western District of Oklahoma

Dear Mr. McKee:

I am writing to memorialize our telephone conversation this afternoon in which you informed me that plaintiffs do not intend to file an Amended Complaint. As I indicated on the phone, I am in trial preparation this week and will be in trial all next week, and therefore we have agreed that defendants have until May 18, 2005 in which to file their answer. I appreciate your professional courtesy regarding this matter.

Very truly yours,



Michael D. McClintock

MDM/mlz

EXHIBIT “E”

FROM: Information Request braverlawsuitinfo@CONSULTANT.COM
TO: SPAM-L@PEACH.EASE.LSOFT.COM SPAM-L@PEACH.EASE.LSOFT.COM
CC:
DATE: Friday, March 25, 2005
SUBJ: NOTICE: Individuals with "Robert Braver" Information

NOTICE: Individuals with Robert Braver Information

We are currently looking for additional public information and/or statements relating to activities, documents, evidence, statements, articles, domains, press reports, or clients that relate to an individual that has posted to this forum under the name of "Robert Braver".

Although we already have an extensive amount of individuals, documents, statements and domains relating to said individual, this is a public message requesting any potential additional statements, comments, evidence and documentation to be used in a legal matter to be filed in the state of California and/or Washington and/or Oklahoma against said individual "Robert Braver".

Any and all statements, comments, evidence and documentation that can assist in this matter will be greatly appreciated.

If you have ever been a resident in the state of Washington, California, or Oklahoma, and feel you have any claims against "Robert Braver" and feel that you are entitled to any damages per se any of his actions, please immediately email: braverlawsuitinfo@consultant.com explaining your claim(s) to us in full detail.

Legal Disclaimer: Please note that this public notice does not indicate or allege that the individual named "Robert Braver" has engaged in any activity that would reflect on him negatively.

This message is simply a public notification posted to a public forum as an information request relating to said individual "Robert Braver" in a request to obtain additional information on said individual on a legal action potentially involving multiple parties to be filed in the State of California and/or Washington and/or Oklahoma.

Please note that any individuals, organizations and/or companies in California, Washington and Oklahoma that feel they have any information to share or wish to be a part of this matter, please email us at: braverlawsuitinfo@consultant.com

Please note that all legal fees will be fully covered by the plaintiff in this legal action and to become an additional class member against Robert Braver, you will not be responsible for any legal fees or costs

in this matter.

We are especially looking for additional residents upon those already located in the states of California, Washington and Oklahoma that feel they have actions arising from the activities of said individual "Robert Braver".

Thank you for your assistance and time in this matter.

EXHIBIT ‘F’

Honorable William L. Downing

FILED

ON

APR 11 2003

SUPREME COURT
BY DEBRA BAILEY TRAIL
DEPUTY

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KING

MICROSOFT CORPORATION, a
Washington corporation,

Plaintiff,

v.


NEWPORT INTERNET MARKETING
CORPORATION, a California
corporation, and JOHN DOES 1-20,

Defendants.

No. 03-2-12648-9 SEA

~~PROPOSED~~
ORDER GRANTING PLAINTIFF'S
MOTION FOR SANCTIONS FOR
DEFENDANTS' FAILURE TO
MAKE DISCOVERY

This matter came before the Court on plaintiff Microsoft Corporation's
("Microsoft") Motion for Sanctions for Defendants' Failure to Make Discovery.

The Court has considered Plaintiff's Motion and supporting declaration and
documents, Defendants' opposition and supporting declarations and documents, ~~if any,~~
and Plaintiff's reply brief and supporting declarations and documents, ~~if any.~~ The Court
has also considered the pleadings and papers filed in this action, *and concludes* 

Based on the pleadings and evidence presented, it is now ORDERED:

