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1 Q. My question to you is: When somebody submits
2 a proposed rebuttal, someone at Xcentric is reviewing it
3 to find out whether it fits within the acceptable or the
4 unexceptable category, and if it's unacceptable they
5 won't allow it to be posted, correct?

6 A. Right.

7 (Deposition Exhibit No. 12 was marked for
8 identification.)

9 Q. BY MR. LIPPMAN: I'm handing you now what I've
10 marked as Exhibit 12, which is a string of e-mails
11 between Jeff LeJune, L-e, capital J-u-n-e, and
12 EDitor@ripoffreport.com.

13 You -- the e-mail address EDitor, E-d in
14 capitals, i-t-o-r, small case, at ripoffreport.com,
15 that's your e-mail address, right?

16 A. Yes.

17 Q. I like the way you did that. The "EDitor."

18 A. Okay.

19 Q. Very cute. Do you recall these e-mails?

20 A. From 2003, no.

21 Q. Okay. Do you know who Jeff LeJune is?

22 A. No clue.

23 Q. Okay. And you see here in -- if you go on
24 Page 2 of Exhibit 12, you will see the first e-mail on
25 May 29th, 2003 at 11:41 a.m. Mr. LeJune e-mails to you

U.S. Legal Support
(305) 373-8404

Exhibit 1

1 and reports about this employee of Energy Automation
2 Systems, Inc., and how his employer bans him from
3 posting things on the Rip-Off Report, right?

4 MS. SPETH: Objection, misstates the e-mail.

5 THE WITNESS: I don't understand. What's the
6 question?

7 Q. BY MR. LIPPMAN: Mr. LeJune in May sends you
8 an e-mail where he tells you about Energy Automation
9 Systems, Inc., banning its employees from reading
10 Rip-Off Report, right?

11 A. Okay.

12 Q. All right. And then you respond to
13 Mr. LeJune, "This is great. Can you post something or
14 part of this e-mail below. This would be great and
15 would definitely piss them off." Do you see that?

16 A. I see it, but I don't think I wrote that.

17 Q. Well, that's your e-mail address, right?

18 A. Well, I get spoofed e-mail all the time.
19 People send out e-mails as editor of Rip-Off Report all
20 the time.

21 Q. You think somebody else is using your e-mail
22 address?

23 A. Do I think? I know people are using my e-mail
24 address and sending it out spoof.

25 Q. You're saying even though that's your e-mail

1 address you didn't send this e-mail?

2 A. People --

3 Q. That's all I'm asking you, sir. Does your --

4 A. I didn't write this e-mail.

5 Q. You didn't write this e-mail?

6 A. No, I didn't write that e-mail.

7 Q. How do you know you didn't write this? You
8 don't -- you recall this from May --

9 A. I wouldn't write something like that.

10 MS. SPETH: Ed --

11 Q. BY MR. LIPPMAN: Okay.

12 MS. SPETH: -- let him finish the question,
13 please.

14 THE WITNESS: Okay. So your question was?

15 Q. BY MR. LIPPMAN: Well, you see the top one
16 where it says, "Can you file your own detailed Rip-Off
17 Report? Your info will not be revealed. Your source of
18 info" -- "You are a source of info for you." Do you see
19 that? You didn't write that?

20 A. Well, it's from 2003. It's not something that
21 I would write.

22 Q. Well, I'm just trying to understand. Are you
23 telling me you don't know whether or not you wrote this
24 or are you telling me that absolutely you did not write
25 this?

1 A. I wouldn't write something like that. And I'm
2 telling you that my -- more than likely, this is spoofed
3 e-mail.

4 Q. And "spoofed e-mail" means it's something that
5 didn't come from you --

6 A. Correct.

7 Q. -- it came from somebody else --

8 A. Yes.

9 Q. -- using your e-mail address?

10 A. Yes. People can send out e-mail look --
11 making it look like it's your e-mail.

12 Q. I confess --

13 A. You said you weren't --

14 Q. I confessed earlier I'm not a computer genius.

15 A. -- you said you weren't --

16 Q. So I've never --

17 A. Ask anybody about spoofing e-mails.

18 Q. Okay.

19 A. And that -- that's not something I would write
20 to somebody.

21 Q. Okay. By the way, just so you know, do you
22 see on the bottom of Exhibit 12 where it says "Case" --

23 A. Can I get a copy of this? I want to
24 investigate this. Can I get a copy?

25 MS. SPETH: I have a copy.

1 Q. BY MR. LIPPMAN: Do you see the bottom of that
2 where it says "Case 3:06"?

3 A. Where are you?

4 Q. On the bottom.

5 MS. SPETH: Bottom of the page.

6 Q. BY MR. LIPPMAN: Bottom of the page, see where
7 it says, "Case 3:06-cv-010079"?

8 A. Yeah, um-hum.

9 Q. All right. I don't know whether this helps
10 you or not, but this document was filed in a federal
11 court proceeding.

