

# **EXHIBIT**

# **A**

1 Joseph L. Kish (SBN 136429)  
2 Synergy Law Group  
3 730 West Randolph, 6<sup>th</sup> Floor  
4 Chicago, IL 60661  
5 Telephone: 312.454.0015  
6 Facsimile: 312.454.0261  
7 E-Mail: jkish@synergylawgroup.com

8 Attorney for e360Insight, Bargain Depot  
9 Enterprises, LLC, a.k.a. Bargaindepot.net, and  
10 Moniker Online Services, LLC

11  
12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
14 WESTERN DIVISION, LOS ANGELES

15 WILLIAM SILVERSTEIN, an )  
16 individual, )  
17 Plaintiff, )

18 vs. )

19 E360INSIGHT, LLC, BARGAIN )  
20 DEPOT ENTERPRISES, LLC, AKA )  
21 BARGAINDEPOT.NET, DAVID )  
22 LINHARDT, an individual, MONIKER )  
23 ONLINE SERVICES, LLC, And DOES )  
24 1-50; inclusive, )  
25 Defendants )

Case No.: cv07-2835 CAS (VBKx)

**DECLARATION OF DAVID  
LINHARDT IN SUPPORT OF  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT**

26 AND RELATED COUNTERCLAIMS )  
27  
28

I, David Linhardt, under oath states as follows:

1. I am the President of e360Insight, LLC (e360) and Bargain Depot Enterprises, LLC ("BDE"). I am over the age of 18 and competent to testify. I

1 have personal knowledge of the matters stated in this declaration and can and will  
2 truthfully testify as to those matters.  
3

4 2. I have been involved in Internet marketing and email marketing for  
5 over 12 years.  
6

7 3. e360 and BDE are email marketing companies whose business  
8 practices have, at all times relevant to the allegations in this lawsuit, complied  
9 with, and continue to comply with, all federal and state requirements, laws and  
10 standards pertaining to the sending of commercial email, including the Controlling  
11 the Assault of Non-Solicited Pornography and Marketing Act of 2003, 15 USC §  
12 7701 (CAN-SPAM) and California Business and Professions Code § 17529.5.  
13  
14

15 4. It is a standard, legal and accepted practice for websites to include in  
16 their privacy policies and terms of service partnership agreements with third-  
17 parties such as e360 and BDE whereby individuals wishing to access a domain  
18 agree to receive email messages from third parties such as e360 and BDE.  
19  
20

21 5. e360 and BDE register domain names with ICANN-accredited  
22 domain registrars and have provided accurate registration information at all times.  
23 e360 has purchased ICANN-approved private registrations in some cases, which  
24 keeps the legitimate registration information on file with the registrar and keeps  
25 this information confidential.  
26  
27  
28

1           6.     e360 and BDE attempt to verify the desire by such customers to  
2 receive emails utilizing a “double opt-in” process. This process involves the  
3 customer requesting an email, followed by e360 or BDE sending a confirmatory  
4 email allowing the customer to affirm or terminate its decision to receive  
5 marketing email.  
6  
7

8           7.     e360’s and BDE’s customers who affirm their interest in receiving  
9 email messages and those who choose not to opt-out are included in subsequent  
10 email messages until they unsubscribe at a later date or until e360 or BDE receive  
11 information showing the email account in question is closed.  
12  
13

14           8.     e360 and BDE provide the consumer the ability to “opt-out” of  
15 receiving email in every email sent and promptly comply with every request made  
16 by a consumer, typically in 12 to 24 hours from the time the request is received.  
17 e360 and BDE provide all email recipients with five methods for removing their  
18 email addresses from the mailing list a) by clicking on the one-click removal  
19 request included at the bottom or at the top of every email message sent or b) by  
20 sending a letter to e360 or BDE at the physical address provided at the bottom of  
21 every email message sent or c) by sending an email to the abuse contact contained  
22 in the ARIN registry for any IP address used by e360 or BDE to send email  
23 messages or d) by calling the toll-free 800 number included on the destination  
24 website associated with links contained in the email message or e) upon recipient  
25  
26  
27  
28

1 of a complaint from an ISP (Internet Service Provider), domain registrar, or spam  
2 reputation monitoring organization, e.g., SpamCop.net, ReturnPath.  
3

4 9. e360 and BDE provide a valid physical address in each email message  
5 they send. e360 and BDE are unaware of any incidence where a valid physical  
6 address was not included in any email message that they ever sent.  
7

8 10. e360 and BDE do not send email that contains or is accompanied by a  
9 third-party's domain name without the permission of the third party.  
10

11 11. e360 and BDE do not send email that contains or is accompanied by  
12 falsified, misrepresented, or forged header information.  
13

14 12. e360 and BDE do not send email that has a subject line that would be  
15 likely to mislead the recipient about a material fact regarding the contents or  
16 subject matter of the message.  
17

18 13. e360 and BDE only send email that contain a from line that accurately  
19 identifies the sender of the email.  
20

21 14. e360 and BDE do not engage in "spamming," which is essentially the  
22 digital equivalent of sending unsolicited junk mail.  
23

24 15. e360 and BDE employ a variety of permission processes that they  
25 control and that their marketing partners use to obtain permission from and provide  
26 notice to the consumer that received the email. These processes include clear and  
27 conspicuous notice of the terms of service and privacy policy describing what  
28

1 information is collected and how the registrant's information is going to be used.  
2 In addition, e360 and BDE and their partners send confirmation messages  
3 indicating their email address has been added to the mailing list and providing the  
4 recipient with an opportunity to affirm the registration or revoke the registration  
5 and opt-out from future mailings. Email recipients can remove their email  
6 addresses from future mailings at any time and without any additional obligation  
7 by way of the methods described above.  
8  
9  
10

11 16. The email lists compiled by e360 and BDE derive value because they  
12 are comprised of email addresses of individuals who signed up to receive  
13 commercial email messages.  
14

15 17. e360 and BDE on behalf of their clients use the email lists they have  
16 compiled to market their client's goods and services.  
17

18 18. e360 and BDE only generate revenue when a recipient of an email  
19 sent by e360 or BDE clicks a link in the email message, accesses the destination  
20 website and either purchases products or requests additional information on  
21 products and services provided by e360, BDE or their clients.  
22  
23

24 19. e360 and BDE have no interest in sending email to individuals who  
25 have not opted-in or to those individuals who do not want to receive email from  
26 e360 and BDE because those individuals will not access the websites of e360's or  
27  
28

1 BDE's clients, and e360 and BDE will not generate any resulting revenue to offset  
2 the costs associated with sending the email message.  
3

4 20. On January 25, 2007 and before the original Complaint was filed in  
5 this case on March 16, 2007, Mr. Silverstein made a public statement in the  
6 NANAE Usenet group that he received "spam" from e360Insight. Mr.  
7 Silverstein's posting was included in a message thread started by Mr. Mark  
8 Ferguson entitled, "E360INSIGHT, LLC are spammers and I can now sue them."  
9 The message id associated with Mr. Silverstein's posting is  
10 v4CdnU7d8IniPyXYnZ2dnUVZ\_u-unZ2d@speakeasy.net. In the posting, Mr.  
11 Silverstein stated, "While you offer ways to be removed, that does not change the  
12 fact that you have sent spam. As I said before, unless I asked for it, it IS SPAM!"  
13 (See Exhibit 1 of this Declaration).  
14  
15  
16  
17

18 21. I, on behalf of e360 and BDE, offered to remove any and all e-mail  
19 addresses Mr. Silverstein identified as those received from e360 or BDE and asked  
20 Mr. Silverstein to identify those emails so this could be accomplished. In addition,  
21 e360 and BDE requested Mr. Silverstein forward all examples of any email sent by  
22 e360 and BDE that, "violates both California law and CAN-SPAM," as stated by  
23 Mr. Silverstein.  
24  
25  
26

