

FACSIMILE COVER PAGE

To : [REDACTED]
Sent : 4/17/2006 at 7:15:22 PM
Subject : Cease and Desist Order jamiebaillie.com

From :
Pages : 6 (including Cover)

[REDACTED] here is the latest copy of the cease and desist order against <http://www.jamiebaillie.com>

I have added the purgry line to my complaint, The rest of the information is already be there
I believe that was the only part that was missing.

I was unable to find the link that you gave me on the telephone. (A) To be effective under this subsection, a notification of claimed infringement must be a written communication provided to the designated agent of a service provider that includes substantially the following:

<http://www.copyright.gov/title17/92chap5.html>

- (i) A physical or electronic signature of a person authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.
- (ii) Identification of the copyrighted work claimed to have been infringed, or, if multiple copyrighted works at a single online site are covered by a single notification, a representative list of such works at that site.
- (iii) Identification of the material that is claimed to be infringing or to be the subject of infringing activity and that is to be removed or access to which is to be disabled, and information reasonably sufficient to permit the service provider to locate the material.
- (iv) Information reasonably sufficient to permit the service provider to contact the complaining party, such as an address, telephone number, and, if available, an electronic mail address at which the complaining party may be contacted.
- (v) A statement that the complaining party has a good faith belief that use of the material in the manner complained of is not authorized by the copyright owner, its agent, or the law.
- (vi) A statement that the information in the notification is accurate, and under penalty of perjury, that the complaining party is authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

(B)(i) Subject to clause (ii), a notification from a copyright owner or from a person authorized to act on behalf of the copyright owner that fails to comply substantially with the provisions of subparagraph (A) shall not be considered under paragraph (1)(A) in determining whether a service provider has actual knowledge or is aware of facts or circumstances from which infringing activity is apparent.

(ii) In a case in which the notification that is provided to the service provider's designated agent fails to comply substantially with all the provisions of subparagraph (A) but substantially complies with clauses (ii), (iii), and (iv) of subparagraph (A), clause (i) of this subparagraph applies only if the service provider promptly attempts to contact the person making the notification or takes other reasonable steps to assist in the receipt of notification that substantially complies with all the provisions of subparagraph (A).

But according to this document all the information you need is included now in this document.

I will contact you Wednesday April 19 2006 after 3:00 PM

I can be reached at 416-781-0627

Jamie Baillie

Jamie Baillie
3-42 Saranac Blvd
North York, Ontario
Canada, M6A 2G5

Phone #: 416-781-0627

April 17 2006,

I am writing this to inform you about and for Defamatory Libel remarks against Mr. Baillie. These actions need to immediately cease and desist. Otherwise possible other legal actions can be taken against your company.

The individual has no permission what so ever to use this picture on this website and is property of Mr. Baillie and the information on this website is defamatory towards Mr. Baillie.

You have already been sent properly notified about this abuse and no action in this matter has been taken.

The complaint was first sent on February 17 2006, via email and faxed and also emailed on March 28 2006 and April 10 2006.

Any further delay by Level3.com will result in legal actions being taken against Level3 Communications. As per Digital Millennium Copyright Act (DMCA) upon receiving notice that you are to immediately remove the offending material.

So far Level3 Communications has failed to take any action in this matter. At the time of writing this complaint the offending website was still in operation.

This is unacceptable and I demand that this website be immediately blocked or removed from your network. Any traffic to this abusive website needs to be immediately blocked till such time as it can be removed. You do have the technology to do this by blocking all traffic to the offending website with your routers. See that action is immediately taken in this matter!

<http://jamie.glorb.org/www.john-oliver.net/jamie.jpg>
<http://www.jamiebaillie.com/>

04/14/06 06:50:57 dns jamie.glorb.org
Canonical name: jamie.glorb.org
Addresses:
64.192.187.20

04/10/06 23:52:16 dns www.jamiebaillie.com
Canonical name: www.jamiebaillie.com
Addresses:
64.192.187.20

04/10/06 23:52:50 IP block jamiebaillie.com
Trying 64.192.187.20 at ARIN
Trying 64.192.187 at ARIN
Level 3 Communications, Inc. LVLT-ORG-64-192 (NET-64-192-0-0-1)
64.192.0.0 - 64.195.255.255
Glorb Internet Services WLCO-TWC02161560-GLORB (NET-64-192-186-0-1)
64.192.186.0 - 64.192.187.255

ARIN WHOIS database, last updated 2006-04-10 19:10
Enter ? for additional hints on searching ARIN's WHOIS database.

04/10/06 23:53:01 whois INET-64-192-0-0-1@whois.arin.net

whois -h whois.arin.net !net-64-192-0-0-1 ...

OrgName: Level 3 Communications, Inc.
OrgID: LVLT
Address: 1025 Eldorado Blvd.
City: Broomfield
StateProv: CO
PostalCode: 80021
Country: US

NetRange: 64.192.0.0 - 64.195.255.255
CIDR: 64.192.0.0/14
NetName: LVLT-ORG-64-192
NetHandle: NET-64-192-0-0-1
Parent: NET-64-0-0-0-0
NetType: Direct Allocation
NameServer: STLDNS1.WCG.NET
NameServer: TULDNS1.WCG.NET
Comment:
RegDate: 2004-07-13
Updated: 2006-03-16

OrgAbuseHandle: APL8-ARIN
OrgAbuseName: Abuse POC LVLT
OrgAbusePhone: +1-877-453-8353
OrgAbuseEmail: abuse@level3.com

OrgTechHandle: ARINC4-ARIN
OrgTechName: ARIN Contact
OrgTechPhone: +1-800-436-8489
OrgTechEmail: arin-contact@genuity.com

OrgTechHandle: TPL1-ARIN
OrgTechName: Tech POC LVLT
OrgTechPhone: +1-877-453-8353
OrgTechEmail: ipaddressing@level3.com

ARIN WHOIS database, last updated 2006-04-10 19:10
Enter ? for additional hints on searching ARIN's WHOIS database.

