UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS:	Julie Brill Maureen K. Ohlha Joshua D. Wright Terrell McSweeny	ausen
In the Matter of Jerk, LLC, a limited liability also d/b/a JERK.CO	• •	DOCKET NO. 9361
John Fanning, individually and as Jerk, LLC.	a member of))	

EXHIBITS TO COMPLAINT COUNSEL'S STATEMENT OF MATERIAL FACTS AS TO WHICH THERE IS NO GENUINE ISSUE FOR TRIAL

VOLUME 9

CX0443

Google Analytics Overview for Jerk.com

Executive Summary

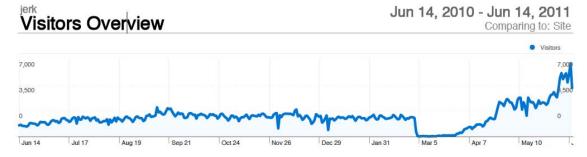
- Total visitation to Jerk.com has been experiencing exponential growth since April 2011.
- In the past few weeks there has been a huge increase in new visitors to the site.
- Although visitation has been increasing, people have consistently spent less than a minute on the Jerk.com website. It is not engaging them sufficiently to interact with the site for long periods of time.
- There are low levels of participant loyalty associated with Jerk.com.
- The vast majority of users only ever visit the site once.
- Bounce rates for the website are consistently relatively low. Users generally
 click through three or four times before leaving the interface.
- Most of the traffic for Jerk.com originates from search engines. It is therefore important for the website to incorporate more effective SEO strategies.

Detailed Findings

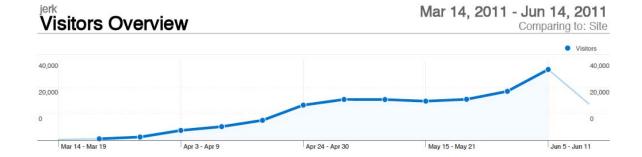
Visitor Overview

In the past 12 months, visitation of Jerk.com has been relatively steady up until March 2011 when demand began to increase at an exponential rate.

- October 10 16 2010 13,332 visitors
- December 12 18 2010 13,635 visitors
- May 1 7 2011 20,571 visitors
- June 5 11 2011 35,633 visitors



Website footprint has grown enormously since April 2011. In the past 3 months average visitation has increased consistently and reached its peak in the week commencing June 5th.

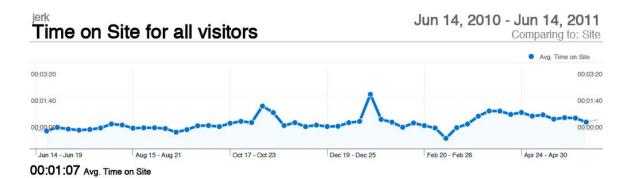


In the past month, Jerk.com has experienced an increase in the absolute unique visitation to their website. The number of pages viewed has also increased, skyrocketing within the past week.

However, average time on the website has remained consistent throughout the past month. Although more people are accessing the website, but they are not interacting with it for any more time.

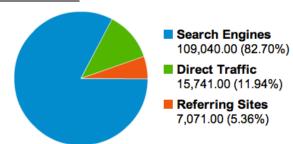
Week commencing	Unique Visitors	Pageviews	Average time on site
5/15	22, 294	208,373	00:01:15
5/22	20,627	182,718	00:01:18
5/29	24,655	220,166	00:01:17
6/5	35,633	298,724	00:01:07

Time Spent on the Website



Time spent on the website has barely fluctuated throughout the past year. The peaks of interaction with the website were the weeks commencing 11/7 2010 (00:01:47) and 1/6 2011 (00:02:17). In the past 12 months, the mean average time spent on the Jerk.com website is 00:01:07.

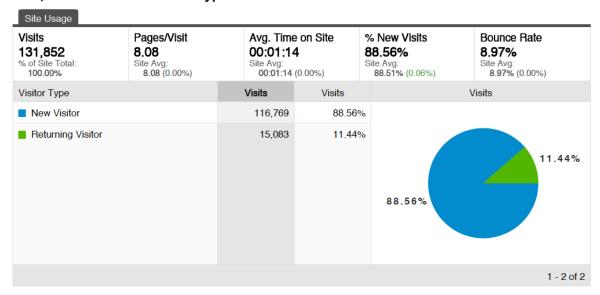
Traffic Sources



Most of Jerk.com's visitation is sourced from search engines, with Google representing the majority of that sub-category.

Unique Visitors

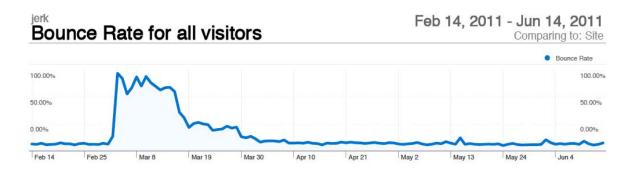
131,852 visits from 2 visitor types



In the past month 131,852 people have visited the Jerk.com website. 88.56% of these individuals were new visitors, meaning the site has broadened its appeal to a massive degree (probably due to the new domain name and improved optimization).

Bounce Rate

Since March 2011, when the Bounce Rate for Jerk.com was averaging over 80%, the figure has decreased and stabilized at around 9%. This means that 9% of people who visit the website navigate away immediately.



Visitor Loyalty

Most visits repeated: 1 times

Count of visits from this visitor including current	Visits that were the visitor's nth visit	Percentage of all visits
1 times	116,769.00	88.56%
2 times	7,056.00	5.35%
3 times	2,255.00	1.71%
4 times	1,147.00	0.87%
5 times	749.00	0.57%
6 times	550.00	0.42%
7 times	405.00	0.31%
8 times	318.00	0.24%
9-14 times	1,038.00	0.79%
15-25 times	842.00	0.64%
26-50 times	522.00	0.40%
51-100 times	148.00	0.11%
101-200 times	32.00	0.02%
201+ times	21.00	0.02%

Almost 90% of people who visited the Jerk.com in the past month decided to never frequent the website again. Customer loyalty levels are clearly very low, which indicates that people have no reason to interact with the website on a regular basis. During this period, only 2.94% of visitors frequented the site more than 5 times.

It is important to note that customer loyalty has remained consistently low for Jerk.com over the course of their existence. Since 2009, more than 88% of visitations were one-off occurrences.

CX0464 MARKED CONFIDENTIAL

Declaration of

I, declare and state as follows:	ws:
----------------------------------	-----

- 1) In approximately June or July 2010 John Fanning ("Fanning" or "John Fanning"), the named respondent in this action, approached me to work on NetCapital's project Reper and to generally consult around the future of reputation online technology. In or around June 2010, I received an email from Fanning from the email address of john In the email, John Fanning asked me to meet with him and his colleague to join his team or generally help with the project in some way. Before receiving that email I did not know Fanning. In response, I agreed to meet with Fanning. Fanning hired me to work on Reper under a consulting agreement. I produced a copy of that consulting agreement to the FTC in response to a subpoena the FTC served on me. The consulting agreement can be found at Bates range 1001058 to 001062.
- 2) I worked for John Fanning on Reper and eventually Zelgor for approximately a year and a half. As part of my work I learned of Jerk.com, another project. According to Fanning, Jerk.com was intended to be a reputation website. It was a chance for people to review other individuals that they knew. Fanning appeared to be in charge of Reper.com and Jerk.com. For example, he seemed to make the hiring decisions as well as be generally in charge.
- alert him when I was sending him emails at the john and sending sendin



- 5) Based on Fanning's representations to me I understood that john was Fanning's email address; I have no reason, and never had any, to believe that any email I received from that address was sent by anyone other than John Fanning, and I have no reason, and never had any, to believe that any email sent to that email address would be received by anyone other than John Fanning.
- 6) The FTC sent me a subpoena in this action seeking documents relating to Jerk LLC, Reper LLC, Jerk.com, Reper.com, and John Fanning relating to reputation online

me from john sent by me to john (or copying me) from john	t subpoena, I produced true and accurate copies of emails sent to and sent by me to that address. I understand that all the emails were being sent to Fanning, and that all the emails sent to me were being sent by Fanning.
I, declar California that the foregoing is	re under penalty of perjury under the laws of the State of true and correct.