27 22. Mr. Silverstein refused to provide the email messages, email  
28 addresses or identify the recipients who were allegedly receiving the unwanted

1 email. Mr. Silverstein refused to provide the email messages that were allegedly  
2 in violation of both California law and CAN-SPAM.  
3

4 23. Every email sent and received has routing information that is  
5 contained in the “header” of the email, indicating the origin of the message and the  
6 path it took to reach the intended recipient.  
7

8 24. The “header” of an email contains the Internet Protocol address (“IP  
9 address”) of the computer that sent the email message. All computers connected to  
10 the internet are assigned a unique identifier called an IP address. They are used like  
11 street addresses so other computers can find them. An IP address is designated by  
12 a set of four numbers between 0 and 255, separated by periods that specify a  
13 location for the IP protocol. An example IP address is 123.45.67.890. Each  
14 computer on the Internet has at least one IP address that uniquely identifies it from  
15 all other computers on the Internet. Routing tables maintain IP addresses and  
16 routing information indicating where the IP address is located and how to reach it.  
17  
18  
19  
20

21 25. Based on my 12 years in Internet marketing, I am knowledgeable as  
22 to the practice of “spoofing” and in fact, I have been the victim of “spoofing”.  
23

24 26. The IP address specifically identifies the sender of an email. Because  
25 email is sent by a simple and unauthenticated protocol, known as Simple Mail  
26 Transfer Protocol (SMTP) and is a text-based form of electronic communication,  
27 nearly all of the information contained in the header and the body can be fabricated  
28

1 by anyone with a computer. This includes the from domains, from email addresses  
2 and domains used in URLs, i.e., links in the message body. These fabrications are  
3 commonly known as “spoofing” and are commonplace across the open Internet.  
4

5 27. Because of the possibility of “spoofing” involved in the emails Mr.  
6 Silverstein claims he received from e360 and BDE, I nor anyone can determine  
7 whether the e-mails referenced in Set 1 of Exhibit A of the First Amended  
8 Complaint are actually from e360 or BDE without the sender’s IP addresses.  
9  
10

11 28. The “Received” lines contained in an email message header are useful  
12 for tracing the origin of an email message. Domain names, which can be created  
13 by simply typing on a keyboard, can be easily fabricated or “spoofed.” However,  
14 the sending IP address cannot be spoofed. The IP addresses shown in the Received  
15 line comes from the underlying socket transaction between the two mail hosts and  
16 cannot be altered by the sender. In other words, the sending IP address is the only  
17 piece of information in an email message that is trustworthy because it cannot be  
18 fabricated.  
19  
20  
21

22 29. Without the IP sender address it is impossible for anyone to identify  
23 the sender of an e-mail. e360 or BDE cannot identify emails originating from them  
24 unless they have the sender’s IP address.  
25

26 30. e360 or BDE cannot stop sending email to a particular recipient, for  
27 any reason, unless they have the recipient’s email address.  
28

1           31. Mr. Silverstein has never provided the unaltered e-mails with the  
2 recipient's email address(es).  
3

4           32. Mr. Silverstein filed the original Complaint that gave rise to this  
5 lawsuit without providing me any IP addresses or emails. The original Complaint  
6 did not identify any emails that were alleged to violate either CAN-SPAM or the  
7 California Business & Professions Code.  
8

9           33. Mr. Silverstein alleges that he is an Internet Service Provider and an  
10 experienced computer professional (First Amended Complaint at ¶ 4, Verified  
11 Original Complaint at ¶ 1). If this is true, he would have no problem providing the  
12 IP sender address because this process is quite simple and generally known to ISP  
13 administrators. When email is sent from one individual to another, the sender's  
14 computer essentially "talks" to the recipient's computer. This "conversation"  
15 between the sending and receiving email server is known as a "handshake." The  
16 purpose of the handshake is to exchange information between the two machines  
17 and the resulting agreement preceding each email transmission according to a  
18 standard SMTP protocol. As a result of the two computers "talking", information  
19 is created about this greeting that becomes part of the "header" information that  
20 accompanies every email. The header information, unless altered, includes the IP  
21 address from which the email is sent.  
22  
23  
24  
25  
26  
27  
28

1 34. Once I became aware of the Complaint, I had my attorneys request the  
2 unaltered header information and the unaltered email server logs pertaining to  
3 whatever emails Mr. Silverstein claimed were at issue in this case. Unaltered mail  
4 server logs are required to confirm that a successful email transmission took place.  
5 Log files can add confirming information that is congruent with the information  
6 contained in the email message header. This information is required to eliminate  
7 the possibility that Mr. Silverstein generated the altered email messages himself by  
8 using a text editor based on publicly available information about e360's and BDE's  
9 domains and ip addresses. For example, Mr. Silverstein, or any third party with  
10 knowledge of email headers, could take information from NANAE or  
11 www.spamhaus.org or one of hundreds of other "anti-spam" sites and create an  
12 email header from e360's or BDE's mail servers, with e360 or BDE's accurate ip  
13 addresses and domains, and submit it as evidence in this case without actually  
14 receiving any email messages. Because an email header and body is simple text  
15 and can be easily replicated, e360 and BDE were aware of the possibility of fraud  
16 and wanted to obtain corroborating evidence that any email messages produced in  
17 this case, actually originated from e360 or BDE. The log files help determine  
18 whether Mr. Silverstein actually received the email message(s) in question.  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 35. I requested the unaltered email messages, including the unaltered  
2 email headers, body text and email server logs so that I could determine whether  
3 the email in question was sent by e360 or BDE.  
4

5 36. Without the sender IP information, I cannot determine whether the  
6 email was sent from an IP owned or controlled by e360 or BDE.  
7

8 37. Mr. Silverstein continues to refuse to provide the unaltered emails or  
9 unaltered email server log files.  
10

11 38. Mr. Silverstein filed an Amended Complaint, which again failed to  
12 include any of the emails he claimed violated any laws. Instead, Mr. Silverstein  
13 attached two sets of lists of unknown origin ("Set 1" containing 45 lines and "Set  
14 2" containing 44 lines) that included information purporting to be the "Date",  
15 "From" and "Subject" information of the allegedly offending emails.  
16  
17

18 39. Based on the domains listed in Set 2, I was able to determine that  
19 none of the allegedly offending emails referenced in Set 2 were sent from either  
20 e360 or BDE. This determination was made by e360 and BDE after they  
21 conducted an audit of their domain registrations from March 2003 to present.  
22 Since the domain names were never registered by e360 and BDE, and since e360  
23 and BDE to do engage in "spoofing," the Set 2 email messages could not have  
24 been sent by e360 and BDE.  
25  
26  
27  
28

1 40. Neither I, nor anyone, can reach any conclusions based on a review of  
2 the list identified as Set 1 accompanying the Amended Complaint. As previously  
3 stated, anyone can easily falsify (“spoof”) the “From”, “Subject” and even the  
4 contents of an email.  
5

6  
7 41. After reviewing the Amended Complaint, I directed my attorneys to  
8 request the complete email messages with unaltered header information and email  
9 server logs so I could determine whether they were even sent by e360 or BDE.  
10

11 42. Again, Mr. Silverstein refused to provide any of the unaltered emails  
12 referenced in the Amended Complaint or the unaltered email server logs associated  
13 with the emails referenced in the Amended Complaint.  
14

15 43. Later, Mr. Silverstein did provide nine (9) unique and altered emails  
16 that were partially redacted by excluding the recipient’s email address and other  
17 routing information in the email message header, which could have shown the path  
18 the email message took from the sender to the recipient. Mr. Silverstein has yet to  
19 produce any email server log files. These emails, however, actually included IP  
20 sender addresses. (Attached as Exhibit 2 are copies of the (9) unique e-mails.)  
21  
22

