

1 Neil A. Goteiner (State Bar No. 083524)
 2 Dennis M. Cusack (State Bar No. 124988)
 3 Carly O. Alameda (State Bar No. 244424)
 4 Farella Braun & Martel LLP
 5 235 Montgomery Street, 17th Floor
 6 San Francisco, CA 94104
 7 Telephone: (415) 954-4400
 8 Facsimile: (415) 954-4480
 9 E-mail: ngoteiner@fbm.com, dcusack@fbm.com,
 10 calameda@fbm.com

11 Attorneys for Plaintiff
 12 COUPONS, INC.

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN JOSE DIVISION

16 COUPONS, INC.,

17 Plaintiff,

18 vs.

19 JOHN STOTTMIRE, and DOES 1-10,

20 Defendants.

Case No. 5:07-CV-03457 HRL

DECLARATION OF ED (BUD) MILLER

Date: December 4, 2007
 Time: 10:00 a.m.
 Courtroom: 2
 Judge: Honorable Howard R. Lloyd

21 I, Ed (Bud) Miller, declare as follows:

22 1. I am the Executive Director of the Coupon Information Center (<http://www.cents-off.com/index.htm>), which is operated by the Coupon Information Corporation, located in
 23 Alexandria, Virginia. The Coupon Information Corporation is a not-for-profit association of
 24 consumer product manufacturers dedicated to fighting coupon misuse and fraud.

25 2. In my capacity as Executive Director of the Coupon Information Center, I monitor
 26 websites that post online coupons and websites that discuss online coupons. One of the websites
 27 that I monitor is DealIdeal (www.dealideal.com), and I usually check this website two to three
 28 times a day.

3. Beginning in May 2007, considerable discussion on the DealIdeal forum addressed
 John Stottlemire and Stottlemire's website, the Coupon Queen (www.thecouponqueen.net).

DECLARATION OF ED (BUD) MILLER /
 USDC/NDC/SJ 5:07-CV-03457 HRL

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1 Reviewing the postings on the DealIdeal forum, it became apparent that Stottlemire had been
2 posting messages to DealIdeal in an effort to draw visitors to the Coupon Queen. This led me to
3 visit the Coupon Queen.

4 4. On or around May 22, 2007, I visited the Coupon Queen. The website hosted a
5 forum primarily devoted to issues involving coupons. Forum member "virtually_john" had
6 posted a message, stating "I recently posted information on another site (dealideal) on how to beat
7 the limitation imposed by the software provided by coupons.com and would allow users of that
8 software to print an unlimited number of coupons from the coupons.com website." The same
9 post stated "I have created a small exe file that will remove the limitations placed by the
10 coupons.com software. If anyone wishes it, send me a PM and I'll gladly send it your way." I
11 understand "PM" to be a common abbreviation for "private message." The post was signed
12 "john." In order to inform Coupons, Inc. of the exe file offered by "virtually_john," I copied and
13 pasted the content of this post into a May 22, 2007 email to Jeff Weitzman of Coupons, Inc.
14 Attached as Exhibit 1 is a true and correct copy of my May 22, 2007 email to Jeff Weitzman.
15 Attached as Exhibit 2 is a screenshot which accurately shows the post by virtually_john on the
16 Coupon Queen, as it looked on May 22, 2007.

17 5. I have printed coupons offered by Coupons, Inc., both from its website
18 (www.coupons.com) and from other websites. I am aware that individuals must download and
19 install a Coupons, Inc. printing application in order to print any online coupons offered by
20 Coupons, Inc. I understand that Coupons, Inc. printing application prevents an individual from
21 printing an unlimited number of any single online coupon offered by Coupons, Inc.

22 6. As the Executive Director of the Coupon Information Center, it is my professional
23 obligation to understand coupon vulnerabilities that allow an individual to reproduce an unlimited
24 quantity of any single coupon. For the purposes of reviewing the exe file offered by
25 virtually_john, I returned to the Coupon Queen website on May 25, 2007 and created a forum
26 member account. Using my forum account, I sent a private message through the Coupon Queen
27 forum to "virtually_john," requesting a copy of the exe file and thereafter providing an email
28 address.

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7. On May 25, 2007 at 11:16 a.m., I received an email from "John Stottlemire," with email address johna@stottlemir.net. The email stated "[H]ere's the 'removal tool' (attached)." A zip file named "removebricks.zip," containing the file removebricks.exe, was attached to the email. Additionally, the email provided guidance on how to use the software application, stating "You must have ALL browser windows closed FIRST, then run the program, then reopen your browser." The email was signed "john." Attached as Exhibit 3 is a true and correct copy of the email that I received from John Stottlemire on May 25, 2007 at 11:16 a.m.

I declare under penalty of perjury under the laws of the United States that the foregoin is true and correct to the best of my knowledge. Executed this 13 day of November, 2007, in Alexandria, Virginia.


ED (BUD) MILLER

EXHIBIT 1

TO

DECLARATION OF ED (BUD) MILLER

From: "Jeff Weitzman" <JeffW@couponsinc.com>
To: <ersalexandria@msn.com>
Sent: Tuesday, May 22, 2007 5:07 PM
Subject: Re: post on www.thecouponqueen.net. (Red, size color added)

Tracked down Leo and our lawyers spoke to him. He will remove the post (he says). We'll follow up on this guy as well, thanks.

