

EXHIBIT D

A message from Plaintiff to Google in late January early February 2010:

I live at 101 Auld Court in Fairfield, Ca. and believe this posting came from this neighborhood within a few blocks of my home or even next door. I also believe the comment comes from a personal neighborhood dispute. over a lot split and housing development not a Cal Bay Construction customer.

The post does tremendous damage as my wife owns Castle Roofing which is newer but reputably fashioned from a twenty year track record of mine under Cal Bay Construction.

Please remove the Cal Bay listing and it's defamatory comment that's been posted. I put the number of the CSLB on the listing if you wish to check on it or dispute this message. Cal Bay Construction has never had a customer complaint about roofing.

Another message to Google in late January early February 2010:

Hello:

Please take notice that this posting is extremely defamatory. As owner of Cal Bay Construction I hereby dispute the allegations within the posting. I retired over a year ago, and the license is now inactive. That means Cal Bay Construction no longer does contracting; however the phone number will be connected for three more years as there are thousands of roofs I'm responsible for. I've done an extensive search of our records and found no matching criteria, no filed complaints with the CSLB (license) or Better Business Bureau in the past ten years.

It seems Google should be especially sensitive to both parties as this posting is fashioned more as an open complaint that defames me as a contractor.

Google should not allow parties to seek revenge with harmful content online rather than using proper channels. The post violates Google's own TOS as harmful and defamatory.

I dispute the accusation and the posting being disputed should be immediately suspended pending your investigation.

The posting also violates the BUSINESS AND PROFESSIONS CODE SECTION 7090-7124.6
7124.6.

(c) A complaint resolved in favor of the contractor shall not be subject to public disclosure.

Thank You For Your Cooperation.
Cal Bay Construction