23  
24 44. Upon reviewing the sender’s IP address information from the nine  
25 altered emails, I determined and can state unequivocally that they did not originate  
26 from either 360 or BDE.  
27  
28

1 45. The sender IP addresses are all registered at the American Registry of  
2 Internet Numbers (ARIN) or their international counterparts. The IP address  
3 registry is publicly available for free at <http://www.arin.net>. The IP address  
4 registry indicates the entity that obtained the IP addresses from ARIN or their  
5 international counterpart and whether they have been reassigned to any of the  
6 entities customers. This information is publicly available to anyone with an  
7 internet connection, including Mr. Silverstein.  
8  
9  
10

11 46. The sender IP addresses contained in the emails identified in Exhibit 2  
12 resolve back to entities other than e360 or BDE. Further, the IP addresses  
13 contained in these emails resolve back to entities with which neither e360 nor BDE  
14 have ever done business.  
15  
16

17 47. Neither e360 nor BDE ever controlled the sender IP addresses  
18 contained in the emails identified in Exhibit 2.  
19

20 48. Neither e360 nor BDE ever set up computers, domain names, websites  
21 or email servers on any of the IP addresses contained in the emails identified in  
22 Exhibit 2.  
23

24 49. Neither e360 nor BDE formats email with the "links" identified in the  
25 emails identified in Exhibit 2.  
26

27 50. None of the "links" contained in the email messages resolve back to  
28 any website owned by e360, BDE or any of their clients.

1 51. Neither e360 nor BDE formats message headers similar to the headers  
2 contained in the emails identified in Exhibit 2.  
3

4 52. Neither e360 nor BDE set up email addresses included in the Bounce,  
5 Reply-to, Return-Path and From header lines included in the emails identified in  
6 Exhibit 2.  
7

8 53. Over the 15 months since Mr. Silverstein brought this matter to my  
9 attention, and one year after the filing of the original Complaint, e360 and BDE  
10 have not received any unaltered emails or sender IP addresses that indicate that any  
11 of the emails referenced in the First Amended Complaint originated from e360 or  
12 BDE.  
13  
14

15 54. Because that Mr. Silverstein refuses to provide the unaltered email  
16 messages, email headers and email server logs and that the IP addresses shown to  
17 date were never used by e360 or BDE, I conclude that these allegedly improper  
18 emails do not exist.  
19  
20

21 55. Usenet is an online bulletin board system that began at Duke  
22 University in 1979. Usenet users can post messages to newsgroups that can be read  
23 (and responded to) by anyone who has access to the system through a newsreader  
24 or through free, web-based readers like Google Groups (<http://groups.google.com>).  
25  
26

27 56. The NANAE is a Usenet group. NANAE is short for  
28 "news.admin.net-abuse.email." The description of the group is, "Discussion of

1 abuse of email systems." Email systems administrators use NANAE to report,  
2 investigate and communicate with other members of the community regarding  
3 email abuse, i.e., "spam" issues. Email systems administrators use NANAE to  
4 combat spam email and to evaluate mailers reputation and business practices.  
5  
6 Email systems administrators sometimes act on the information in NANAE by  
7 adding IP addresses and domain names to blocklists which are used for blocking or  
8 filtering inbound email messages.  
9  
10

11 57. The subject matter of Plaintiff's defamation claim, in part, was posted  
12 on NANAE which is comprised primarily of individuals aligned with Mr.  
13 Silverstein who are interested in matters involving "spamming".  
14

15 58. While involved in Illinois litigation, e360's computer was hacked and  
16 e360 needed expedited discovery because the information identifying the hacker  
17 was potentially going to be destroyed and e360 suspected the hacker might have  
18 been one of the defendants in the case or someone associated with one of the  
19 defendants.  
20  
21

22 I declare under penalty of perjury under the laws of the United States that  
23 the foregoing is true and correct and that this declaration was executed on March  
24 17, 2008.  
25

26   
27 \_\_\_\_\_  
28 DAVID LINHARDT

# **EXHIBIT**

**1**

Dave Linhardt  
e360Insight, LLC

243. Bill  
Silverstein [View profile](#)

(1 user) More options Jan 25, 5:28 am

Newsgroups: news.admin.net-abuse.email  
From: Bill Silverstein <scrapedfromn...@sorehands.com>  
Date: Thu, 25 Jan 2007 04:28:49 -0600  
Local: Thurs, Jan 25 2007 5:28 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them

[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

On 24 Jan 2007 06:31:15 -0800, e360Insight wrote:

I will give you credit that you do come to this group.

There is no spam welcome at the sorehands.com domain!

The e-mail address you sent to was originally used with bigmailbox back in 2002/2003. Of course then they were instructed not to distribute that e-mail address. Why don't you tell us how each email address from my domain has been added?

You have neutral interest in sending e-mail to recipients that do not want them. It costs you nothing (or almost nothing) more to send it to people who do not want them.

While you offer ways to be removed, that does not change the fact that you have sent spam. As I said before, unless I asked for it, it IS SPAM!

249.  
e360Insight [View profile](#)

(1 user) More options Jan 26, 12:24 pm

Newsgroups: news.admin.net-abuse.email  
From: "e360Insight" <e360insi...@gmail.com>  
Date: 26 Jan 2007 09:24:06 -0800  
Local: Fri, Jan 26 2007 12:24 pm  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them

[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Remove](#) | [Report this message](#) | [Find messages by this author](#)

Mr. Silverstein,

I have investigated this matter and found one record in our database with a sorehands.com domain. It doesn't appear we have been mailing this record recently. It appears that someone had added this record to our system in an attempt to set a trap on our list.

Nevertheless, I have added the record to our master do-not-email file and I have added sorehands.com to our master domain suppression file. This will prevent us from ever mailing this address or any email address on this domain, even if one of your users were to sign up through our double-confirmed process.

Please feel free to contact me again if you have any questions or concerns.

Regards,

Dave Linhardt  
e360Insight, LLC  
e360insi...@gmail.com

271. Bill  
Silverstein [View profile](#)

(1 user) More options Jan 27, 1:14 am

Newsgroups: [news.admin.net-abuse.email](#)  
From: Bill Silverstein <[scrapedfromn...@sorehands.com](mailto:scrapedfromn...@sorehands.com)>  
Date: Sat, 27 Jan 2007 00:14:38 -0600  
Local: Sat, Jan 27 2007 1:14 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them

[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

Actually it was not a trap. It was an address that was used to signup with bigmailbox.com, but I specifically said not to signup for partners or lists. I also told them specifically not to send or use the e-mail for lists.

Even so, the e-mails were in violation of both CAN-SPAM and California law.

I may be a pain in the ass, my ethics are beyond reproach.

273. Bill  
Silverstein [View profile](#)

(1 user) More options Jan 27, 11:36 am

Newsgroups: [news.admin.net-abuse.email](#)  
From: Bill Silverstein <[scrapedfromn...@sorehands.com](mailto:scrapedfromn...@sorehands.com)>  
Date: Sat, 27 Jan 2007 10:36:08 -0600  
Local: Sat, Jan 27 2007 11:36 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them

[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

On Sat, 27 Jan 2007 10:09:53 -0600, Laurence F. Sheldon, Jr. wrote:

No argument. After some people have seen my litigation success with spammers, ask if they can sign up for lists and then sue — I tell them then it is not spam and it is just plain wrong.

Since I have had my domain since 1998 and most of the companies (that promised not to add me to lists) that I signed up with before the .com bust went out of business and that their employees/owners/creditors probably sold their address list. Or spammers that I purchased from, so

I can track them, added sold the unique e-mail address I created just for them.

Yes, there is a valid reason to buy from a spammer! You buy so you can track them and file a lawsuit against them. As I was quoted in Time Magazine, "You can hide on the internet, but not from American Express."

<http://www.barbieslapp.com/spam>  
So many spammers to sue,  
so little time.