Executed this 15th day of September, 2014.

CX0465

UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)
Jerk, LLC, a limited liability company, also d/b/a JERK.COM, and))) DOCKET NO. 9361
John Fanning, individually and as a member of Jerk, LLC.)))))

CERTIFICATION OF COMPLIANCE AND RECORDS Pursuant to 28 U.S.C. § 1746

I have authority to certify an	nd hereby certify the authenticity of the records produ	uced by
myself	(company, person, or '	'myself')
and attached hereto.		
On behalf of myself	(company, pers	on, or
"myself"), I hereby certify the	hat I	
(company, person, or "I") us	sed (its, his, her, or my) best efforts to respon	and to the
Federal Trade Commission's	s Subpoena ("Subpoena").	
1	(company, person, or "I") co	nducted
a reasonable search and prov	vided all documents and information in my (its,	, his, her,
or my) possession, custody,	or control that are responsive to the requests contain	ed in the
Subpoena and substantially	complied with those requests.	

	FF71 1	1 1 1 4 1 1 1 mm
4.		documents produced and attached hereto by me
	(comp	pany, person, or "me") in response to the Subpoena are originals or true copies of
	record	ds of regularly conducted activity that:
	a.	. Were made at or near the time of the occurrence of the matters set forth by, or
		from information transmitted by, a person with knowledge of those matters;
	b.	. Were kept in the course of
		my (company's,
		person's, "my") regularly conducted business activity; and
	c.	. Were made by the regularly conducted activity as
		my (company's,
		person's, "my") regular practice.
I cert	ify unde	er penalty of perjury that the foregoing is true and correct.
Exec	uted on _	August 11 , 2014
		(Name and/or Title)

CX0466 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0468 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0476 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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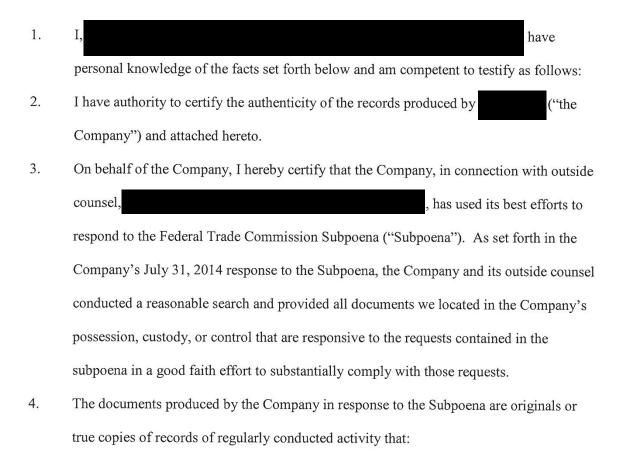
CX0505

UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

)
In the Matter of)
Jerk, LLC, a limited liability company, also d/b/a JERK.COM, and)) DOCKET NO. 9361
John Fanning, individually and as a member of Jerk, LLC.	,)))
)

CERTIFICATION OF COMPLIANCE AND RECORDS

Pursuant to 28 U.S.C. § 1746



- a. Were made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters;
- b. Were kept in the course of the regularly conducted activity of the Company; and
- c. Were made by the regularly conducted activity as a regular practice of the Company.
- Specifically, the attached W-9 document is a business record of the Company that was stored in the Company's files in the regular course of business as regular practice of the Company.

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

Executed on Agust 14 , 2014

CX0507 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0513 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0526

LEASE WITH OPTION TO PURCHASE AGREEMENT

This Lease with Option to Purchase Agreement ("Agreement") is entered into as of the 1st day of February 2011, by and between with a place of business at with a place of business at WHEREAS, Seller is the owner/registrant of all rights, including trademark rights and annotated goodwill, of the registered domain name "Jerk.com" ("Domain Name"); and "WHEREAS, Seller desires to sell all rights, title and interests in and to the Domain Name; and WHEREAS, Buyer desires to acquire any and all rights, including trademark rights and annotated goodwill, in and to the Domain Name; and WHEREAS, Buyer desires to lease with an option to purchase the Domain Name; and NOW, THEREFORE, in consideration of the mutual covenants, and promises contained herein, the parties

- agree as follows:

 I. Grant of Rights to Domain Name. Seller owns all rights, title and interests, including
 - trademark rights and annotated good will, in and to the Domain Name. In accordance with this Agreement, and for good and valuable consideration specified below, Seller sfiall transfer all rights to the Domain Name to Buyer.

 2. Lease. Buyer agrees to lease, for a minimum of 12 months, for a maximum of seventy (72) months, the use of the Domain Name. Buyer will pay to Seller the sum of twenty five hundred dollars (\$2,500) per month to the Seller for such use of the Domain Name on the first day of each month this Agreement is in effect. In the event payment is not made within (10) days of the date when due, Buyer shall pay seller a late fee of ten percent (10%). Buyer may terminate the lease at any time after 12 months, upon fifteen (15) days written notice to Seller. At any time after 12 months, during the seventy two (72) month period. Buyer in his sole discretion may elect to purchase the Domain Name. No sums paid pursuant to the lease provision of this Agreement will apply to the purchase price of the Domain Name, and title to the Domain Name shall remain with Seller.
 - 3. Purchase. Within (3) days of notice of Buyer's election to purchase the Domain Name, Seller shall execute an assignment of the Domain Name in the form attached hereto as Exhibit A. Buyer will pay to Seller a fee of three hundred thousand dollars (\$300,000), at such time as the Domain Name is transferred from Assignor to Assignee by Enom Registrar in the Domain Name System. This payment will be made by company check, Money Order, or Cashier's Check and will be placed in an escrow, selected by Buyer, at such time as Buyer gives notice of Buyer's election. All e-crow fees will be paid by Buyer and Seller equally.
 - Additional Fees. Buyer may be required to pay an additional fee to seventy dollars (\$70) to the domain registrar for changes to the registered domain name holder record.
 - 5. Transfer. Within three (3) days of request by Buyer, Seller agrees to execute without further consideration, any and all further documents and instruments which may be necessary to effectuate the reassignment of the registered domain name, including a notice to Enom that conforms to Enom's requirements to effectuate the transfer of the Domain Name from Seller to Buyer.
 - 6. Representations and Warranties. Seller hereby represents, warrants and covenants to Buyer as follows. Each of the statements contained in this Section 6 is true and correct in all respects of the date hereof and will be true and correct in all respects at the Closing with the same force and effect as if made at and as of such time. The Seller represents and warrants to the Buyer the followine:
 - (a) Title to Domain Name. Seller owns and has good, valid and marketable title to all of the Domain Name, including all trademark rights and annotated goodwill. The Domain Name is owned by Seller free and clear of any and all encumbrances and rights and after Closing, Buyer will have good, valid and marketable title to them free and clear of any and all

Encumbrances and rights.

(b) Authorization. The seller has all necessary power and authority to execute, deliver and perform the Agreement and the other transaction documents to which it is a party.

