

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA

3 ASIA ECONOMIC INSTITUTE LLC,
4 a California LLC; RAYMOND
5 MOBREZ an individual; and ILIANA
6 LLANERAS, an individual,

7 Plaintiffs,

8 vs.

9 XCENTRIC VENTURES, LLC, an
10 Arizona LLC, d/b/a as BADBUSINESS
11 BUREAU and/or
12 BADBUSINESSBUREAU.COM
13 and/or RIP OFF REPORT and/or
14 RIPOFFREPORT.COM; BAD
BUSINESS BUREAU, LLC, organized
and existing under the laws of St.
Kitts/Nevis, West Indies; EDWARD
MAGEDSON an individual, and DOES
1 through 100, inclusive,

15 Defendants.

Case No.: 2:10-cv-01360-SVW-PJW

**DECLARATION OF
KENTON JAMES HUTCHERSON**

16
17
18
19 I, Kenton James Hutcherson, declare under penalty of perjury as follows:

- 20 1. My name is Kenton James Hutcherson. I am a United States Citizen, a
21 resident of the State of Texas, am over 18 years of age, and if called to
22 testify in Court or other proceeding I could and would give the following
23 testimony which is based upon my own personal knowledge unless
24 otherwise stated.
- 25 2. I am an attorney licensed to practice law in the State of Texas. I am an
26 active member, in good standing, of the State Bar of Texas, the United
27 States District Court for the Northern District of Texas, and the United
28 States District Court for the Eastern District of Texas.

1 3. I have been admitted to practice law in Texas since 2005. I am the owner of
2 Hutcherson Law, a law firm located in Dallas, Texas.

3 4. Attached as Exhibit A is a true and correct copy of an email (without the
4 exhibit attached thereto) I sent to Edward Magedson, Maria Crimi Speth,
5 and David Gingras on October 19, 2009 at approximately 7:23 PM. In this
6 email I demanded that XCentric Ventures, LLC remove a report from the
7 website located at www.ripoffreport.com. In relevant part, I specifically
8 stated:

9
10 Pursuant to Section 6(d) of the Settlement Agreement between
11 Xcentric Ventures, LLC and Edward Magedson on the one side,
12 and QED Media Group, LLC, Robert Russo dba
13 Defendmyname.com aka Defend My Name, LLC and Internet
14 Defamation League, LLC on the other, dated May 15, 2009,
15 attached, Defend My Name, LLC, QED Media Group, LLC,
16 Robert Russo, and Internet Defamation League, LLC hereby
17 provide Notice to Xcentric Ventures, LLC and Edward
18 Magedson that a report has been posted on
19 www.ripoffreport.com concerning Defend My Name, LLC and
20 Robert Russo without the verification provided for in Section
21 2(e) of the Settlement Agreement.

22 5. Attached as Exhibit B is a true and correct copy of an email I received from
23 Maria Crimi Speth on October 29, 2009, at approximately 12:39 PM. In this
24 email, Ms. Speth states the following: "After further reflection, and based on
25 issues beyond compliance with the settlement agreement, Ripoff Report has
26 decided to completely remove report number 510675. It was deactivated
27 yesterday."

28 6. Following receipt of this email, I verified that report number 510675 had
been removed from the website located at www.ripoffreport.com.

7. Attached as Exhibit C is a true and correct copy an email (without the
exhibit attached thereto) I sent to Edward Magedson, Maria Crimi Speth,

1 and David Gingras on December 28, 2009 at approximately 2:51 PM. In
2 this email I demanded that XCentric Ventures, LLC remove a report from
3 the website located at www.ripoffreport.com.

4 8. Attached as Exhibit D is a true and correct copy of an email I received from
5 Maria Crimi Speth on December 28, 2009 at approximately 5:17 PM. In this
6 email, Maria Crimi Speth states, in part: "The report has been taken down.
7 Xcentric is working on the technical issues that permitted the report to go
8 through without verification."

9 9. Attached as Exhibit E is a true and correct copy of an email I received from
10 Edward Magedson on December 28, 2009 at approximately 7:03 PM. In
11 this email, Mr. Magedson states:

12 Looks like it is gone.. there was a technical issue..

13
14 [http://www.ripoffreport.com/seo-reputation-
management/verifiedcredible-com/verifiedcredible-com-
defend-af442.htm](http://www.ripoffreport.com/seo-reputation-
15 management/verifiedcredible-com/verifiedcredible-com-
defend-af442.htm)

16 if you still see the Report, ..

17
18 Your computer might not be cashing out pages

19
20 HERE IS WHAT YOU DO

21 While you are looking at the Report, do the following

22 Hold down the ctrl key located at the bottom left side of your
23 keyboard.

24 At the same time, hit your F5 key at the top of your key board.
25 – keep holding down the ctrl key till the page completely
refreshes.