289. Bill  
Silverstein [View profile](#)

(1 user) More options Jan 29, 12:46 am

Newsgroups: news.admin.net-abuse.email  
From: Bill Silverstein <[scrapedfromn...@sorehands.com](mailto:scrapedfromn...@sorehands.com)>  
Date: Sun, 28 Jan 2007 23:46:40 -0600  
Local: Mon, Jan 29 2007 12:46 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them  
[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

Actually, it is a fact that several violations take place. The from portion of the header of the emails I inspected were deceptive. The physical address was not in the e-mail. And he/or his minions accessed my server in without authorization.

The only thing he did not do was to scrape the e-mail address from the web.

290. Bill  
Silverstein [View profile](#)

(1 user) More options Jan 27, 1:08 am

Newsgroups: news.admin.net-abuse.email  
From: Bill Silverstein <[scrapedfromn...@sorehands.com](mailto:scrapedfromn...@sorehands.com)>  
Date: Sat, 27 Jan 2007 00:08:05 -0600  
Local: Sat, Jan 27 2007 1:08 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them  
[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

On 26 Jan 2007 09:24:06 -0800, e360Insight wrote:

The problem is that you (or your 'partner') bought the list from bigmailbox.com, which makes the email sent to that address unsolicited.

While CAN-Spam makes spam legal, it does not make it wanted. The e-mails that you sent violated CAN-SPAM in 3 seperate manners. 1. The from field contains advertising copy. While Brighton Handbags might be a high-end product, I do believe that the handbag sent the e-mails in question; 2. They appear to include a link to an image of the physical postal address. 3. You were using MY server to relay the spam. You used MY server without authorization. My house being unlocked does not authorize you to watch my TV. My server specifically gives notice that you are not allowed use my spam to send spam.

309. Bill Silverstein [View profile](#)

1 user More options Jan 22, 4:04 am

Newsgroups: news.admin.net-abuse.email  
From: Bill Silverstein <scrapedfromn...@sorehands.com>  
Date: Mon, 22 Jan 2007 03:04:57 -0600  
Local: Mon, Jan 22 2007 4:04 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them  
[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

On 21 Jan 2007 16:57:29 -0800, e360Insight wrote:

I searched one of my spam archives and found some spam from bargaindepot that not only is spam, but violates both California law and CAN-SPAM.

And No, I never signed up with you. This is an address that you bought from someone else. And permission is not mungable.

Spam is not welcome at the sorehands.com, barbiesjapp.com, mattelabuse.com, or any other domain that I own or operate.

The exact terms of use are at <http://www.sorehands.com/anyone/license.htm>

By sending more spam, you are agreeing to the terms of use at the aforementioned domain.

310. e360Insight [View profile](#)

1 user More options Jan 22, 10:49 am

wsgroups: news.admin.net-abuse.email  
From: "e360Insight" <e360insi...@gmail.com>  
Date: 22 Jan 2007 07:49:17 -0800  
Local: Mon, Jan 22 2007 10:49 am  
Subject: Re: E360INSIGHT, LLC are spammers and I can now sue them  
[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Remove](#) | [Report this message](#) | [Find messages by this author](#)

We don't buy email records from third parties.

Please send these examples to me at e360insi...@gmail.com.

Thanks,

Dave Linhardt  
e360Insight, LLC

361. Bill Silverstein [View profile](#)

More options Jan 30, 10:32 pm

Newsgroups: news.admin.net-abuse.email  
From: Bill Silverstein <scrapedfromn...@sorehands.com>  
Date: Tue, 30 Jan 2007 21:32:08 -0600  
Local: Tues, Jan 30 2007 10:32 pm

Subject Re: E360INSIGHT, LLC are spammers and I can now sue them

[Reply to author](#) | [Forward](#) | [Print](#) | [Individual message](#) | [Show original](#) | [Report this message](#) | [Find messages by this author](#)

On Tue, 30 Jan 2007 19:42:24 +0100, Martijn Lievaart wrote:

>On Mon, 29 Jan 2007 18:13:40 -0800, Mark Ferguson wrote:

>> Hey Mark, have you had any success with a class action? Googling didn't  
>>> turn up any positive results of cases but under the definition it seems  
>>> to me that it should be possible.

>> These are not going to be class actions but

>> <http://www.timothywalton.com/ferguson.html>

>A very interesting read, indeed. In short:

You are incorrect. Besides Ferguson v. Friendfinder, there is Jaynes v. Commonwealth, and State v. Heckel which all say that you both day that you can't use forged or deceptive headers.

CAN-SPAM also destroys that argument. It sets a standard for all e-mail and specifically allow states to create laws that prohibit falsity and deception. If your spam is in violation of the state law, it is also in violation of the federal law.

# **EXHIBIT**

**2**

64L009J6.POP

Return-Path: <k8fcnv3ab2dcz7ogfsv4ptjhp4a@benewahcounty.net>  
 Delivered-To: [redacted]  
 Received: (qmail 23167 invoked by uid 509); 14 Oct 2005 08:27:16 -0700  
 Delivered-To: [redacted]  
 Received: (qmail 23165 invoked by uid 511); 14 Oct 2005 08:27:16 -0700  
 Received: from 222.255.184.145 by server.mattelabuse.com (envelope-from <k8fcnv3ab2dcz7ogfsv4ptjhp4a@benewahcounty.net>, uid 509) with qmail-scanner-1.24-st-qms  
 (Clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms. Clear:RC:0(222.255.184.145):SA:1(13.0/5.0):. Processed in 2.798874 secs); 14 Oct 2005 15:27:15 -0000  
 X-Spam-Status: Yes, hits=13.0 required=5.0  
 X-Spam-Level: ++++++  
 X-Spam-Report: SA TESTS  
 1.8 ADDRESS\_IN\_SUBJECT To: address appears in subject  
 2.1 BAYES\_80 BODY: Bayesian spam probability is 80 to 95% [score: 0.8429]  
 3.1 RCVD\_IN\_XBL RBL: Received via a relay in Spamhaus XBL [222.255.184.145 listed in sbl-xbl.spamhaus.org]  
 0.3 DNS\_FROM\_AHBL\_RHSBL RBL: From: sender listed in dnsbl.ahbl.org  
 1.0 URIBL\_SBL Contains an URL listed in the SBL blocklist [URIs: benewahcounty.net]  
 1.5 URIBL\_WS\_SURBL Contains an URL listed in the WS SURBL blocklist [URIs: benewahcounty.net]  
 3.2 URIBL\_OB\_SURBL Contains an URL listed in the OB SURBL blocklist [URIs: benewahcounty.net]  
 0.1 MSGID\_FROM\_MTA\_HEADER Message-Id was added by a relay  
 X-Antivirus-MATTELABUSE-Mail-From: k8fcnv3ab2dcz7ogfsv4ptjhp4a@benewahcounty.net via server.mattelabuse.com  
 X-Antivirus-MATTELABUSE: 1.24-st-qms (Clear:RC:0(222.255.184.145):SA:1(13.0/5.0):. Processed in 2.798874 secs Process 23156)  
 Received: from unknown (HELO qimeydsz5m66rox5aq.benewahcounty.net) (222.255.184.145) by server.sorehands.com with SMTP; 14 Oct 2005 08:27:12 -0700  
 Date: Fri, 14 Oct 2005 16:16:34 GMT  
 Message-ID: <mevd7tbux5ryhtz-vd5fd1v5d44@benewahcounty.net>  
 Errors-To: k8fw673cfg735bu3pvefnkuy4we@benewahcounty.net  
 Received: by qimeydsz5m66rox5aq.benewahcounty.net (qimeydsz5m66rox5aq.benewahcounty.net [222.255.184.145]) with silverpop Fri, 14 Oct 2005 16:16:34 -0500  
 X-Mailer: silverpop  
 Importance: Normal  
 MIME-Version: 1.0  
 Sensitivity: Normal  
 Subject: :SPAM: none@sorehands.com, buy Brighton Handbags today and save up to 97 percent off  
 From: "handbags" <coteau-du-lac@benewahcounty.net>  
 To: none@sorehands.com  
 Reply-To: coteau-du-lac@benewahcounty.net  
 Content-Type: text/plain;  
 charset="ISO-8859-1"

Brighton Handbags Just In and Starting at only \$22.99

Compare our popular handbags to Brighton and save up to 97% off!