- 7. Defaults, If either party fails to abide by the obligations of this Agreement, including but not limited to, any obligation to make payment or assign title, the other party shall have the option to cancel this Agreement by providing thirty (30) days written notice to such defaulting party. Each party shall have the option of preventing the termination of the Agreement by taking corrective action that cures the default, if such corrective action is taken prior to the end of the time period stated in the previous sentence, and if there are no other defaults during such time
- Arbitration. All disputes under this Agreement that cannot be resolved by the parties Arbitration. All disputes under this Agreement that cannot be resolved by the parties
 shall be submitted to arbitration under the rules and regulations of the American Arbitration
 Association in Los Angeles. Either party may invoke this paragraph after providing thirty (30)
 days written notice to the other party. All costs of arbitration shall be divided equally between the
 parties. Any award may be enforced by a court of law.
 Transfer Of Rights. This Agreement shall be binding on any successors of the
- parties. 10.
- parties.

 10. Entire Agreement. This Agreement contains the entire agreement of the parties and there are no promises or conditions in any other agreement whether oral or written. This Agreement supersedes any prior written or oral agreements between the parties.

 11. Amendment. This Agreement may be modified or amended, if the amendment is made in writing and is signed by both parties.

 12. Severability. If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Agreement is invalid or unenforceable, but that by limiting such provision it would become valid or enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

 13. Waiver of Contractual Right. The failure of either party to enforce any provision
- Waiver of Contractual Right. The failure of either party to enforce any provision of this Agreement shall not be construed as a waiver or limitation of that party's right to subsequently enforce and comel strict compliance with every provision of this Agreement.

 14. Applicable Law. This Agreement shall be governed by the laws of the State of

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement as of the date first above written.

"SELLER" "BUYER"

EXHIBIT A

INTERNET DOMAIN NAME ASSIGNMENT AGREEMENT

WHEREAS, , (hereinafter "Assignor") is a California company with its

CX0527



From: Maria Crimi Speth

Sent: Tuesday, May 21, 2013 8:20 PM

To:

Subject: RE: FW: 3 day notice. Pay or Quit.



Your email below is false. You have misrepresented the terms of the agreement.

Today, I learned that you have redirected the domain name <u>jerk.com</u> to content that you have apparently created. In October of 2012 I sent you written notice that I represent Jerk LLC and that you should direct all future communication under the agreement to me and no other parties. Jerk LLC requested a complete accounting of the payments made and the payments due under the agreement. Jerk LLC requested changes to the host records of Jerk.com which it was entitled to control under the agreement. Jerk LLC requested copies of all correspondence you intercepted regarding <u>jerk.com</u> and other correspondence to determine the severity of confidentiality and security breach.

You failed to act, follow up, or even respond for over 9 months, at which point you communicated with John Fanning instead of me. Your conduct today constitutes interference with business, misappropriation of intellectual property, and breach of contract.

Jerk, LLC demands that you take immediate steps to provide and restore full access and control as required under the agreement or it will file a lawsuit against you for damages, attorney fees and injunctive relief preventing your further interference. I will be calling you in the morning to propose a resolution and it is in your best interest to take my call.

Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

www.jaburgwilk.com

This communication is intended only for the individual or entity to whom it is directed. It may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. Dissemination, distribution, or copying of this communication by anyone other than the intended recipient, or a duly designated employee or agent of such recipient, is prohibited. If you have received this communication in error, please notify us immediately by telephone at (602) 248-1000, or via e-mail, and delete this message and all attachments thereto.

From: Sent: Friday, May 17, 2013 10:47 PM

To: Maria Crimi Speth

Subject: Re: FW: 3 day notice. Pay or Quit.

Whatever, whoever you are.

If you will review the lease agreement.

......and John Fanning with Jerk LLC, (the "Buyer").

WHEREAS, Seller is the owner/registrant of all rights, including trademark rights and annotated goodwill, of the registered domain name "Jerk.com" ("Domain Name"); and

We have every right to demand payment from a named party until the agreement changes. So stick it.

Pay or Quit.

On Fri, May 17, 2013 at 6:34 PM, Maria Crimi Speth < > wrote:

Both I and Mr. Fanning previously notified you that I was the contact for the company, not him. You ignored that and sent confidential financial information to someone who you were told was not your contact. I plan to call you on Monday to try to resolve this. Hopefully you will not again refuse to talk to me.

Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

www.jaburgwilk.com

This communication is intended only for the individual or entity to whom it is directed. It may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. Dissemination, distribution, or copying of this communication by anyone other than the intended recipient, or a duly designated employee or agent of such recipient, is prohibited. If you have received this communication in error, please notify us immediately by telephone at (602) 248-1000, or via e-mail, and delete this message and all attachments thereto.

From: emission of the state of

Date: Sat, May 11, 2013 at 4:28 PM Subject: 3 day notice. Pay or Quit.

To: John Fanning <

3 days to pay or quit.

You are hereby given notice to pay or quit. You have 3 business days to comply with this demand for payment.

Failure to do so will result in your domain being disconnected at the end of 3 days and a default notice to terminate lease.

Total amount due: \$22,000.00

Oct 2012 payment + late fee \$2750

Nov 2012 payment + late fee \$2750

Dec 2012 payment + late fee \$2750

Jan 2013 payment + late fee \$2750

Feb 2013 payment + late fee \$2750

Mar 2013 payment + late fee \$2750

Apr 2013 payment + late fee \$2750

May 2013 payment + late fee \$2750





CX0528





Maria Crimi Speth

602,248.1089 - Direct Phone 602,248.0522 - Main Fax

January 16, 2013

Consumer Advocate
Consumer Protection Division
Attorney General of Missouri
P.O. Box 899
Jefferson City, MO 65102

Re: Complaint No.

Dear

This is in response to your letter of December 27, 2012 addressed to "www.jerk.com DMCA Complaints." Since your letter has no relationship to the Digital Millennium Copyright Act, I am unclear why you addressed it in that way. Because I assess the DMCA notices for the company, your letter was routed to me. I did not receive it, however, until January 7, 2013.

I have reviewed the complaint that you enclosed. It does not state the age of the complainant's son, nor does it provide the URL or even the son's name so that I can look at the profile on the website. The only URL provided is the website's contact page. Please provide this information so that I can properly address this. If the subject of the profile is 13 or younger, the profile will be removed.

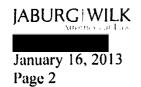
In the event that the subject of the posting is not 13 or younger, it is not the policy of Jerk, LLC to remove profiles due to complaints about the profile.

Jerk, LLC is a Delaware company and has no contacts with the state of Missouri that would subject it to jurisdiction there.

Substantively, the post is protected by the First Amendment of the United States Constitution. Moreover, Jerk, LLC operates the forum, but the content is provided by users. The Communications Decency Act, 47 U.S.C. § 230(c)(1) (the "CDA"), which was passed by Congress with the intent to "promote unfettered speech" on the Internet, immunizes websites from

Gary J. Jaburg Lawrence E. Wilk Roger L. Cohen Mitchell Reichman Beth S. Cohn Kraig J. Marton Scott J Richardson Ronald M. Horwitz Kathi M. Sandweiss Mervyn T. Braude Lauren L. Garner Maria Crimi Speth Michelle C. Lombino Neal H Bookspan Janessa E. Koenig Mark D. Bogard David N. Farren Valerie L. Marciano David L. Allen Laurence B. Hirsch Susan E. Wells Bridget O'Brien Swartz Jennifer R. Erickson Rence Gerstman Nathan D. Meyer Kelly Brown Adam S. Kunz Laura A. Rogal Amy M. Horwitz Nichole H. Wilk Gregory T. Harris Jeffrey A. Silence

JERK 00163



liability for user generated content. The CDA preempts any inconsistent state law; "[n]o cause of action may be brought and no liability may be imposed under any State or local law that is inconsistent with this section."