04/10/06 23:53:35 whois INET-64-192-186-0-1@whois.arin.net

whois -h whois.arin.net !net-64-192-186-0-1 ...

OrgName: Glorb Internet Services
OrgID: GIS-71
Address: 226 N. Fifth St.
City: Columbus
StateProv: OH

PostalCode: 43215
Country: US

NetRange: 64.192.186.0 - 64.192.187.255
CIDR: 64.192.186.0/23
NetName: WLCO-TWC02161560-GLORB
NetHandle: NET-64-192-186-0-1
Parent: NET-64-192-0-0-1
NetType: Reallocated
Comment:
RegDate: 2004-11-30
Updated: 2004-11-30

RTechHandle: GIS-ARIN
RTechName: Glorb Internet Services
RTechPhone: +1-614-448-1305
RTechEmail: sysop@glorb.com

OrgAbuseHandle: GISAD-ARIN
OrgAbuseName: Glorb Internet Services Abuse Department
OrgAbusePhone: +1-614-448-1305
OrgAbuseEmail: abuse@glorb.com

OrgTechHandle: GIS-ARIN
OrgTechName: Glorb Internet Services
OrgTechPhone: +1-614-448-1305
OrgTechEmail: sysop@glorb.com

ARIN WHOIS database, last updated 2006-04-10 19:10
Enter ? for additional hints on searching ARIN's WHOIS database.

04/10/06 23:53:51 whois jamiebaillie.com
.com is a domain of USA & International Commercial
Searches for .com can be run at <http://www.crsnic.net/>

whois -h whois.crsnic.net jamiebaillie.com ...
Redirecting to WILD WEST DOMAINS, INC.

whois -h whois.wildwestdomains.com jamiebaillie.com ...
The data contained in this Registrar's Whois database,

while believed by the company to be reliable, is provided "as is"
with no guarantee or warranties regarding its accuracy. This information
is provided for the sole purpose of assisting you in obtaining
information about domain name registration records. Any use of
this data for any other purpose is expressly forbidden without
the prior written permission of the Registrar. By submitting an
inquiry, you agree to these terms of usage and limitations of warranty.
In particular, you agree not to use this data to allow, enable, or
otherwise make possible, dissemination or collection of this data, in
part or in its entirety, for any purpose, such as the transmission of
unsolicited advertising and solicitations of any kind, including spam.
You further agree not to use this data to enable high volume, automated
or robotic electronic processes designed to collect or compile this data
for any purpose, including mining this data for your own personal or
commercial purposes.

Please note: the owner of the domain name is specified in the "registrant" field.
In most cases, the Registrar is not the owner of domain names listed in this database.

Registrant:

Jamie Baillie Is A Spammer
PO Box 481
Blacklick, Ohio 43004-0481
United States

Registered through: JustThe.net
Domain Name: JAMIEBAILLIE.COM
Created on: 13-Nov-03
Expires on: 13-Nov-08
Last Updated on: 21-Oct-05

Administrative Contact:

Brozny, Geoff jamie@jamiebaillie.com
Jamie Baillie Is A Spammer
PO Box 481
Blacklick, Ohio 43004-0481
United States
6144481305 Fax --

Technical Contact:

Brozny, Geoff jamie@jamiebaillie.com
Jamie Baillie Is A Spammer
PO Box 481
Blacklick, Ohio 43004-0481
United States
6144481305 Fax --

Domain servers in listed order:

NAME1.GLORB.COM
NAME2.GLORB.COM
NAME3.GLORB.COM

Each of the URL's identified above contains Defamatory Libel, which as defined in the criminal code of Canada (article 298 of the criminal code of Canada) is a matter published, without lawful justification or excuse, that is likely to injure the reputation of any person by exposing him to hatred, contempt, or ridicule, or that is designed to insult the person of or concerning whom it is published. A person publishes a libel when he: a) exhibits it in public

b) causes it to be read or seen, or c) shows or delivers it, or causes it to be shown or delivered, with intent that

it should be read or seen by the person whom it defames or by any other person (article 299 of the criminal code of Canada).

I am sure it is unnecessary for me to explain laws related to slander, liable [sic], and defamation of character and the other potential violations of law already committed by this website.

There are also legal implications of libel, slander, defamation of character and invasion of privacy on the part of said website which I am sure your fair company would rather not be party to should the entire request for removal not be heeded.

Accordingly, please advise as to removal of these various items by 5 business days. If they are not removed within this time frame then the following actions can be taken against you.

In the event that Mr. Baillie is compelled to take legal proceedings by your failure to comply with the reasonable requests made in this letter, our client reserves its rights to seek damages and/or an injunction against you and/or your company to prevent the Website from publishing defamatory comments relating to Mr. Baillie.

Whilst setting out the legal options open to our Mr. Baillie, we would reiterate that he would prefer to avoid formal legal proceedings if possible.

Given the nature of this letter, we would urge you not to post it to the Website. If you were to do so, we are confident that the relevant Courts (and any visitors to the Website) would interpret such action as clear evidence of the bad faith motivating your operation of the Website.

We look forward to receiving the confirmation that the website(s) have been removed and the requested written undertaking in the timescale set out above.

I swear, under penalty of perjury consistent with United States Code Title 17, Section 512, that the information in the notification is accurate and that I am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law.

You may contact me at the email address jamiebaillie@sympatico.ca or via the phone at 416-781-0627

Yours faithfully

Jamie Baillie