<http://e8fbda5wcoa5tt6ws6td4v4wgky.benewahcounty.net/vesicularitiesytwoywtgc/p/>

64L009J6.POP

-  
<http://q8fxat6at7qpp4y13mbimgriety.benewahcounty.net/vesicularitiesytwoywtgc/p/48366667>

1119420043.12911.server.mattelabuse.com,S=2446  
 Return-Path: <gfi22tcyna8t7w8jagrxtfzlgzq@GRACEFULLEST.ORG>  
 Delivered-To: [redacted]  
 Received: (qmail 12908 invoked by uid 509); 21 Jun 2005 23:00:43 -0700  
 Delivered-To: [redacted]  
 Received: (qmail 12904 invoked by uid 511); 21 Jun 2005 23:00:43 -0700  
 Received: from 222.111.92.244 by server.mattelabuse.com (envelope-from  
 <gfi22tcyna8t7w8jagrxtfzlgzq@gracefullest.org>, uid 509) with  
 qmail-scanner-1.24-st-qms  
 (Clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms.  
 Clear:RC:0(222.111.92.244):SA:1(22.9/5.0):.  
 Processed in 2.835671 secs); 22 Jun 2005 06:00:43 -0000  
 X-Spam-Status: Yes, hits=22.9 required=5.0  
 X-Spam-Level: ++++++  
 X-Antivirus-MYDOMAIN-Mail-From: gfi22tcyna8t7w8jagrxtfzlgzq@gracefullest.org via  
 server.mattelabuse.com  
 X-Antivirus-MYDOMAIN: 1.24-st-qms (Clear:RC:0(222.111.92.244):SA:1(22.9/5.0):.  
 Processed in 2.835671 secs Process 12895)  
 Received: from unknown (HELO ijvanhavvjjd4gqsey.GRACEFULLEST.ORG) (222.111.92.244)  
 by server.sorehands.com with SMTP; 21 Jun 2005 23:00:39 -0700  
 Errors-To: ge62bx2tkp8f5w8glxj6l762lvi@GRACEFULLEST.ORG  
 Message-ID: <if7d77qha5b3ppo-oozjbeqs22i@GRACEFULLEST.ORG>  
 Received: by ijvanhavvjjd4gqsey.GRACEFULLEST.ORG  
 (ijvanhavvjjd4gqsey.GRACEFULLEST.ORG [222.111.92.22]) with mail pro  
 wed, 22 Jun 2005 06:51:44 -0500  
 Date: Wed, 22 Jun 2005 06:51:44 GMT  
 MIME-Version: 1.0  
 X-Mailer: mail pro  
 Sensitivity: Normal  
 Importance: Normal  
 Subject: :SPAM:  
 From: "Designer Handbag Discounts" <eddycounty@GRACEFULLEST.ORG>  
 To: none@sorehands.com  
 Reply-To: eddycounty@GRACEFULLEST.ORG  
 Content-Type: text/html;  
 charset="ISO-8859-1"

```
<HTML><HEAD>
<BODY>
<TABLE align=center>
  <TBODY>
    <TR>
      <TD valign=center align=middle>
        <a
href="http://af5frs1ewx8u158scs7gp2sbepbi.GRACEFULLEST.ORG/users/916628/eteo.cgi">
          <IMG
src="http://www.bargaindepot.net/hostedimages/bdstore_handbags/bdhandbags_121504_1.g
if" align=middle></a>
        </TD></TR></TBODY></TABLE></BODY></HTML>
<table align="center">
  <tr>
    <td align="center">
      <a
href="http://meuczecgno82ix8rrdeu7wagmk6q.GRACEFULLEST.ORG/users/916628/eteo.cgi"><I
MG BORDER="0"
src="http://me1n6wkcog8ywt8m6h7gdeetbtem.GRACEFULLEST.ORG/users/916628/eteo.cgi">
      <br><br>
      <a
href="http://sf44cnbtdf8e7v87acbx4n7iobf4.GRACEFULLEST.ORG/users/916628/eteo.cgi"><i
mg border="0"
src="http://ceinei hzw8sib8g4ji7pht4mjca.GRACEFULLEST.ORG/users/916628/eteo.cgi">
    </td></tr></table>
48366667<br>
```

</body>  
</html>

1119420043.12911.server.mattelabuse.com,S=2446

1121936383.7307.server.mattelabuse.com,S=2118  
Return-Path: <sfjhsq1kmc-2pm-sskoaoe2u7bby@duchesneauw.net>  
Delivered-To: [redacted]  
Received: (qmail 7304 invoked by uid 509); 21 Jul 2005 01:59:43 -0700  
Delivered-To: [redacted]  
Received: (qmail 7301 invoked by uid 511); 21 Jul 2005 01:59:43 -0700  
Received: from 68.49.67.213 by server.mattelabuse.com (envelope-from  
<sfjhsq1kmc-2pm-sskoaoe2u7bby@duchesneauw.net>, uid 509) with  
qmail-scanner-1.24-st-qms  
(Clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms.  
Clear:RC:0(68.49.67.213):SA:1(12.1/5.0):.  
Processed in 2.080243 secs); 21 Jul 2005 08:59:43 -0000  
X-Spam-Status: Yes, hits=12.1 required=5.0  
X-Spam-Level: ++++++++  
X-Antivirus-MYDOMAIN-Mail-From: sfjhsq1kmc-2pm-sskoaoe2u7bby@duchesneauw.net via  
server.mattelabuse.com  
X-Antivirus-MYDOMAIN: 1.24-st-qms (Clear:RC:0(68.49.67.213):SA:1(12.1/5.0):.  
Processed in 2.080243 secs Process 7292)  
Received: from unknown (HELO ei6cv1xlqfbbpd1bla.duchesneauw.net) (68.49.67.213)  
by server.sorehands.com with SMTP; 21 Jul 2005 01:59:40 -0700  
Errors-To: se6iucbk4h-xbf-h1c6mvv1hpcoq@duchesneauw.net  
X-Mailer: super duper v99.9  
Sensitivity: Normal  
Importance: Normal  
Date: Thu, 21 Jul 2005 09:53:33 GMT  
MIME-Version: 1.0  
Message-ID: <aff3azf1s4qicqf-kreuchwjppq@duchesneauw.net>  
Received: by ei6cv1xlqfbbpd1bla.duchesneauw.net (ei6cv1xlqfbbpd1bla.duchesneauw.net  
[68.49.67.213]) with super duper v99.9  
Thu, 21 Jul 2005 09:53:33 -0500  
Subject: :SPAM: BILL, Sport Sunglasses 6 for \$48  
From: "Sport Sunglasses" <wyomissinghillsborough@duchesneauw.net>  
To: none@sorehands.com  
Reply-To: wyomissinghillsborough@duchesneauw.net  
Content-Type: text/plain;  
charset="ISO-8859-1"

Sport Sunglasses Sale - Buy 6 Pairs for \$48

That's only \$8 per pair!

save up to 97% off compared to Nike, Ray-Ban, Revo, Oakley, Arnette and more.

To redeem the 6for48 offer, enter coupon code 6for48 during checkout.