Sincerely,

JABURG & WILK, P.C.

Main 1- Sport

Maria Crimi Speth



jaburgwilk.com

Maria Crimi Speth

602.248.1089 - Direct Phone 602.248.0522 - Main Fax

January 17, 2013

Attorney General of Connecticut MacKenzie Hall 110 Sherman Street Hartford, CT 06105-2294

Re:

Dear

This is in response to your letter of December 27, 2012 which was received in my office on January 18, 2013 after being routed from the statutory agent of Jerk.com. You have requested that my client respond to a complaint filed by

Initially, I note that Jerk, LLC is a Delaware company and has no contacts with the state of Connecticut that would subject it to jurisdiction there.

Substantively, the complaint alleges that the photograph in a post on my client's website is copyright protected and that Jerk.com violated the Digital Millennium Copyright Act. Jerk.com is in compliance with the DMCA. I am its designated agent for notice and the website promptly removes material that is the subject of a valid DMCA notice. If I had received a valid DMCA notice from the allegedly infringing content will be promptly removed. The statement in the complaint that Jerk.com does not reveal contact information is false. The designated DMCA contact information is listed with the Copyright Office, which is what is required by statute.

The complaint also states that the post damages reputation. Pursuant to the First Amendment of the United States Constitution, the post is protected free speech. Moreover, Jerk, LLC operates the forum, but the content is provided by users. The Communications Decency Act, 47 U.S.C. § 230(c)(1) (the "CDA"), which was passed by Congress with the intent to "promote unfettered speech" on the Internet, immunizes websites from liability for user generated content. The CDA preempts any inconsistent state law, "[n]o cause of action may be brought and no liability may be imposed under any State or local law that is inconsistent with this section."

Gary J. Jaburg Lawrence E. Wilk Roger L. Cohen Mitchell Reichman Beth S. Cohn Kraig J. Marton Scott J. Richardson Ronald M. Horwitz Kathi M. Sandweiss Mervyn T. Braude Lauren L. Garner Maria Crimi Speth Michelle C. Lombino Neal H. Bookspan Janessa E. Koenig Mark D. Bogard David N. Farren Valerie L. Marciano David L. Allen Laurence B. Hirsch Susan E. Wells Bridget O'Brien Swartz Jennifer R. Erickson Renee Gerstman Nathan D. Meyer Kelly Brown Adam S. Kunz Laura A. Rogal Amy M. Horwitz Nichole H. Wilk Gregory T. Harris

Jeffrey A. Silence

JERK 00168



January 16, 2013 Page 2

Finally, the complaint states that the photograph was taken when was 14 years old. Based on this representation, the website has removed the profile. If space years are profile would have been removed based on her age.

Sincerely,

JABURG & WILK, P.C.

Maria Crimi Speth

Gary J. Jaburg

Lawrence E. Wilk

Roger L. Cohen Mitchell Reichman Beth S. Cohn

Kraig J. Marton Scott J. Richardson Ronald M. Horwitz Kathi M. Sandweiss Mervyn T. Braude

Lauren L. Garner Maria Crimi Speth Michelle C. Lombino

Neal H. Bookspan

Janessa E. Koenig

Laurence B. Hirsch

Jennifer R. Erickson

Susan E. Wells Bridget O'Brien Swartz

Renee Gerstman Nathan D. Meyer

Kelly Brown

Adam S. Kunz Laura A. Rogal

Amy M. Horwitz

Nichole H. Wilk Gregory T. Harris

Jeffrey A. Silence

Mark D. Bogard David N. Farren Valerie L. Marciano David L. Allen

Maria Crimi Speth

602.248.1089 - Direct Phone 602.248.0522 - Main Fax

February 7, 2013

Internet Bureau State of New York Office of the Attorney General 120 Broadway New York, NY 10271

Re:

File number

Dear

I am in receipt of your letter of January 14, 2013 directed to Jerk.com. First, I note that Jerk, LLC is a Delaware company and has no contacts with the state of New York that would subject it to jurisdiction there.

As far as substance, it seems that the "consumer" is unhappy because someone posted on my client's website asking whether he was a jerk. Pursuant to the First Amendment of the United States Constitution, that is protected free speech. Moreover, Jerk, LLC operates the forum, but the content is provided by users. The Communications Decency Act, 47 U.S.C. § 230(c)(1) (the "CDA"), which was passed by Congress with the intent to "promote unfettered speech" on the Internet, immunizes websites from liability for user generated content. The CDA preempts any inconsistent state law; "[n]o cause of action may be brought and no liability may be imposed under any State or local law that is inconsistent with this section."

Based upon the First Amendment and the CDA, the complaint appears to be entirely without merit.

Sincerely,

JABURG & WILK, P.C.

lais L-Sect

Maria Crimi Speth

From: To:

Subject: Fwd: Copyright Infringement/Endangerment of Public Safety by your client

Date: Tuesday, August 20, 2013 7:32:39 PM

----- Forwarded message -----From: <

Date: Tue, Aug 20, 2013 at 10:29 PM

Subject: RE: Copyright Infringement/Endangerment of Public Safety by your client

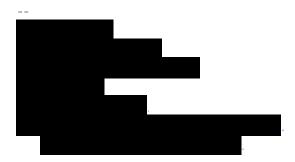
To:

Dear Ms. Maria Crimi Speth,

I am writing in regards to one of your clients, Jerk.com/Jerk.org, who is currently the subject of an investigation by the Federal Trade Commission. Jerk.com generated a profile of me using a copyrighted photograph whose use I had not consented to. Following multiple notices of copyright infringement under the *Digital Millennium Copyright Act*, the photograph was removed. However, my profile has not been removed.

I have already reported Jerk.com to the FBI, and have contacted several of the site's prior webhosts. If my profile is not removed, I will also be contacting the internal security division at my employer - Public Prosecution Service of Canada - and the Royal Canadian Mounted Police, in light of the fact that Jerk.org is endangering my safety by making it possible for anyone dealing with the criminal justice system to go online and post sensitive information about me and other justice system participants.

I hope you will communicate the above to your client, and look forward to your cooperation in this matter.



From:
To:
Subject: Fwd: DMCA Complaint

Date: Monday, November 12, 2012 9:35:40 AM

Attachments: <u>DMCA Complaint - Jerk.com -</u> <u>01 - signed.pdf</u>

FYI

Forwarded message	
From: < >	
Date: 12 November 2012 16:38	
Subject: Re: DMCA Complaint	
To: Maria Crimi Speth <	>
Cc: ,	, Attorney.General@state.de.us,

Dear Maria,

This is not a question of your clients policy and your response of "this DMCA is not valid" is not accepted

As the legal council of Jerk.com you have the legal responsibility to seek clarification of any required information OR expeditiously remove or disable access to the allegedly infringing material, unless you can provide proof that your client is the copyright holder of the copyrighted photos and that your client also has permission to publish personal information such as address information, especially as the image contains of a minor.

The DMCA clearly states that the copyright holder's written notification of claimed infringement to the OSP's [Jerk.com] designated agent [Jaburg & Wilk, P.C.] including the following information is deemed to be a valid DMCA notification.

(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.

The DMCA infringement notification clearly contains this information.

(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.

The DMCA infringement notification clearly contains this information

(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.

The DMCA infringement notification clearly contains this information.

(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.
 The DMCA infringement notification clearly contains this information.
 (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.

The DMCA infringement notification clearly contains this information.

The DMCA infringement notification clearly states this information.

In accordance with the Digital Millennium Copyright Act, you must remove this copyrighted information or request further information. You have done neither. Your client has clearly infringed copyright laws, and you are obliged to act on this matter.