26 You will see the report is not there.

27
28 ED

1 10. Following receipt of this email, I verified that report number 540506 had
2 been removed from the website located at www.ripoffreport.com.

3
4 **Pursuant to 28 U.S.C., Section 1746, I declare under penalty of perjury**
5 **under the Laws of the United States of America that the foregoing is true**
6 **and correct.**
7

8 Dated: July 20, 2010


9 
10 _____
11 Kenton James Hutcherson

EXHIBIT A

Kenton Hutcherson

From: Kenton Hutcherson
Sent: Monday, October 19, 2009 7:23 PM
To: 'editor@ripoffreport.com'
Cc: 'Maria Crimi Speth'; 'dsg@jaburgwilk.com'
Subject: New Posting re Defend My Name, LLC
Attachments: 2009-05-15 Fully Executed Settlement Agreement.pdf

Pursuant to Section 6(d) of the Settlement Agreement between Xcentric Ventures, LLC and Edward Magedson on the one side, and QED Media Group, LLC, Robert Russo dba Defendmyname.com aka Defend My Name, LLC and Internet Defamation League, LLC on the other, dated May 15, 2009, attached, Defend My Name, LLC, QED Media Group, LLC, Robert Russo, and Internet Defamation League, LLC hereby provide Notice to Xcentric Ventures, LLC and Edward Magedson that a report has been posted on www.ripoffreport.com concerning Defend My Name, LLC and Robert Russo without the verification provided for in Section 2(e) of the Settlement Agreement.

This report appears on the website at <http://www.ripoffreport.com/Internet-Fraud/Defendmyname-com-Ser/defendmyname-com-serm-interna-7c37e.htm>. Under the terms of the settlement agreement, we hereby demand that this report be removed immediately from www.ripoffreport.com.

Thanks very much.

Kenton J. Hutcherson, Esq.
Attorney for QED Media Group, LLC, Robert Russo, defendmyname.com aka Defend My Name, LLC, and Internet Defamation League, LLC

HUTCHERSON SBAITI LLP
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Dallas, Texas 75219
Tel: (214) 443-4200
Alternate Tel: (214) 702-4129
Fax: (214) 443-4210
Alternate Fax: (214) 723-5353
E-mail: kjh@hutchersonlaw.com
www.hutchersonlaw.com

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Tracking:

EXHIBIT B

Kenton Hutcherson

From: Maria Crimi Speth [mcs@jaburgwilk.com]
Sent: Thursday, October 29, 2009 12:39 PM
To: Kenton Hutcherson; Mazin Sbaiti
Cc: EDitor@ripoffreport.com
Subject: Removal of posting - SERM/ Defend My Name

Kenton:

After further reflection, and based on issues beyond compliance with the settlement agreement, Ripoff Report has decided to completely remove report number 510675. It was deactivated yesterday.

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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EXHIBIT C

Kenton Hutcherson

From: Kenton Hutcherson
Sent: Monday, December 28, 2009 2:51 PM
To: editor@ripoffreport.com
Cc: Maria Crimi Speth; dsg@jaburgwilk.com
Subject: New Posting re Defend My Name, LLC
Attachments: 2009-05-15 Fully Executed Settlement Agreement.pdf

Pursuant to Section 6(d) of the Settlement Agreement between Xcentric Ventures, LLC and Edward Magedson on the one side, and QED Media Group, LLC, Robert Russo dba Defendmyname.com aka Defend My Name, LLC and Internet Defamation League, LLC on the other, dated May 15, 2009, attached, Defend My Name, LLC, QED Media Group, LLC, Robert Russo, and Internet Defamation League, LLC hereby provide Notice to Xcentric Ventures, LLC and Edward Magedson that a report has been posted on www.ripoffreport.com concerning Defend My Name, LLC and Robert Russo without the verification provided for in Section 2(e) of the Settlement Agreement.

This report appears on the website at <http://www.ripoffreport.com/seo-reputation-management/verifiedcredible-com/verifiedcredible-com-defend-af442.htm>. Under the terms of the settlement agreement, we hereby demand that this report be removed immediately from www.ripoffreport.com.

Also, given that this is the second report that has appeared on the Ripoff Report website concerning Defend My Name, LLC since the execution of the settlement agreement, we respectfully request the identifying information for the person who posted this request. That way, we may be able to address the issue with that person directly, and hopefully we will all not have to worry about this person posting on your website further.

Thanks very much.