<http://mep6xjqr5c-syh-aycdgvat3f5zm.duchesneauw.net/xx19sc/6120sc556/index.xx1>

48366667 Ad message. To reach us,  
<http://ofhm4w622q-cpy-wgebymnoo4buu.duchesneauw.net/xx19sc/6120sc556/index.xx1>.  
To delete none@sorehands.com,  
<http://efxat6at7q-pp4-y13pir4gricty.duchesneauw.net/xx19sc/6120sc556/index.xx1>

1122491875.4260.server.mattelabuse.com,S=2662

Return-Path: <qefawf2ex.78jotdzhb77jb5nxky@liriosbarrio.org>  
 Delivered-To: [redacted]  
 Received: (qmail 4256 invoked by uid 509); 27 Jul 2005 12:17:55 -0700  
 Delivered-To: [redacted]  
 Received: (qmail 4254 invoked by uid 511); 27 Jul 2005 12:17:55 -0700  
 Received: from 67.140.31.172 by server.mattelabuse.com (envelope-from  
 <qefawf2ex.78jotdzhb77jb5nxky@liriosbarrio.org>, uid 509) with  
 qmail-scanner-1.24-st-qms  
 (Clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms.  
 Clear:RC:0(67.140.31.172):SA:1(18.6/5.0):.  
 Processed in 3.944314 secs); 27 Jul 2005 19:17:55 -0000  
 X-Spam-Status: Yes, hits=18.6 required=5.0  
 X-Spam-Level: ++++++  
 X-Antivirus-MYDOMAIN-Mail-From: qefawf2ex.78jotdzhb77jb5nxky@liriosbarrio.org via  
 server.mattelabuse.com  
 X-Antivirus-MYDOMAIN: 1.24-st-qms (Clear:RC:0(67.140.31.172):SA:1(18.6/5.0):.  
 Processed in 3.944314 secs Process 4245)  
 Received: from unknown (HELO kiqgvcco7bjpawegjy.liriosbarrio.org) (67.140.31.172)  
 by server.sorehands.com with SMTP; 27 Jul 2005 12:17:51 -0700  
 Sensitivity: Normal  
 MIME-Version: 1.0  
 Errors-To: qeowopbn6.z8kphq4xts7bv653bm@liriosbarrio.org  
 Importance: Normal  
 Date: Wed, 27 Jul 2005 20:12:59 GMT  
 Message-ID: <sfsmfbkf2nfv5da-yqhlxcccpcu@liriosbarrio.org>  
 X-Mailer: super duper v99.9  
 Received: by kiqgvcco7bjpawegjy.liriosbarrio.org  
 (kiqgvcco7bjpawegjy.liriosbarrio.org [67.140.31.172]) with super duper v99.9  
 Wed, 27 Jul 2005 20:12:59 -0500  
 Subject: :SPAM: none@sorehands.com, six for \$48 compare to Oakley sunglasses  
 From: "6 pairs for \$48" <eastlackawannocktownship@liriosbarrio.org>  
 To: none@sorehands.com  
 Reply-To: eastlackawannocktownship@liriosbarrio.org  
 Content-Type: text/html;  
 charset="ISO-8859-1"

```

<HTML><HEAD>
<META http-equiv=Content-Type content="text/html; charset=windows-1252">
<META content="MSHTML 6.00.2800.1106" name=GENERATOR></HEAD>
<BODY>
<TABLE align=center>
  <TBODY>
    <TR>
      <TD valign=center align=middle>
        <a
href="http://ke62bx2tk.p8f5wgley2i1162wvi.liriosbarrio.org/38/default.bao?id=3838">
          <IMG
src="http://www.bargaindepot.net/hostedimages/bdstore_sunglasses/xsport_6for48_c.jpg"
align=middle></a>
        <br>
        <br>
        <br>
        <br>
      </TD>
    </TR>
  </TBODY>
</TABLE>

<table align="center">
<tr>
<td align="center">
<a
href="http://qefawf2ex.78jotdzhb77jb5nxky.liriosbarrio.org/38/default.bao?id=3838">
  <IMG BORDER="0"
src="http://cf7d77qha.58b3ppooqjtbeqre2i.liriosbarrio.org/38/default.bao?id=3838">

```

1122491875.4260.server.matte1abuse.com,s=2662

<br><br>

<a

href="http://ifb4ius5b.y8ky2vnwxpynrsaym.liriosbarrio.org/38/default.bao?id=3838">

</td></tr></table>

48366667<br>

</body>

</html>

1123019971.26863.server.mattelabuse.com,S=2243  
 Return-Path: <cef41b.rhqq-4j-r-wzyod21naqwfy@xerophthalmic.net>  
 Delivered-To: [redacted]  
 Received: (qmail 26860 invoked by uid 509); 2 Aug 2005 14:59:31 -0700  
 Delivered-To: [redacted]  
 Received: (qmail 26857 invoked by uid 511); 2 Aug 2005 14:59:31 -0700  
 Received: from 210.102.36.213 by server.mattelabuse.com (envelope-from  
 <cef41b.rhqq-4j-r-wzyod21naqwfy@xerophthalmic.net>, uid 509) with  
 qmail-scanner-1.24-st-qms  
 (clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms.  
 Clear:RC:0(210.102.36.213):SA:1(13.6/5.0):.  
 Processed in 3.708409 secs); 02 Aug 2005 21:59:31 -0000  
 X-Spam-Status: Yes, hits=13.6 required=5.0  
 X-Spam-Level: ++++++++  
 X-Antivirus-MYDOMAIN-Mail-From: cef41b.rhqq-4j-r-wzyod21naqwfy@xerophthalmic.net via  
 server.mattelabuse.com  
 X-Antivirus-MYDOMAIN: 1.24-st-qms (Clear:RC:0(210.102.36.213):SA:1(13.6/5.0):.  
 Processed in 3.708409 secs Process 26848)  
 Received: from unknown (HELO qjugx6j7y52n3sgxlq.xerophthalmic.net) (210.102.36.213)  
 by server.sorehands.com with SMTP; 2 Aug 2005 14:59:27 -0700  
 Errors-To: ce36go.pcz7-ob-u-cmn3gdzelk3rm@xerophthalmic.net  
 Message-ID: <eeg6eitsh4ydm3z-jtgh2k4ym6q@xerophthalmic.net>  
 Date: Tue, 2 Aug 2005 22:54:51 GMT  
 X-Mailer: super duper v99.9  
 Received: by qjugx6j7y52n3sgxlq.xerophthalmic.net  
 (qjugx6j7y52n3sgxlq.xerophthalmic.net [210.102.36.213]) with super duper v99.9  
 Tue, 2 Aug 2005 22:54:51 -0500  
 Importance: Normal  
 Sensitivity: Normal  
 MIME-Version: 1.0  
 Subject: :SPAM: none@sorehands.com, Bolle, Ray-Ban, Nike and More - Six pairs for  
 \$48  
 From: "Sunglasses" <ahl@xerophthalmic.net>  
 To: none@sorehands.com  
 Reply-To: ahl@xerophthalmic.net  
 Content-Type: text/plain;  
 charset="ISO-8859-1"

Sports Sunglasses Sale - Buy Six Pairs for \$48

Compare to Oakley, Ray-Ban, Nike, Bolle and save up to 96% Off!

To redeem offer, you must use coupon code 6for48 during checkout. If you do not use this coupon code, you will not receive the 6 for \$48 offer.