I must also reiterate that there is a minor involved in this notice, and as such, your clients own terms prohibit the upload of pictures and information relating to minors, therefore you must move to remove this photo immediately at the very least.

I look forward to your quick resolution of this matter.

Kind regards,

DISCLAIMER: This message and any attachments to it is intended only for the individual or company to which it is addressed and may contain information which is privileged, confidential or prohibited from disclosure or unauthorised use. If the recipient of this transmission is not the intended recipient, or the

employee or agent responsible for delivering such materials to the intended recipient, you are hereby notified that any use, any form of reproduction, dissemination, copying, disclosure, modification, distribution and/or publication of this e-mail message or its attachments other than by its intended recipient is strictly prohibited by the sender. If you have received it in error, please return it to the sender and destroy the message and/or copies in your possession.

Please consider the environment before printing this e-mail. Thank you.

On 12 November 2012 15:27, Maria Crimi Speth < > wrote:

I cannot give you legal advice. You should research the DMCA.

Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

www.jaburgwilk.com

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To: Maria Crimi Speth Subject: Re: DMCA Complaint

Dear Maria.

May I ask why this DMCA is Not valid and what other information do you require?

I have provided all the information that was mentioned as required on the jerk.com website, have

Please inform me exactly what you need me to provide to remove that page and stop jerk.com from publishing copyrighted and abusive information.

This website has stopped from getting a job due to this abuse. Hopefully you have a heart, and compassion, and will expedite the removal of this page.

I look forward to hearing from you.

On 12 Nov 2012, at 15:18, Maria Crimi Speth <

> wrote:

The attached is not a valid DMCA notice.

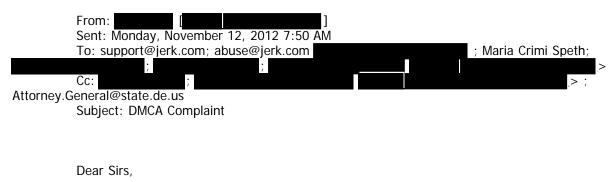
Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

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<tel:%28602%29%20248-1000> , or via e-mail, and delete this message and all attachments thereto.



Please find attached a DMCA Complaint relating to copyrighted and abusive content published on Jerk.com, without lawful consent.

I would also like to add in addition to the attached letter, that the referenced Jerk.com web page has had several untrue comments posted by anonymous users, which are significantly damaging the livelihood of my client. The referenced url's contain pictures and locational information of a protected minor who has been involved in a child abuse investigation. We suspect that the person posting these comments is one and the same person, as that charged with this horrendous crime.

We request that you retain the IP address information of the person that posted these hateful comments, as we are in the process of gaining a court order to submit to you for the release of the said IP addresses by Jerk.com, in cooperation with the United Kingdom authorities, so that further charges may be brought forward.

We require that you cease and desist recording and publishing the referenced information, including name and address information, and remove the entire profile with immediate effect, and prohibit anyone else registering a new profile under this name and address detail.

We would appreciate it greatly if you could please attend to this matter with the utmost urgency and respond in a timely manor to confirm that you have received and are dealing with this notice.

I hope that this website will be soon removed and not be allowed to operate, as it's sole purpose seems to be to solicit money to remove or report personal information, which has been stolen, without consent, from other websites, such as Facebook and Twitter.

Yours sincerely,

From:
To: Maria Crimi Speth

Subject: Please help with threats posted on Jerk.com

Date: Wednesday, November 21, 2012 2:11:56 PM

Dear Ms. Speth-

I was hoping that you could help me get a threat to me and my property removed from Jerk.com. I've reported this person's comments to my lawyer and the local police. They unfortunately are unable to assist me unless something is actually physically done, which scares me. I'm trying my best to find someone who can help with removal of the negative, threatening comments.

Here is the profile that is full of negative comments and threats:

http://www.jerk.com

.html

Are you able to assist me or let me know who can?

Thank you so much for your time,

From:
To: Maria Crimi Speth

Subject: USER REMOVAL - TERMS OF SERVICE VIOLATION

Date: Saturday, November 24, 2012 3:12:15 AM

Good day,

I am writing this email to ask from your kind office to please REMOVE www.jerk.com < http://www.jerk.com/>

He is a victim of harassment and cyberbullying. He is a good man and a good husband to me. I know that there are people out there trying to destroy our marriage and that they tried to humiliate my husband through your website.

I've been having sleepless nights since the day I saw his profile in your website and I keep on crying on why there are people who never stop torturing me. My family and my husband's family are very affected. They want to know who is the person responsible for this post. I don't want to reach this issue in court and I hope you can help us regarding this matter.

I am pleading from your kind heart to hear me.

Thank you.

From: Maria Crimi Speth

Subject: RE: Please take my pictures/name off of Jerk.com

Date: Saturday, December 08, 2012 3:57:59 PM

Why isn't there a function to protect people's privacy if they need it is my question then? This is so upsetting my health and safety are in jeopardy at this point in time.

Where, How and Who can I contact to address this issue? This is extremely important and I have tried every address, etc online to let them know this is serious matter and every letter has been returned unopened. I need a way to contact Jerk.com to get this resolved as quickly as possible. I should not have to "pay" them to have my private pictures removed. It should just be done if someone is in need.

As I mentioned before I've already had to cancel my facebook page where they got the original picture from in the first place because of my safety issues.

I would deeply appreciate any help with this matter.

Thank you,

--- On Fri, 12/7/12, Maria Crimi Speth < > wrote:

My role is as legal counsel and I only address legal issues, not policy issues. Jerk.com has a paid support function for policy issues such as this.

Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

www.jaburgwilk.com < http://www.jaburgwilk.com/>

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From:
To: support@jerk.com; Maria Crimi Speth
Cc: ; info@jerk.com

Subject: Terms of Service Violation - FILE REMOVAL

Date: Thursday, December 13, 2012 9:45:17 AM

Attachments: Proof of Ownership - photo 1.jpg

To Whom It May Concern, and to Ms. Maria Crimi Speth:

My name is . A website that your company hosts (according to WHOIS information) is infringing on at least one copyright owned by me.

An article was copied onto your servers without permission. The original photo, to which I own the exclusive copyrights, can be found at www.facebook.com < http://www.facebook.com/>. My facebook account is set to private; however, I have attached a screen shot of the original photo source as Proof of Ownership.

The unauthorized and infringing copy that was uploaded on your server can be found at:

< http://www.jerk.com/
html < http://www.jerk.com/
html> / http://www.jerk.com/

< http://www.jerk.com/
html> / html> / http://www.jerk.com/

This letter is official notification under Section 512(c)

< http://www.copyright.gov/title17/92chap5.html#512> of the Digital Millennium Copyright Act ("DMCA"), and I seek the removal of the aforementioned infringing material from your servers. I request that you immediately notify the infringer of this notice and inform them of their duty to remove the infringing material immediately, and notify them to cease any further posting of infringing material to your server in the future.

Please also be advised that law requires you, as a service provider, to remove or disable access to the infringing materials upon receiving this notice. Under US Law a service provider, such as yourself, enjoys immunity from a copyright lawsuit provided that you act with deliberate speed to investigate and rectify ongoing copyright infringement. If service providers do not investigate and remove or disable the infringing material this immunity is lost. Therefore, in order for you to remain immune from a copyright infringement action you will need to investigate and ultimately remove or otherwise disable the infringing material from your servers with all due speed should the direct infringer, your client, not comply immediately.