----- Original Message -----

From: ERSALEXANDRIA@msn.com <ERSALEXANDRIA@msn.com>
To: Jeff Weitzman
Sent: Tue May 22 13:54:49 2007
Subject: post on www.thecouponqueen.net. (Red, size color added)

recently posted information on another site (dealideal) on how to beat the limitation imposed by the software provided by coupons.com and would allow users of that software to print an unlimited number of coupons from the coupons.com website.

As the forum admin at dealideal sees this site as a competing website and knows that the decoder on our website produces much more accurate results than does his own, he asked me to remove the information I posted. I removed the information as he requested, and was told by the forum moderator (femont36) that the information I provided would most likely be reposted by a different user and amazingly enough, it was. Immediately after I removed the post, Leo, dealideal's admin, banned my IP and removed any and all content I had provided on the dealideal forums. We, my wife and I, are no longer able to visit the dealideal forum from our home.

No where in the repost of my solution am I given credit for creating the solution and instead the poster (a brand new user created just to post this information) claims that the information he saw was flawed. He then posted almost word for word exactly how I had originally posted it.

In the interim I have created a small exe file that will remove the limitations placed by the coupons.com software. If anyone wishes it, send me a PM and I'll gladly send it your way.

In closing, all this mess was created on dealideal as Leo could not stand for a competing website to post information on his site. He proclaims loudly that there is NO censorship on his site however, within the past month I can assure you that his censorship is in full swing. Mention thecouponqueen on dealideal and it will be removed within hours no matter what we could have contributed to that community.

-john recently posted information on another site (dealideal) on how to beat the limitation imposed by the software provided by coupons.com and would allow users of that software to print an unlimited number of coupons from the coupons.com website.

As the forum admin at dealideal sees this site as a competing website and knows that the decoder on our website produces much more accurate results than does his own, he asked me to remove the information I posted. I removed the information as he requested, and was told by the forum moderator (femont36) that the information I provided would most likely be reposted by a different user and amazingly enough, it was. Immediately after I removed the post, Leo, dealideal's admin, banned my IP and removed any and all content I had provided on the dealideal forums. We, my wife and I, are no longer able to visit the dealideal forum from our home.

10/18/2007

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-john

EXHIBIT 2

TO

DECLARATION OF ED (BUD) MILLER



The Coupon Queen

Welcome Guest Please Register

Home	Cart (empty)	New Items	Expires	Link To Us	Forum	Decoder
Forum Home	Search	Register	Login	Blogs	Recent Posts	

Forums Index » Coupons » Internet Printed Coupons » Bricks from Coupons.com

[New Topic](#) [Post Reply](#)

Author	Topic: Bricks from Coupons.com (1 messages, Page 1 of 1)
virtually_john ~Junior Member- Posts: 9 Joined: May 20, 2007	Posted: May 20, 2007 01:10 PM Msg. 1 of 1 <p>I recently posted information on another site (dealideal) on how to beat the limitation imposed by the software provided by coupons.com and would allow users of that software to print an unlimited number of coupons from the coupons.com website.</p> <p>As the forum admin at dealideal sees this site as a competing website and knows that the decoder on our website produces much more accurate results than does his own, he asked me to remove the information I posted. I removed the information as he requested, and was told by the forum moderator (femont36) that the information I provided would most likely be reposted by a different user and amazingly enough, it was. Immediately after I removed the post, Leo, dealideal's admin, banned my IP and removed any and all content I had provided on the dealideal forums. We, my wife and I, are no longer able to visit the dealideal forum from our home.</p> <p>No where in the repost of my solution am I given credit for creating the solution and instead the poster (a brand new user created just to post this information) claims that the information he saw was flawed. He then posted almost word for word exactly how I had originally posted it.</p> <p>In the interim I have created a small exe file that will remove the limitations placed by the coupons.com software. If anyone wishes it, send me a PM and I'll gladly send it your way.</p> <p>In closing, all this mess was created on dealideal as Leo could not stand for a competing website to post information on his site. He proclaims loudly that there is NO censorship on his site however, within the past month I can assure you that his censorship is in full swing. Mention thecouponqueen on dealideal and it will be removed within hours no matter what we could have contributed to that community.</p> <p>-John</p>

[New Topic](#) [Post Reply](#)

EXHIBIT 3

TO

DECLARATION OF ED (BUD) MILLER

From: "John Stottlemire" <johna@stottlemire.net>
To: <rc1peddler@aol.com>
Sent: Friday, May 25, 2007 11:16 AM
Attach: RemoveBricks.zip
Subject: RE: New Private Message at The Coupon Queen

I did get it when you registered, but I still respect the privacy settings you've established.

BTW... don't forget to change your password to something easy for you to remember.

here's the "removal tool" (attached)

You must have ALL browser windows closed FIRST, then run the program, then reopen your browser.

-john

From: forumadmin@thecouponqueen.net [mailto:forumadmin@thecouponqueen.net]
Sent: Friday, May 25, 2007 8:13 AM
To: jstottl@comcast.net
Subject: New Private Message at The Coupon Queen

decoder1 has sent you a private message at The Coupon Queen

Subject: Re: bricks

Message:

Sure, sorry, I thought you got it when I registered.

Its rc1peddler@aol.com

TIA!

To view your private messages go to http://www.thecouponqueen.net/forum/index.cfm?page=private_messages

Please note, this is an automated email. Do not reply to this email.