<http://qfvgn5.wupv-dx-q-eatouvt4w2bze.xerophthalmic.net/midlives/dbythqplyvjprye/?iruu=>

To remove none@sorehands.com from our list, <http://ifcnv3.ab2d-cz-7-ogfmnjptjhi4a.xerophthalmic.net/midlives/dbythqplyvjprye/?iruu=>

Ad 48366667. To send us snail mail, go here for address, <http://seqmvy.wnmi-vr-i-2mhtuv5tod5ly.xerophthalmic.net/midlives/dbythqplyvjprye/?iruu=>

1123265811.695.server.mattelabuse.com,S=2539  
Return-Path: <igagaww-ct-rcxkrvuqovncztpqa@salmonbeach.net>  
Delivered-To: [redacted]  
Received: (qmail 691 invoked by uid 509); 5 Aug 2005 11:16:51 -0700  
Delivered-To: [redacted]  
Received: (qmail 689 invoked by uid 511); 5 Aug 2005 11:16:51 -0700  
Received: from 219.254.236.168 by server.mattelabuse.com (envelope-from  
<igagaww-ct-rcxkrvuqovncztpqa@salmonbeach.net>, uid 509) with  
qmail-scanner-1.24-st-qms  
(c clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms.  
Clear:RC:0(219.254.236.168):SA:1(14.2/5.0):.  
Processed in 4.029517 secs); 05 Aug 2005 18:16:51 -0000  
X-Spam-Status: Yes, hits=14.2 required=5.0  
X-Spam-Level: ++++++  
X-Antivirus-MYDOMAIN-Mail-From: igagaww-ct-rcxkrvuqovncztpqa@salmonbeach.net via  
server.mattelabuse.com  
X-Antivirus-MYDOMAIN: 1.24-st-qms (Clear:RC:0(219.254.236.168):SA:1(14.2/5.0):.  
Processed in 4.029517 secs Process 680)  
Received: from unknown (HELO gilh776dwgxodpogga.salmonbeach.net) (219.254.236.168)  
by server.sorehands.com with SMTP; 5 Aug 2005 11:16:46 -0700  
Received: by gilh776dwgxodpogga.salmonbeach.net (gilh776dwgxodpogga.salmonbeach.net  
[219.254.236.168]) with super duper v99.9  
Fri, 5 Aug 2005 19:08:44 -0500  
MIME-Version: 1.0  
Message-ID: <kfrnhw5cua6yikq-rjz3f6baxs4@salmonbeach.net>  
X-Mailer: super duper v99.9  
Sensitivity: Normal  
Errors-To: iepoybv-6o-fkzabek2atkybtcy4@salmonbeach.net  
Importance: Normal  
Date: Fri, 5 Aug 2005 19:08:44 GMT  
Subject: :SPAM: none@sorehands.com, Versace, Prada, Dolce & Gabbana and More - Five  
pairs for \$50  
From: "5 Pair Deal" <ingledistrict@salmonbeach.net>  
To: none@sorehands.com  
Reply-To: ingledistrict@salmonbeach.net  
Content-Type: text/html;  
charset="ISO-8859-1"

```
<HTML><HEAD>
<META http-equiv=Content-Type content="text/html; charset=windows-1252">
<META content="MSHTML 6.00.2800.1106" name=GENERATOR></HEAD>
<BODY>
<TABLE align=center>
  <TBODY>
    <TR>
      <TD valign=center align=middle>
        <a href="http://cfvq1ng-na-b2nkusdxmxdzjgb4.salmonbeach.net/v/?HALKO">
          <IMG src="http://gesy7f5-bb-6v76ytmgpkwpjuqu.salmonbeach.net/v/?HALKO"
align=middle></a>
        <br>
      </TD>
    </TR>
  </TBODY>
</TABLE>
</HTML>
<br><br>
<table align="center">
<tr>
<td align="center">
<a href="http://oexdoh-me-oh7u77kgzskgcukqm.salmonbeach.net/v/?HALKO"><IMG
BORDER="0" src="http://ofb4ius-5b-yky2vnw5xz5rsaiym.salmonbeach.net/v/?HALKO">
<br>
<a href="http://afmy66k-v4-nmxs3o5fesy3snz7a.salmonbeach.net/v/?HALKO"><IMG
BORDER="0" src="http://eedvnzw-do-ujp7qjmlqxyjhyyt4.salmonbeach.net/v/?HALKO">
<br><br>
</td></tr></table>
```

</body>  
</html>

1123265811.695.server.mattelabuse.com,S=2539

1126036614.1025.server.mattelabuse.com,s=2918  
Return-Path: <kfswfpknl.5-3-a-37f6f6uahm2um@xhaematic.com>  
Delivered-To: [redacted]  
Received: (qmail 1022 invoked by uid 509); 6 Sep 2005 12:56:54 -0700  
Delivered-To: [redacted]  
Received: (qmail 1019 invoked by uid 511); 6 Sep 2005 12:56:54 -0700  
Received: from 82.43.137.136 by server.mattelabuse.com (envelope-from <kfswfpknl.5-3-a-37f6f6uahm2um@xhaematic.com>, uid 509) with qmail-scanner-1.24-st-qms (clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms. Clear:RC:0(82.43.137.136):SA:1(11.4/5.0):. Processed in 2.666338 secs); 06 Sep 2005 19:56:54 -0000  
X-Spam-Status: Yes, hits=11.4 required=5.0  
X-Spam-Level: ++++++++  
X-Spam-Report: SA TESTS  
1.8 ADDRESS\_IN\_SUBJECT To: address appears in Subject  
0.4 BAYES\_60 BODY: Bayesian spam probability is 60 to 80% [score: 0.7106]  
1.5 BLANK\_LINES\_70\_80 BODY: Message body has 70-80% blank lines  
2.0 RCVD\_IN\_SORBS\_DUL RBL: SORBS: sent directly from dynamic IP address [82.43.137.136 listed in dnsbl.sorbs.net]  
3.1 RCVD\_IN\_XBL RBL: Received via a relay in Spamhaus XBL [82.43.137.136 listed in sbl-xbl.spamhaus.org]  
0.1 RCVD\_IN\_NJABL\_DUL RBL: NJABL: dialup sender did non-local SMTP [82.43.137.136 listed in combined.njabl.org]  
1.0 URIBL\_SBL Contains an URL listed in the SBL blacklist [URIs: xhaematic.com]  
1.5 URIBL\_WS\_SURBL Contains an URL listed in the WS SURBL blacklist [URIs: xhaematic.com]  
0.1 MSGID\_FROM\_MTA\_HEADER Message-Id was added by a relay  
X-Antivirus-MATTELABUSE-Mail-From: kfswfpknl.5-3-a-37f6f6uahm2um@xhaematic.com via server.mattelabuse.com  
X-Antivirus-MATTELABUSE: 1.24-st-qms (Clear:RC:0(82.43.137.136):SA:1(11.4/5.0):. Processed in 2.666338 secs Process 1010)  
Received: from unknown (HELO cjfvacrmuqram5j5y.xhaematic.com) (82.43.137.136) by server.sorehands.com with SMTP; 6 Sep 2005 12:56:51 -0700  
Message-ID: <metd32e6iv7cv6d-cg527selcma@xhaematic.com>  
Sensitivity: Normal  
X-Mailer: xtreme  
Received: by cjfvacrmuqram5j5y.xhaematic.com (cjfvacrmuqram5j5y.xhaematic.com [82.43.137.136]) with xtreme  
Tue, 6 Sep 2005 20:48:11 -0500  
Errors-To: kfeq4u56yf.4-7-c-7sdhj5lwpssu@xhaematic.com  
Date: Tue, 6 Sep 2005 20:48:11 GMT  
MIME-Version: 1.0  
Importance: Normal  
Subject: :SPAM: none@sorehands.com, Ray-Ban & Oakley at up to 90 percent off  
From: "Shades Plus" <polygonies@xhaematic.com>  
To: none@sorehands.com  
Reply-To: polygonies@xhaematic.com  
Content-Type: text/plain;  
charset="ISO-8859-1"

Six Pairs of Sports Sunglasses for \$48!

<http://eetd32e6iv.7-c-v-6dgc527selmma.xhaematic.com/sfmthrxhg/92360748.asp?364739214>

Enter coupon code 6for48 during checkout.