I am providing this notice in good faith. Under penalty of perjury, I swear that I am authorized to act on behalf of the owner of the copyrighted material described in this letter and that the identified copyrighted material that is allegedly being infringed. I have a good faith belief that use of the copyrighted material in the manner complained of is not authorized by the copyright owner, any agent of the copyright owner, or the copyright laws. I further swear under penalty of perjury that the information contained in this letter is true and accurate.

Should you wish to discuss this with me please contact me directly.



From: Maria Crimi Speth
To: "
Subject: RE: Jerk.com

Date: Tuesday, January 15, 2013 9:49:44 AM

I am legal counsel but I do not address policy issues. You may contact the website directly.

Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

www.jaburgwilk.com

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From: []

Sent: Friday, January 11, 2013 2:15 PM

To: Maria Crimi Speth Subject: Jerk.com

Dear Ms. Speth,

I was given your name as the legal representative for the owners of the website Jerk.com. I recently became aware that somehow my name and image had found its way to this site, with no way to remove it. I don't know how this happened but I can tell you that my photo is not authorized for use. The news of this site using my name and image has cause me a great deal of stress, embarrassment and concern that it may effect my ability to obtain employment in the future. I find this website harassing, defaming and bullying to unsuspecting individuals.

With that, I want both my image and name removed from this website within 48 hours of your receipt of this email. In addition to all record that may cause my name or image to come up in association with jerk.com, in any internet search. Before contacting my attorney, I hope to work through you to resolve this matter. I look forward to prompt response and completion of the request as listed above.

Thank you for your time.

Regards,

 From:
 Maria Crimi Speth

 To:
 Maria Crimi Speth

 Subject:
 Re: REMOVE

Date: Wednesday, March 06, 2013 2:29:44 PM

Maria.

thank you for continuing the correspondence.

There is a one time fee of \$90 plus a "maintenance" fee.

All I want is my information taken down. I don't know who would be so cruel to add it (perhaps an angry ex boyfriend) but having my name connected to this site has caused serious professional consequences.

I am not wealthy nor can afford to spend money to hire an attorney to fight the owners of the site. I like everyone else who has been added to this site just want the bullying to stop and have our names taken down.

What recourse do I have outside of pleading my case to you?



On Wed, Mar 6, 2013 at 4:15 PM, Maria Crimi Speth < > wrote

It is not my understanding that it is a monthly fee, I thought it was a one time.

Maria Crimi Speth, Esq. Jaburg & Wilk, P.C. 3200 N. Central Ave., Suite 2000 Phoenix, AZ 85012

602-248-1089 602-248-0522 (fax)

www.jaburgwilk.com

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Sent: Friday, March 01, 2013 9:18 PM

To: Maria Crimi Speth Subject: Re: REMOVE

It's a monthly service fee!!

Outrageous. I shouldn't have to pay to not be cyber bullied.

I sent this message from my iPhone, please forgive any typos or errors.

On Mar 1, 2013, at 10:01 PM, Maria Crimi Speth < > wrote:

```
> Maria Crimi Speth, Esq.
     > Jaburg & Wilk, P.C.
     > 3200 N. Central Ave., Suite 2000
     > Phoenix, AZ 85012
     > 602-248-1089
     > 602-248-0522 (fax)
     > www.jaburgwilk.com
     > This communication is intended only for the individual or entity to whom it is directed. It may
contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable
law. Dissemination, distribution, or copying of this communication by anyone other than the intended
recipient, or a duly designated employee or agent of such recipient, is prohibited. If you have received
this communication in error, please notify us immediately by telephone at (602) 248-1000
<tel:%28602%29%20248-1000> , or via e-mail, and delete this message and all attachments thereto.
     > ----Original Message-----
     > From:
     > Sent: Monday, February 25, 2013 1:13 PM
     > To: Maria Crimi Speth
     > Subject: Re: REMOVE
     > Maria,
     > I have tried that and it has not worked!
     > I don't believe I should have to pay $90 to have my name removed from this cyber bullying
site!!
     > Do you have another ideas on how to fight this battle?
     > Best,
     >
     >
     > "Love cures all except poverty and a toothache." ~ "The lion doesn't lose sleep over
the opinion of the sheep."
     > "When you know better, you do better."~
     > This message was sent from my iPad, please forgive any typos or misspellings.
     > On Feb 25, 2013, at 2:06 PM, Maria Crimi Speth <
                                                                              > wrote:
     >
     >>
     >>
     >> I am only legal counsel and I do not have the ability to remove profiles, nor do I address
policy issues. The website has an online support system to which you may direct your request.
     >>
     >> Maria Crimi Speth, Esq.
     >> Jaburg & Wilk, P.C.
     >> 3200 N. Central Ave., Suite 2000
     >> Phoenix, AZ 85012
     >> 602-248-1089
     >> 602-248-0522 (fax)
     >>
     >> www.jaburgwilk.com
     >> This communication is intended only for the individual or entity to whom it is directed. It may
contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable
```

> My understanding is that support is around \$30, not \$90. Did you try that?

law. Dissemination, distribution, or copying of this communication by anyone other than the intended recipient, or a duly designated employee or agent of such recipient, is prohibited. If you have received this communication in error, please notify us immediately by telephone at (602) 248-1000 < tel:%28602%29%20248-1000 > , or via e-mail, and delete this message and all attachments thereto.

>> Maria,

- >> It has come to my attention that my name has been submitted to your client's website Jerk.com and I'd like the profile removed.
- >> The site is crass, indecent and has the capability of ruining lives and causing great embarrassment.
- >> I am in fact not a jerk, I volunteer on a hospice unit, sit on the board of several charities and am well liked by my peers and colleagues.
- >> I'm not sure who nominated me for this site but it has had repercussions in my life that are directly related to this site.
- >> I would kindly ask that you remove any and all information associated with me, my name, photos, links, posts etc.
 - >> If you cannot do this, I'd appreciate it if you could direct me to the right person who can.

>> I sent this message from my iPhone, please forgive any typos or errors.

From: Maria Crimi Speth To: Subject: Inquirey

Date: Friday, March 22, 2013 12:28:15 AM

To whom it may concern.

I have realised that someone has put my name on "jerk.com" this webpage does not allow you to remove your profile and i have been in touch with people here in Australia about it. Unfortunately it's an American site and nothing can be done about it here. I have read some articles online and it mentions to get in contact with Maria Crimi Speth. I'm sure many have put in complaints. Is there anything being done about it and what are the chances of getting the profile or even the site removed? I didn't give permission for anyone to put my name, picture or any other details online - there must be a law for this type of behaviour and if so, this site is definitely in breach of that law?

I know your firm would be very busy. However, i would greatly appreciate any information given on this matter.

Kind Regards,

Date: Monday, April 22, 2013 1:32:00 PM

Good Afternoon,

I read online that I can ask you to please get me removed from jerk.com. I have no idea how I could end up on such a website. I am trying to find a job closer to home, as I currently commute an hour back and forth to work and the jerk.com site has come up in two interviews. I am a Mother to one Son and soon to be Step-mother to five girls. The jerk.com site is becoming an issue in my relationship and never mind the fact I find it extremely embarrassing. Please, please get me off of there! Please!

Thank you,

Sent from my super terrific iPhone

From:
To: Maria Crimi Speth
Subject:

Date: Tuesday, April 23, 2013 2:17:32 PM

Dear Maria,

I am writing hoping you will aid the removal of my name: from jerk.com.

I have been receiving malicious posts from the man who has harmed my young daughter and is threatening me for nearly a year after I reported the abuse.

Please help me stop him intimidating me.

I really hope you can help. It was recommended that if anyone could help it would be you.

