

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

STELOR PRODUCTIONS, L.L.C., a
Delaware corporation, f/k/a STELOR
PRODUCTIONS, INC.,

CASE NO. 05-80393-CIV-HURLEY
Magistrate Hopkins

Plaintiff,

v.

STEVEN A. SILVERS, a Florida resident,

Defendant,

**NOTICE OF FILING SUPPLEMENTAL
DECLARATION OF KEVA LABOSSIERE**

Defendant, Steven Silvers, hereby gives notice of filing the Supplemental Declaration of Keva Labossiere in support of his Memorandum in Opposition to Plaintiff's Motion for Preliminary Injunction dated May 19, 2005.

Respectfully submitted,

DIMOND, KAPLAN & ROTHSTEIN, P.A.
Co-Counsel for Defendant
200 S.E. First Street, Suite 708
Miami, FL 33131
Telephone: (305) 374-1920
Adam T. Rabin, Esq.

KOZYAK TROPIN & THROCKMORTON, P.A.
Counsel for Defendant
2525 Ponce de Leon, 9th Floor
Coral Gables, Florida 33134
Telephone: (305) 372-1800

By:

Kenneth R. Hartmann
Florida Bar No: 664286
Gail M. McQuilkin
Florida Bar No. 969338

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was faxed and mailed this 25th day of May, 2005, to: Kevin C. Kaplan, Esq., Daniel F. Blonsky, Esq. and David Zack, Esq., Burlington, Weil, Schwiep, Kaplan & Blonsky, P.A., Counsel for Plaintiff, Office in the Grove, Penthouse A, 2699 South Bayshore Drive, Miami, FL 33133.

By: 
Kenneth R. Hartmann

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA.
Case No. 05-80393-CIV-HURLEY/Hopkins

STELOR PRODUCTIONS, L.L.C.,
a Delaware corporation,
f/k/a STELOR PRODUCTIONS, INC.,

Plaintiff,

vs.

STEVEN A. SILVERS, a Florida resident,

Defendant.

FILED
MAY 27 2005
3:14
D.C.
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

SUPPLEMENTAL DECLARATION OF KEVA LABOSSIÈRE

My name is Keva Labossiere and I make this declaration based on my own personal knowledge. I am a legal assistant at the law firm of Kozyak Tropin and Throckmorton, P.A., with offices at 2525 Ponce de Leon, 9th Floor, Coral Gables, FL 33134.

Description of Research Conducted on Stelor Productions Website

1. On May 24 and 25, 2005, I visited the website for the Plaintiff, Stelor Productions, LLC (“Stelor”), at www.stelorproductions.com.

2. At the Stelor website, I was greeted by an introduction page, which I skipped, and was then directed to the Stelor home page which displays the following graphic icons, “See & Hear About Gootopia!” and “Meet the Googles from Goo.” Attached hereto as **Exhibit “A”** is a copy of Stelor’s homepage.

3. “See and Hear About Gootopia!” is an interactive tour which instructs potential users on how to use the website, www.googles.com. Attached hereto as **Exhibit “B”** is the “Goo Tour” introduction page. “Gootopia” is, as described by Stelor,

“a magical environment of imagination and adventure” and is proposed to be a “state-of-the-art-child-safe realm on the Internet.”

4. The “Meet the Googles from Goo” graphic icon allows users to click on a characters such as “GooBoo,” and read a brief description about the character. A copy of the “GooBoo” description page is attached hereto as **Exhibit “C”**.

5. On the “Stelor Properties Page,” attached hereto as **Exhibit “D”**, I was able to download the iTunes software and proceed to the iTunes Music Store where I was given the ability to purchase “One Goo World, The Googles from Goo.” The iTunes purchasing process is described in detail in my previous declaration dated May 20, 2005.

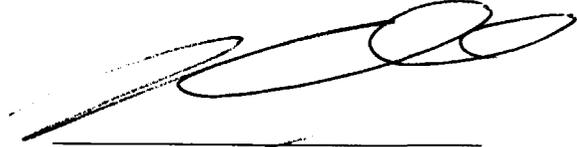
6. Also listed on the “Stelor Properties Page” is the sentence, “Gootopia is coming soon to: www.googles.com.” When you click on www.googles.com, a “GoDaddy – Coming Soon!” page with subheading “This Web Page is parked free, courtesy of GoDaddy.com!” Attached hereto as **“Exhibit “E”** is a copy of that page.

7. GoDaddy.com is the world's largest domain name registrar and is the flagship company of The Go Daddy Group, Inc. Attached hereto as **“Exhibit “F”** is copy of the “About GoDaddy.com” information page which is displayed on its website.