12 MS. SPETH: Is that a question?

13 Q. BY MR. LIPPMAN: No, no, I'm just telling you.
14 Does that help you know --

15 MS. SPETH: Is that a question?

16 Q. BY MR. LIPPMAN: -- whether you sent this or
17 not?

18 A. I'm -- I wouldn't send something like that.

19 Q. Okay.

20 A. Could I be wrong? I don't think so.

21 Q. Okay.

22 A. And I think -- I don't think so.

23 (Deposition Exhibit No. 13 was marked for
24 identification.)

25 Q. BY MR. LIPPMAN: Let me hand you what I've

Main Identity

From: <EDitor@ripoffreport.com>
To: "Jeff LeJune" <jleune@email.msn.com>
Sent: Wednesday, June 04, 2003 7:36 PM
Subject: soon-to-be ex-employee of Energy Automation Systems, Inc

Can you file your own detailed Rip-off Report? Your info WIL NOT BE REVEALED! You are a source of info for you.

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

From: Jeff LeJune [mailto:jleune@email.msn.com]
Sent: Wednesday, June 04, 2003 2:43 PM
To: EDitor@ripoffreport.com
Subject: Re: EASI

They have now sent me a threatening letter from their lawyer demanded that I retract my postings at ripoffreport and other places. Rich and powerful crooks threatening and intimidating people they have driven to the brink of bankruptcy.

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

From: <EDitor@ripoffreport.com>
To: "Jeff LeJune" <jleune@email.msn.com>
Sent: Thursday, May 29, 2003 2:33 PM
Subject: RE: EASI

This is great...

Can you post something or part of the e-mail below? This would be great, and it would definitely piss them off!

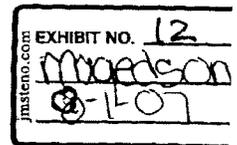
And, do not worry, I will not be passing this along to anyone...

Thank you

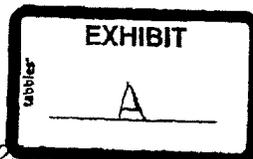
ED Magedson
EDitor@RipoffReport.com
badbusinessbureau.com
www.ripoffreport.com

We are not lawyers.
We are not a collection agency.

We are Consumer Advocates.
.the victims' advocate



LeJune v. EASI
0103937



12/29/2003

WE are Civil and Human Rights Activists

We are a Nationwide Consumer Reporting News Agency
by consumers, for consumers

DONATIONS may be sent to &
Victims & Volunteers ONLY may respond to:
badbusinessbureau.com
PO Box 1340, Media, Pennsylvania 19063

Florida Message Phone and office FAX: 305-832-2949
Washington office FAX: 425-799-9729

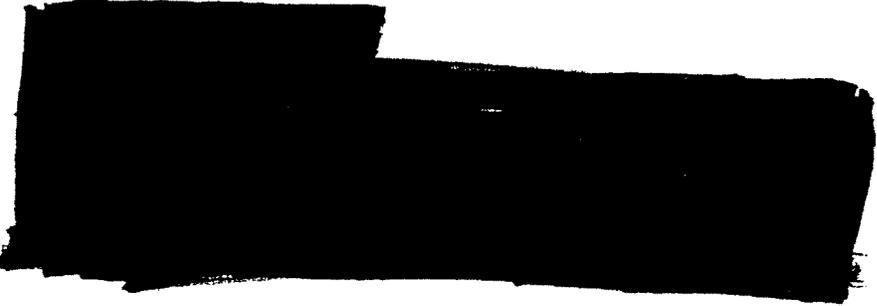
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site Free" at the top left of every Rip-off Report, OR
Click on the ad at the very bottom of every Rip-off Report.

Remember.
Don't let them get away with it!
Make sure they make the Rip-off Report

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

From: Jeff LeJune [mailto:jleJune@email.msn.com]
Sent: Thursday, May 29, 2003 11:41 AM
To: Editor@ripoffreport.com
Subject: Fw: EASI

I thought you might enjoy this from a soon-to-be ex-employee of Energy
Automation Systems, Inc. The
CON ARTIST owner of the company has banned his employees from reading
ripoffreport. SEE BELOW. I promised to protect this employee until he
leaves then I will make an update to include this information.



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12/29/2003