Many thanks,

Sent from Samsung Mobile

CX0550 MARKED CONFIDENTIAL

REDACTED IN ITS ENTIRETY

CX0551 MARKED CONFIDENTIAL

REDACTED IN ITS ENTIRETY

CX0552 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0553 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0554 MARKED CONFIDENTIAL

Untitled Page Page 133 of 198

Record # 69 / Consumer Sentinel Network Complaints				
Reference Number:		Originator Reference Number:		
Language:	English	Contact Type:	Complaint	
	Organization	DNC?	······································	
Comments:	O I gai in Laudin		. I have no idea how	
	in the world it got there or who opened it. I tried to click 'remove me' but I have to pay a fee. I did not open this profile and I don't know who did or where they received my information.			
Data Reference:				
	BBBDEL-USER	Entry Date:	7/7/2012	
Updated By:		Updated Date:		
Complaint Source:	BBB DE Wilmington	Product Service Code:	Internet Information & Adult Services	
Amount Requested:		Amount Paid:		
Payment Method:		Agency Contact:	External Agency	
Complaint Date:	7/7/2012	Transaction Date:		
Initial Contact:		Initial Response:		
Statute/Rule:		Law Violation:		
Topic:		Dispute with Credit Bureau?:		
Dispute with Credit Bureau - Responded?:		Dispute with Credit Bureau - Resolved to Satisfaction?:		
Member of armed forces or dependent?:				
***************************************	·	Consumer Information		
Consumer				
Complaining				
Company/Org:				
First Name:		Last Name:		
Address 1:		Address 2:		
City:		State:		
Zip:		Country:		
Home Number:		Work Number:		
Fax Number:		Ext:	•	
Email:	denon	Age Range:	***************************************	
Military Service Branch:		Soldier Status:		
Soldier Station:				
		Subject		
Subject:	Jerk Lic			
Address:				
City:		State/Prov:		
ZIP:		Country:		
Email:		URL:	nttp://www.jerk.com	

Untitled Page Page 134 of 198

Area Code:		Phone Number:	
Ext:			
Representative	John Fanning	Title:	
Name:			

CX0555 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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CX0565 MARKED CONFIDENTIAL

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nsumer Sentinel Network Comp		
	Originator Reference Number:	
English		Complaint
		§
Consumer called to report that she googled herself and someone has placed her information on Jerk .com		
	Entry Date:	5/22/2012
	Updated Date:	
FTC Call Center	Product Service Code:	Internet Information & Adult Services
\$0.00	Amount Paid:	\$0.00
Unknown	Agency Contact:	Phone
5/22/2012	Transaction Date:	5/21/2012
Internet Web Site	Initial Response:	Unknown
FTC Act Sec 5 (BCP)	Law Violation:	Deception/Misrepresentation
	Dispute with Credit Bureau?:	
N	Dispute with Credit Bureau - Resolved to Satisfaction?:	N
	Consumer Information	
· · · · · · · · · · · · · · · · · · ·		
	·····	
	Country:	
		•
	Soldier Status:	
	Subject	
Jerk.com		
<u> </u>		
<u> </u>	State/Prov:	
	Country:	
	***************************************	jerk.com
	English Consumer Consumer called to report that she FTC Call Center \$0.00 Unknown 5/22/2012 Internet Web Site FTC Act Sec 5 (BCP)	English Consumer Cons

Untitled Page Page 182 of 198

Area Code:	Phone Number:	· ·
Ext:		
Representative	Title:	
Name:		

CX0566 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0567 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0568 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0569 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0570 MARKED CONFIDENTIAL

Untitled Page Page 122 of 142

Record # 184 / Co	onsumer Sentinel Network Complaints				
Reference	,	Originator			
Number:		Reference			
		Number:			
Language:	English	Contact Type:	Complaint		
	Organization	DNC?			
Comments:					
	in the account that was set up was not done by myself and someone				
	of me.				
5.4					
Data					
Reference:	DDDDTI HEED	Enter Dete	44/0/2014		
	BBBDEL-USER	Entry Date:	11/3/2011		
Updated By:		Updated Date:			
	BBB DE Wilmington P		Internet Information & Adult Services		
Source:		Code:			
Amount		Amount Paid:			
Requested:			— 1 A		
Payment Method:		Agency Contact:	External Agency		
£	44/0/0044				
Complaint Date:	11/9/2011	Transaction Date:			
Initial Contact:		Initial			
illiuai Colliaci.		Response:			
Statute/Rule:		Law Violation:			
		Dispute with			
Topic:		Dispute with Credit			
		Bureau?:			
Dispute with		Dispute with			
Credit Bureau -		Credit Bureau -			
Responded?:		Resolved to			
		Satisfaction?:			
Member of					
armed forces or					
dependent?:					
	Consumer In	formation			
Consumer					
Complaining					
Company/Org:					
First Name:		Last Name:			
Address 1:		Address 2:			
City:		State:			
Zip:		Country:			
Home Number:	: 1	Work Number:			
Fax Number:		Ext:			
Email:		Age Range:			
Military Service		Soldier Status:			
Branch:		Joiulei Status:			
Soldier Station:					
Coluiei Giauoii.	Subje				
Cblack		···			
Subject:	Jerk Lic				
Address:		04.1 =			
City:		State/Prov:			

https://www.consumersentinel.gov/_layouts/PrintRecordDetails.aspx?documentNumbers=... 5/25/2012 CONFIDENTIAL - Docket No. 9361 FTC-JERK0005877

Untitled Page Page 123 of 142

ZIP:	Country:	
Email:		http://www.jerk.com
Area Code:	Phone Number:	
Ext:		
Representative Name:	Title:	

CX0571 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0572 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0573 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0574 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0575 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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Record # 259 / Co	onsumer Sentinel Network Complaints		
Reference		Originator	
Number:		Reference Number:	
	Ta aliah		Communicat
Language:	 `	Contact Type:	·
>	Organization	DNC?	IN
Comments:			
		Someone h	as created an unauthorised profile for me on
	Jerk.com and used a personal & private picture of me with my wife. The picture was taken from our Facebook		
	profile and is being used by this website.		
Data	·		
Data Reference:	More Information on Data Contributor Co	mplaints?	
Entered By:	C3-USFR	Entry Date:	1/4/2012
Updated By:	00 00211	Updated Date:	
	Internet Crime Complaint Center	. .	Internet Information & Adult Services
Source:	memor cime complaint contor	Code:	momot mormaton a 7 adit Corvicco
Amount		Amount Paid:	\$0.00
Requested:			
	Not Reported		External Agency
Method:		Contact:	
Complaint	1/4/2012	Transaction	
Date:		Date:	
Initial Contact:	Internet Web Site	Initial	
Statute/Rule:		Response: Law Violation:	
Topic:		Dispute with	
Topic.		Credit Bureau?:	
Dispute with		Dispute with	
Credit Bureau -		Credit Bureau -	
Responded?:		Resolved to	
		Satisfaction?:	
Member of armed forces or			
dependent?:			
	Consi	umer Information	
Consumer			
Complaining			
Company/Org:			
First Name:		Last Name:	
Address 1:		Address 2:	
City:		State:	
Zip:		Country:	
Home Number:		Work Number:	
Fax Number:		Ext:	
Email:		Age Range:	
Military Service		Soldier Status:	
Branch:			
Soldier Station:			
	Subject		
Subject:	ý		
Address:	Unknown Unknown		

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City:		State/Prov:	Location Not Reported
ZIP:		Country:	Location Not Reported
Email:		URL:	www.jerk.com
Area Code:		Phone Number:	
Ext:			
Representative Name:	Unknown Unknown	Title:	