1126036614.1025.server.mattelabuse.com,S=2918  
Removing none@sorehands.com is very easy. Simply press here  
<http://qff3azfls4.q-i-c-qfk75bchwjqj.xhaematic.com/sfmthrxhg/92360748.asp?36473921448366667>

1128610826.27612.server.mattelabuse.com,s=2250

Return-Path: <ee1xkxmi5.3yi5hx4uh2kgkoxza@fugitivenessesu.net>  
Delivered-To: [redacted]  
Received: (qmail 27609 invoked by uid 509); 6 Oct 2005 08:00:25 -0700  
Delivered-To: [redacted]  
Received: (qmail 27606 invoked by uid 511); 6 Oct 2005 08:00:25 -0700  
Received: from 222.255.184.21 by server.mattelabuse.com (envelope-from  
<ee1xkxmi5.3yi5hx4uh2kgkoxza@fugitivenessesu.net>, uid 509) with  
qmail-scanner-1.24-st-qms  
(Clamscan: 0.80/678, spamassassin: 3.0.1. perlscan: 1.24-st-qms.  
Clear:RC:0(222.255.184.21):SA:0(1.4/5.0):.  
Processed in 5.541735 secs); 06 Oct 2005 15:00:25 -0000  
X-Spam-Status: No, hits=1.4 required=5.0  
X-Spam-Level: +  
X-Spam-Report: SA TESTS

0.4 BAYES\_60 BODY: Bayesian spam probability is 60 to 80%  
[score: 0.6238]  
1.0 URIBL\_SBL Contains an URL listed in the SBL blocklist  
[URIs: fugitivenessesu.net]

X-Antivirus-MATTELABUSE-Mail-From: ee1xkxmi5.3yi5hx4uh2kgkoxza@fugitivenessesu.net  
via server.mattelabuse.com

X-Antivirus-MATTELABUSE: 1.24-st-qms (Clear:RC:0(222.255.184.21):SA:0(1.4/5.0):.  
Processed in 5.541735 secs Process 27597)  
Received: from unknown (HELO iih6jgcfotlok2ajt4.fugitivenessesu.net)  
(222.255.184.21)

by server.sorehands.com with SMTP; 6 Oct 2005 08:00:19 -0700

Importance: Normal

Errors-To: eeaxdohme.oh7u77kesdkgcurqm@fugitivenessesu.net

X-Mailer: xmail zd1.0

Received: by iih6jgcfotlok2ajt4.fugitivenessesu.net  
(iih6jgcfotlok2ajt4.fugitivenessesu.net [222.255.184.21]) with xmail zd1.0  
Thu, 6 Oct 2005 15:56:38 -0500

Date: Thu, 6 Oct 2005 15:56:38 GMT

Sensitivity: Normal

Message-ID: <geedyd52ictwkk-rjweez7c5mk4@fugitivenessesu.net>

MIME-Version: 1.0

Subject: BILL, Compare to Oakley's, 6 for \$48

From: "Sunglass Specials" <cedarlaketownship@fugitivenessesu.net>

To: none@sorehands.com

Reply-To: cedarlaketownship@fugitivenessesu.net

Content-Type: text/plain;  
charset="ISO-8859-1"

Oakley Sunglasses for \$8 each!

Compare our X-sport Sunglasses to Oakley and  
save up to 95% off!

Buy 6 and get them for \$8 each. To qualify for  
special pricing, you must enter coupon code  
6for48 during checkout.

<http://sfnij5gus.23ah2bdegkwiaqe1e.fugitivenessesu.net/9928bp637/g83409.xod>

<http://keowopbn6.zkphq4xxtrrv65ubm.fugitivenessesu.net/9928bp637/g83409.xod>  
48366667

1128610826.27612.server.mattelabuse.com,s=2250

1143837240.26762.server.mattelabuse.com,S=3068

Return-Path: <kpniypeuv20060331.153294.jdsimjmbr@cheslak.net>  
 Delivered-To: [redacted]  
 Received: (qmail 26759 invoked by uid 509); 31 Mar 2006 12:34:00 -0800  
 Delivered-To: [redacted]  
 Received: (qmail 26756 invoked by uid 511); 31 Mar 2006 12:34:00 -0800  
 Received: from 211.220.166.139 by server.mattelabuse.com (envelope-from <kpniypeuv20060331.153294.jdsimjmbr@cheslak.net>, uid 509) with qmail-scanner-1.24-st-qms (clamscan: 0.80/678. spamassassin: 3.0.1. perlscan: 1.24-st-qms. Clear:RC:0(211.220.166.139):SA:1(5.1/5.0):. Processed in 4.026029 secs); 31 Mar 2006 20:34:00 -0000  
 X-Spam-Status: Yes, hits=5.1 required=5.0  
 X-Spam-Level: +++++  
 X-Spam-Report: SA TESTS  
 -1.1 BAYES\_40 BODY: Bayesian spam probability is 20 to 40% [score: 0.3036]  
 2.0 RCVD\_IN\_SORBS\_DUL RBL: SORBS: sent directly from dynamic IP address [211.220.166.139 listed in dnsbl.sorbs.net]  
 3.1 RCVD\_IN\_XBL RBL: Received via a relay in Spamhaus XBL [211.220.166.139 listed in sbl-xbl.spamhaus.org]  
 0.1 RCVD\_IN\_NJABL\_DUL RBL: NJABL: dialup sender did non-local SMTP [211.220.166.139 listed in combined.njabl.org]  
 1.0 URIBL\_SBL Contains an URL listed in the SBL blocklist [URIs: cheslak.net]  
 0.1 MSGID\_FROM\_MTA\_HEADER Message-Id was added by a relay  
 X-Antivirus-MATTELABUSE-Mail-From: kpniypeuv20060331.153294.jdsimjmbr@cheslak.net via server.mattelabuse.com  
 X-Antivirus-MATTELABUSE: 1.24-st-qms (Clear:RC:0(211.220.166.139):SA:1(5.1/5.0):. Processed in 4.026029 secs Process 26747)  
 Received: from unknown (HELO ojugx6p77zcasgxlq.cheslak.net) (211.220.166.139) by server.sorehands.com with SMTP; 31 Mar 2006 12:33:55 -0800  
 Message-ID: <20060331.153294.jdsimjmbr@cheslak.net>  
 Importance: Normal  
 Errors-To: LM91163652-92384275-149804209142483@cheslak.net  
 X-Mailer: ems soln  
 X-Complaints-To: guardianships@cheslak.net  
 MIME-Version: 1.0  
 Received: by ojugx6p77zcasgxlq.cheslak.net (ojugx6p77zcasgxlq.cheslak.net [211.220.166.139]) with ems soln (Fri, 31 Mar 2006 20:28:35 -0500)  
 Sensitivity: Normal  
 Date: Fri, 31 Mar 2006 20:28:35 GMT  
 Subject: :SPAM: BILL, Congratulations on your award!  
 From: "Congrats You Won" <wai@cheslak.net>  
 To: none@sorehands.com  
 Reply-To: wai@cheslak.net  
 Content-Type: text/plain;  
 charset="ISO-8859-1"

Congratulations on your award.

You may click here to redeem it.

<http://if2e83cr7zw8thltvzrbcinnam4.cheslak.net/inexpressibleness7001170/vc/>

On behalf of the Gift Disbursement Center, I am pleased to present you with this valuable Gift Voucher.

To redeem your Gift Voucher, simply click here or anywhere on the certificate below.

Click here to redeem your Award Voucher:

1143837240.26762.server.matte|abuse.com,S=3068

<http://if2e83cr7zw8th1tvzrbcinnam4.cheslak.net/inexpressibleness7001170/vc/>

Once again, congratulations on your award.

48366667 This is a promotional message. RDL Marketing, P.O. Box 1132, Highland Park, IL 60035

please remove none@sorehands.com -

<http://aein8ei1hzw8sibg4jozrxt4mxca.cheslak.net/inexpressibleness7001170/vc/>