1. Microsoft's Motion for Sanctions for Defendants' Failure to Make
Discovery is GRANTED.

 See p. 2

~~PROPOSED~~ ORDER GRANTING PLAINTIFF'S
MOTION FOR SANCTIONS FOR DEFENDANTS'
FAILURE TO MAKE DISCOVERY - 1

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ORIGINAL

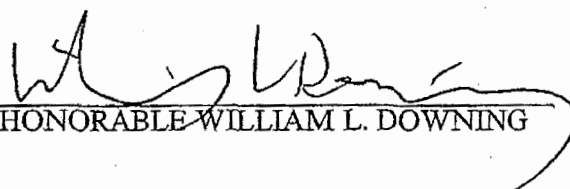
PRESTON GATES & ELLIS LLP
925 FOURTH AVENUE
SUITE 2900
SEATTLE, WASHINGTON 98104-1158
TELEPHONE: (206) 623-7580
FACSIMILE: (206) 623-7022

1 2. Microsoft is entitled to entry of default judgment against defendants
2 pursuant to CR 37(b)(2)(C).

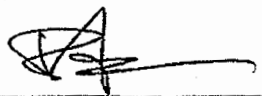
3 3. Defendants Newport Internet Marketing and Robert Soloway are in default.


4 4. The only issue that remains is the amount of damages Plaintiff Microsoft is
5 entitled to under Washington's Commercial Electronic Mail Act, the federal CAN-SPAM
6 Act, the federal Computer Fraud and Abuse Act, and/or the federal Lanham Act.

7 *5. The court would consider vacating this default if within
thirty days the defendant were to remedy all discovery
sanctions and persuade the court as to its good faith,*
8 DONE IN OPEN COURT this 8th day of April, 2005.

9
10 
11 HONORABLE WILLIAM L. DOWNING

12 Presented by:
13 PRESTON GATES & ELLIS LLP

14 
15 By _____
16 David A. Bateman, WSBA # 14262
17 Robert J. Dzielak, WSBA# 26178
18 Attorneys for Plaintiff
19 Microsoft Corporation

20 *(*) (from p. 1, l. 22)*
21 *that defendants' discovery violations have been*
22 *willful and have caused substantial prejudice*
23 *to the plaintiff such that no lesser*
24 *sanction than that imposed herein would*
25 *be effective or appropriate.* 

~~PROPOSED~~ ORDER GRANTING PLAINTIFF'S
MOTION FOR SANCTIONS FOR DEFENDANTS'
FAILURE TO MAKE DISCOVERY - 2

K:\00103\02535R\JD\RJD_P22CC

PRESTON GATES & ELLIS LLP
925 FOURTH AVENUE
SUITE 2900
SEATTLE, WASHINGTON 98104-1158
TELEPHONE (206) 623-7580
FACSIMILE (206) 623-7022

EXHIBIT "G"

Press Release**FOR IMMEDIATE RELEASE**

SPAMIS: Strategic Partnership Against Microsoft Illegal Spam

To: Technology Journalist**SEATTLE, WA - May 18, 2005 - 5:00pm**

SPAMIS Formation: 23 member invite-only organization consisting solely of legitimate email marketing related individuals that have been frivolously sued by Microsoft for their public relation spam lawsuits; created for the sole purpose of alerting the public and media of Microsoft's illegal, unsolicited, unethical, and fraudulent unsolicited email spamming, email address harvesting and email list purchasing for use in spamming and various other reckless spamming related practices that everyone from the Microsoft CEO to Microsoft employees have engaged in for over 10 years now, profiting them hundreds of millions of dollars, and their hypocritical actions against their email marketing competition created to expose Microsoft for their frivolous public relation spamming lawsuits & statements against spamming.

MISSION STATEMENT FROM SPAMIS FOUNDER:

Microsoft has secretly been spending countless vast resources trying to remove all sources of this data on the internet, canceling messages, shredding internal documents and memos and having employees sign confidentiality agreements relating to keeping quiet about their past and current spamming practices. Unfortunately for them, there's only so much evidence shredding they can do...

Through 2005 and 2006, we will expose Microsoft for what it claims to be. "We are a Spamhaus" as stated by the Microsoft Email Abuse Administrator; Mike Lyman.