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,	nsumer Sentinel Network Comp		
Reference Number:		Originator Reference Number:	
Language:	English	Contact Type:	Complaint
,	Consumer	DNC?	(
\$	Consumer states someone has p		Å
D-4-			
Data Reference:			
Entered By:		Entry Date:	5/23/2012
Updated By:		Updated Date:	
Complaint Source:	FTC Call Center	Product Service Code:	Internet Information & Adult Services
Amount Requested:	\$0.00	Amount Paid:	\$0.00
Payment Method:	Unknown	Agency Contact:	Phone
Complaint Date:	5/23/2012	Transaction Date:	1/1/2012
Initial Contact:	Internet Web Site	Initial Response:	Unknown
Statute/Rule:	FTC Act Sec 5 (BCP)		Deception/Misrepresentation
Topic:		Dispute with Credit Bureau?:	
Dispute with	N	Dispute with	N
Credit Bureau - Responded?:		Credit Bureau - Resolved to	
		Satisfaction?:	
Member of armed forces or dependent?:			
		Consumer Information	
Consumer	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
Complaining Company/Org:			
First Name:		Last Name:	
Address 1:		Address 2:	
City:		State:	
Zip:		Country:	
Home Number:		Work Number:	
Fax Number:	****************	Ext:	***************************************
Email:		Age Range:	
Military Service Branch:		Soldier Status:	
Soldier Station:		i	
		Subject	
Subject:	Jerk .com		

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	Address:
State/Prov:	City:
Country:	ZIP:
URL:	Email:
Phone Number:	Area Code:
	Ext:
Title:	Representative
Phone Number:	Area Code: Ext: Representative

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CX0579 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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CX0582 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0583 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0584 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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Record # 292 / Consumer Sentinel Network Complaints				
Reference	Reference Originato			
Number:		Reference	-	
		Number:		
Language:	English	Contact Type:	Complaint	
Source:	Organization	DNC?	N	
Comments:	Someone took my first name, last name, amp	oicture and created	a profile without my consent.	
		<u>.</u>		
Data Reference:				
Na santa a santa a santa a santa a santa sa santa sa santa a santa a santa a santa a santa a santa a santa sant	BBBCOCA-USER	Entry Date:	11/4/2011	
Updated By:	BBBCCA-03LIN	Updated Date:	11/4/2011	
	BBB CA Colton	\$ -	Other (Note in Comments)	
Source:	BBB CA COILOIT	Code:	Other (Note in Comments)	
Amount		Amount Paid:		
Requested:				
Payment		Agency	External Agency	
Method:		Contact:		
Complaint	11/4/2011	Transaction		
Date:		Date:		
Initial Contact:		Initial		
C4-4-4-/DI		Response: Law Violation:		
Statute/Rule:				
Topic:		Dispute with Credit Bureau?:		
Dispute with		Dispute with		
Credit Bureau -		Credit Bureau -		
Responded?:		Resolved to Satisfaction?:		
Member of		Sausiacuoni.		
armed forces or				
dependent?:				
	Consumer	Information		
Consumer				
Complaining				
Company/Org:				
First Name:		Last Name		
Address 1:		Address 2:		
City:		State:		
Zip:				
Home Number:		Work Number:		
Fax Number:		Ext:		
Email:		Age Range:		
Military Service Branch:		Soldier Status:		
Soldier Station:			•	
Subject				
Subiect:	Subject: <u>Jerk.com</u>			
Address:				
City:				
ZIP:		Country:		
—11		URL:		
		OIL.		

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	a Code:	Phone Number:	
	Ext:		
Repres	entative	Title:	
-	Name:		

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CX0589 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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Reference	nsumer Sentinel Network Complaints		
		Originator	
Number:		Reference Number:	
Language: [English	Contact Type:	Complaint
Source: (DNC?	
Comments:			
Comments.			
			I have to remove my name from this
•	site somehow, and also wish to find out wh	o did this as I feel very	nervous now that someone has done this to
r	me intentionally.		
	کا کی دین کا ا		
Data Reference:			
	FTCCIS-FTCUSER	Entry Date:	3/16/2012
Updated By:	1003-11003EN	Updated Date:	3/10/2012
	FTC Online Complaint Assistant (CIS)		Internet Information & Adult Services
Source:	10 Offiline Complaint Assistant (013)	Code:	miernet mormation & Addit Services
Amount	\$25.00	Amount Paid:	\$0.00
Requested:			
Payment		Agency	Internet
Method:		Contact:	
Complaint 3 Date:	3/1/2012	Transaction Date:	
Initial Contact:	nternet (Other)	Initial	
ilitiai Contact.	nternet (Other)	Response:	
Statute/Rule:	General Privacy	.	Company does not provide any opportunity for
	·		consumer to opt-out of information sharing
Topic:		Dispute with	
		Credit Bureau?:	
Dispute with Credit Bureau -		Dispute with Credit Bureau -	
Responded?:		Resolved to	
•		Satisfaction?:	
Member of	No		
armed forces or			
dependent?:	Concur	mar Information	
Consumer	Collsui	ner Information	
Complaining			
Company/Org:			
First Name:		Last Name:	
Address 1:		Address 2:	
City:		State:	
Zip:		Country:	
Home Number:		Work Number:	
Fax Number:		Ext:	
Email:		Age Range:	

https://www.consumersentinel.gov/_layouts/PrintRecordDetails.aspx?documentNumbers=1~2~3~4~5~6~... 9/17/2012 CONFIDENTIAL - Docket No. 9361 FTC-JERK0006022

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Military Service Branch:	Soldier Sta		
Soldier Station:			
	Subject		
Subject:			
Address:			
City:	State/P	rov:	
ZIP:	Cour	try:	United States
Email:	U	RL:	www.jerk.com
Area Code:	Phone Num	ber:	
Ext:			
Representative Name:	Т	itle:	

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CX0593 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0594 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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CX0600 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0601 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0602 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0603 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

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Record # 177 / Consumer Sentinel Network Complaints					
Reference Number:		Originator Reference Number:	,		
Language:	Fnalish	Contact Type:	Complaint		
;	Organization	DNC?	······································		
	An account/profile has been set up				
	meJe -		did not do this or authorize anyone to do it for		
Data Reference:					
	BBBDEL-USER	Entry Date:	3/8/2012		
Updated By:		Updated Date:			
Complaint Source:	BBB DE Wilmington	Product Service Code:	Internet Information & Adult Services		
Amount Requested:		Amount Paid:			
Payment Method:		Agency Contact:	External Agency		
Complaint Date:	3/8/2012	Transaction Date:			
Initial Contact:		Initial Response:			
Statute/Rule:		Law Violation:			
Topic:		Dispute with Credit Bureau?:			
Dispute with Credit Bureau - Responded?:		Dispute with Credit Bureau - Resolved to Satisfaction?:			
Member of armed forces or dependent?:	r of s or				
		Consumer Information			
Consumer - 1	,				
Complaining Company/Org:					
First Name:		Last Name:			
Address 1:		Address 2:			
City:		State:			
Zip:		<u>.</u>			
Fax Number:					
Email:		Age Range:			
Military Service Branch:		Soldier Status:			
Soldier Station:					
Consumer - 2					
Complaining Company/Org:					
First Name;		Last Name:	Not Provided		
Address 1:		Address 2:			
City:		State:			
	, 	Julio			

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Zip:		Country:	
Home Number:		Work Number:	
Fax Number:		Ext:	
Email:		Age Range:	
Military Service Branch:		Soldier Status:	
Soldier Station:			
	Suk	oject	
Subject:	Jerk Llc		
Address:			
City:		State/Prov:	
		: المنظوم ال	
Area Code:		Phone Number:	
Ext:			
Representative Name:		Title:	

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CX0606 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0607 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY

CX0608 MARKED CONFIDENTIAL REDACTED IN ITS ENTIRETY