8. GoDaddy.com has put an “administrative lock” on the Googles.com domain name and corresponding website due to Stelor’s filing this action. See **Exhibit “G.”**

I HEREBY DECLARE under penalty of perjury, I declare that I have read the foregoing declaration and that the facts stated in it are true

Dated: May 25, 2005

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned above a solid horizontal line.

Keva Labossiere

3339.101/253396.1

EXHIBIT “A”



www.stelorproductions.com



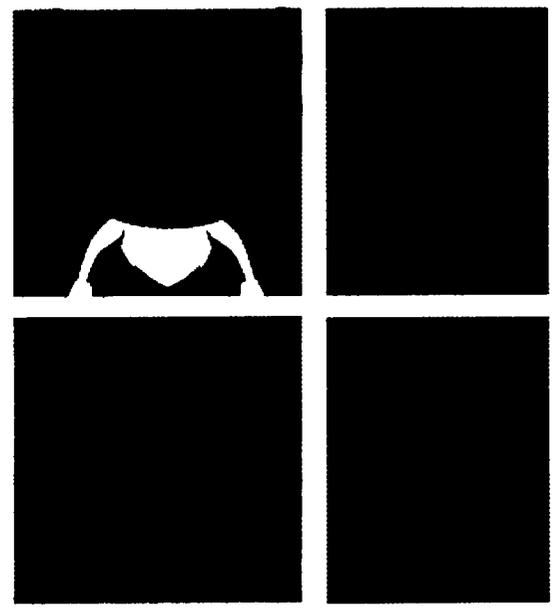
about us properties features stelar staff careers cont.

See & Hear About

GoTopia!

Click to see Tour!

Meet the
Googles from Goo™
 Click Here



STELOR NEWS

- Find Law On-Line
- Washington Post
- 10e20
- The Business Gazette
- Washington Times
- MSNBC
- Internet News

Stelor Productions © 2005
 The Googles from Goo are a creation of Steven A. Silver

stelor productions.com 2005

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EXHIBIT “B”

Gootopia Tour



Chapter Index

Welcome to the Gootopia Tour! Here you can find out what's what and learn how Gootopia works. The tour is broken up into chapters. Use the buttons below to play, pause, stop, and move forward and back between chapters. You can also use the index to go directly to a specific section in a chapter. Choose a section, or just hit the play button to start.



Chapter 1

Control Frame Items

Basic Navigation

Chapter 2

Content Description

Subpages

Chapter 3

Quizzes

GoalPoints

Chapter 4

Content Review

Hidden Items

Help Screens

Navigating Subpages

Chapter 5

Comments

Content Filter

Chapter 6

Order the Computer

Internal links

id Labeling

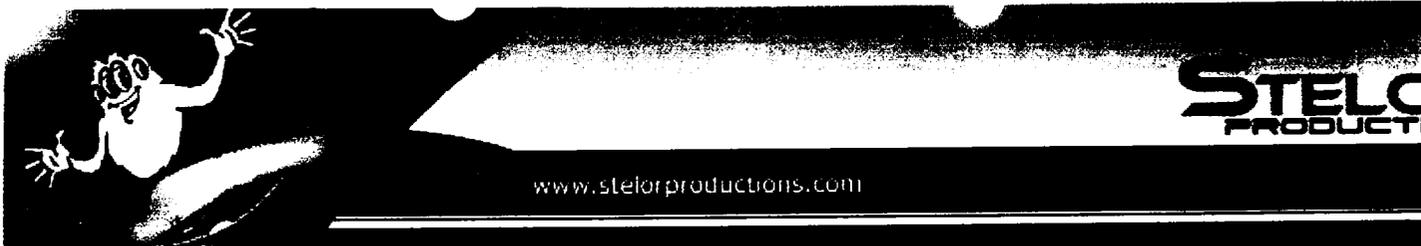
Chapter Control

Chapter 7

FRONT END DESIGNERS

BACKEND DESIGNERS

EXHIBIT “C”



about us properties features stelor staff careers contact

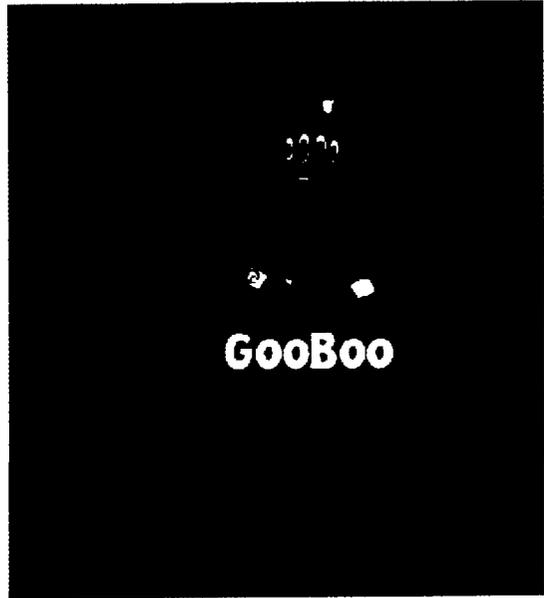
See & Hear About

GooTopia!