Kenton J. Hutcherson, Esq.
Attorney for QED Media Group, LLC, Robert Russo, defendmyname.com aka Defend My Name, LLC, and Internet Defamation League, LLC

Kenton J. Hutcherson, Esq.
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EXHIBIT D

Kenton Hutcherson

From: Maria Crimi Speth [mcs@jaburgwilk.com]
Sent: Monday, December 28, 2009 5:17 PM
To: Kenton Hutcherson; editor@ripoffreport.com
Cc: David S. Gingras
Subject: RE: New Posting re Defend My Name, LLC

Kenton:

The report has been taken down. Xcentric is working on the technical issues that permitted the report to go through without verification.

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: Kenton Hutcherson [mailto:kjh@hutchersonlaw.com]
Sent: Monday, December 28, 2009 1:51 PM
To: editor@ripoffreport.com
Cc: Maria Crimi Speth; David S. Gingras
Subject: New Posting re Defend My Name, LLC

Pursuant to Section 6(d) of the Settlement Agreement between Xcentric Ventures, LLC and Edward Magedson on the one side, and QED Media Group, LLC, Robert Russo dba Defendmyname.com aka Defend My Name, LLC and Internet Defamation League, LLC on the other, dated May 15, 2009, attached, Defend My Name, LLC, QED Media Group, LLC, Robert Russo, and Internet Defamation League, LLC hereby provide Notice to Xcentric Ventures, LLC and Edward Magedson that a report has been posted on www.ripoffreport.com concerning Defend My Name, LLC and Robert Russo without the verification provided for in Section 2(e) of the Settlement Agreement.

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Also, given that this is the second report that has appeared on the Ripoff Report website concerning Defend My Name, LLC since the execution of the settlement agreement, we respectfully request the identifying information for the person who posted this request. That way, we may be able to address the issue with that person directly, and hopefully we will all not have to worry about this person posting on your website further.

Thanks very much.

Kenton J. Hutcherson, Esq.

Attorney for QED Media Group, LLC, Robert Russo, defendmyname.com aka Defend My Name, LLC, and Internet Defamation League, LLC

Kenton J. Hutcherson, Esq.

HUTCHERSON SBAITI LLP

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EXHIBIT E

Kenton Hutcherson

From: EDitor@ripoffreport.com
Sent: Monday, December 28, 2009 7:03 PM
To: Kenton Hutcherson; 'Maria Crimi Speth'
Cc: 'David S. Gingras'; Mazin Sbaiti
Subject: New Posting re Defend My Name, LLC

Looks like it is gone.. there was a technical issue..

<http://www.ripoffreport.com/seo-reputation-management/verifiedcredible-com/verifiedcredible-com-defend-af442.htm>

if you still see the Report, ..

Your computer might not be caching out pages

HERE IS WHAT YOU DO

While you are looking at the Report, do the following

Hold down the ctrl key located at the bottom left side of your keyboard.

At the same time, hit your F5 key at the top of your key board. – keep holding down the ctrl key till the page completely refreshes.

You will see the report is not there.

ED

Rip-off Report

PO Box 310, Tempe, Arizona 85280

From: Kenton Hutcherson [mailto:kjh@hutchersonlaw.com]
Sent: Monday, December 28, 2009 4:50 PM
To: Maria Crimi Speth; editor@ripoffreport.com
Cc: David S. Gingras; Mazin Sbaiti
Subject: RE: New Posting re Defend My Name, LLC

I tried that... it is still there. Does the report show up for you?

From: Maria Crimi Speth [mailto:mcs@jaburgwilk.com]
Sent: Monday, December 28, 2009 5:44 PM
To: Kenton Hutcherson; editor@ripoffreport.com
Cc: David S. Gingras; Mazin Sbaiti
Subject: RE: New Posting re Defend My Name, LLC

Please try refreshing your browser and then look again.

Maria Crimi Speth, Esq.
Jaburg & Wilk, P.C.
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Phoenix, AZ 85012

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

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From: Kenton Hutcherson [mailto:kjh@hutchersonlaw.com]
Sent: Monday, December 28, 2009 4:45 PM
To: Maria Crimi Speth; editor@ripoffreport.com
Cc: David S. Gingras; Mazin Sbaiti
Subject: RE: New Posting re Defend My Name, LLC

Maria,

I appreciate your quick response, but I just checked the link again, and it the report is still up.

Thanks very much.

Kenton J. Hutcherson, Esq.
HUTCHERSON SBAITI LLP
3102 Oak Lawn Avenue, Suite 777
Dallas, Texas 75219
Tel: (214) 443-4200
Fax: (214) 443-4210
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Cc: David S. Gingras
Subject: RE: New Posting re Defend My Name, LLC

Kenton:

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Maria Crimi Speth, Esq.
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Thanks very much.

Kenton J. Hutcherson, Esq.
Attorney for QED Media Group, LLC, Robert Russo, defendmyname.com aka Defend My Name, LLC, and Internet Defamation League, LLC

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