Through thousands of now public Microsoft internal documents, memos, emails, online messages, white papers, and ex-Microsoft and anonymous current employee statements that we have obtained (all through legitimate and legal methods.) to be released publicly worldwide to over 1,940,000,000 internet user email addresses and 16,310 media outlets worldwide, our goal is 99.9% saturation of the Internet public with the information we have obtained on Microsoft's spamming practices.

And rest assured, we will not quit until this number is reached.

Did you know that the Washington state criminal spam law was actually secretly 100% written and created solely by high ranking Microsoft employees that met up with Washington government officials, created solely around Microsoft's Email Acceptable Use Policy, as so Microsoft could send out billions of their unsolicited spam emails to prevent competition in the email marketing field and to use as they are now to sue and extort their competition out of billions of dollars?

Washington State v. Heckel, dba Natural Instincts in 1999 was Microsoft's first attempt at testing the law, that they are now using to sue hundreds of innocent parties in an effort to extort billions and billions of dollars in statutory damages of \$1000 per email from lawsuits through a law that they created through an abuse of the legal system, when they themselves are guilty of violating the same law that they created. And this is just the beginning...

Microsoft is considered by many to be one of the largest spam operations in the free world, profiting hundreds of millions of dollars on spamming related activities, resulting in having them being blacklisted on countless spam blocking services throughout the years for their illegal spamming actions worldwide.

Why did I form this organization? Ironically, after being bombarded for years by hundreds of spams from Microsoft Newswire, Microsoft Listbuilder and countless other unsolicited spam emails to an email address that I never even gave to Microsoft, my ten year old company was recently sued by Microsoft for alleging that I simply had roughly 6,500+ emails I hired a company to send out for me that did not do it properly as requested without permission to a list that I did not authorize for them to send to and/or from. So what did Microsoft do? Without any cease and desist letter, or notification of any kind, they blamed many of the mistakes of the company I hired, the

months.

Even the CEO of Microsoft, Steve Ballmer was found to be responsible for sending out illegal unsolicited spam to millions of innocent internet users that never requested his email to promote Windows over Linux in November of 2004.

"It is time to set the record straight on one of the largest spam operations in the free world today, Microsoft Corporation, of Redmond, WA, USA."

This campaign is dedicated to the unacceptable, rude and unethical legal practices engaged in during my legal case with Microsoft, by false, untrue and unacceptable statements said by Robert J. Dzielak and David A. Bateman of Preston, Gates Ellis Law. Without these two lawyers, SPAMIS wouldn't exist. Microsoft can thank them for the creation of SPAMIS.

**- Robert Alan S.
- SPAMIS Founder**

DISCLAIMER: All information in this document and any future documents to be released publicly have been obtained legally through Spamis confidants, through research of hundreds of thousands of Microsoft corporation paperwork, evidence and statements of former and ex-Microsoft employees obtained by Spamis members and informants. Much of the information in this specific press release (1 of 22) has been provided to Microsoft Lawyers, Robert J. Dzielak and David A. Bateman of Preston, Gates, Ellis Law, confirmed received by fax from Robert J. Dzielak and none of the information has been disputed as being invalid or untrue. Please note that this non-commercial email could be originating from any 1 of 23 Spamis members worldwide.

Spamis membership is a confidential and invite only organization consisting solely of legitimate business owners that have been frivolously sued by Microsoft in their hypocritical public relation lawsuits against their competition that have utilized or assisted in email marketing.

Media Contact:

Robert Alan S.

SPAMIS Founder

Fax: (206)260-2409 or (503)213-6416

SPAMIS, PO Box 1259, Seattle, WA 98111, USA

No email address, web site or internet presence is listed for contact, due to the fact that as we all know, Microsoft will do anything and everything in their effort to remove us from the internet through a variety of methods that need not be discussed at this time. At the time of this emailing, the email address in the from box, and the remove link at the bottom are all working perfectly. If the email address in the from box is canceled for any reason and does not work due to "a certain company" having our email address canceled to protect their reputation and bounces back to you and/or the remove link ceases to function after this emailing for any reason, please contact us with your remove request and any and all questions, comments or concerns by any of the above offline methods. Our organization of 23 Spamis members will be glad to assist you with your request. Thank you.

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website counter