Click to see Tour!

Meet the
Googles from Goo™



home
about us
properties
features
stelor staff
careers
contact us

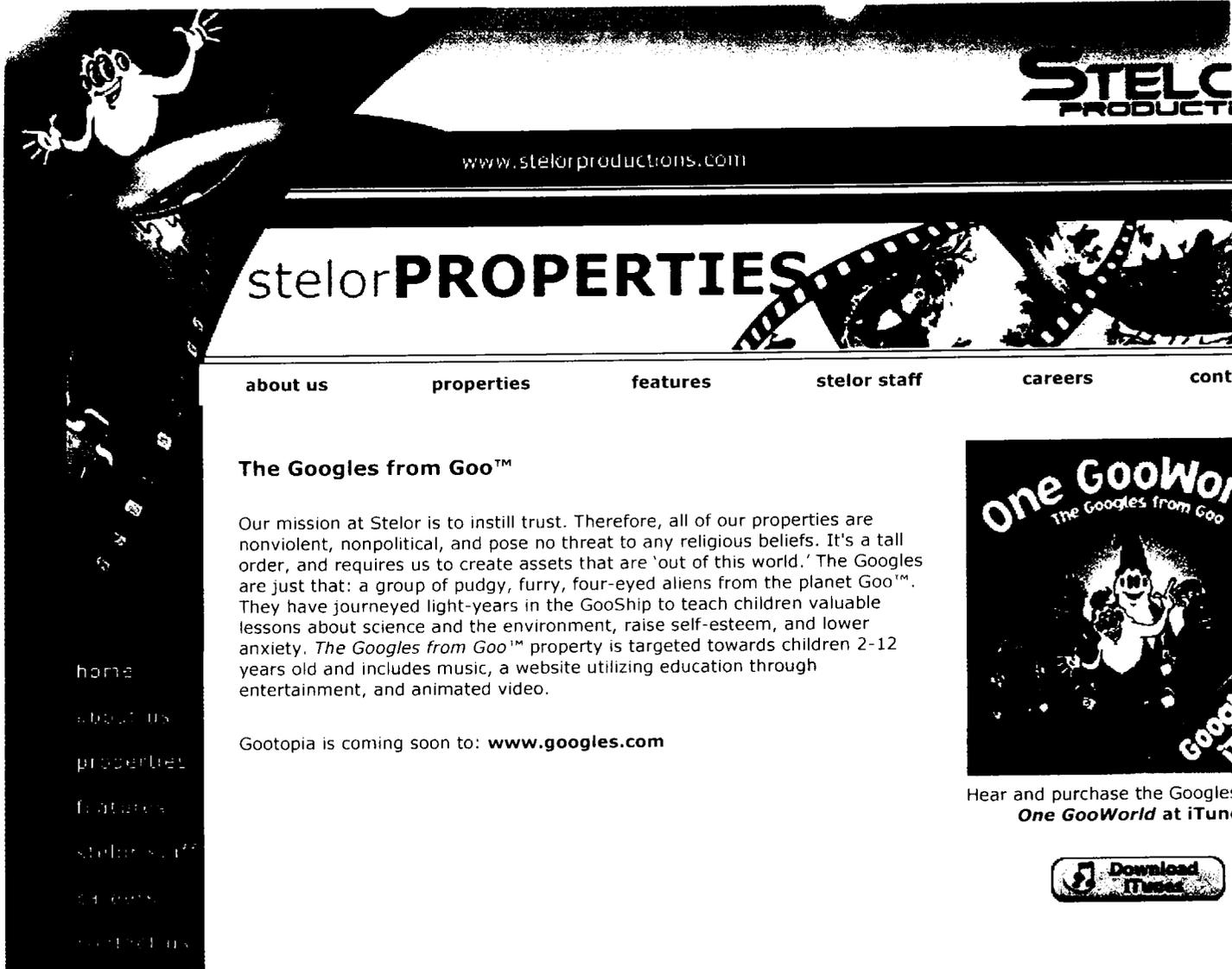
STELOR NEWS

- Find Law On-Line
- Washington Post
- 10e20
- The Business Gazette
- Washington Times
- MSNBC
- Internet News

Stelor Productions © 2005
The Googles from Goo are a creation of Steven A. Silver

stelor productions.com 2005 privacy policy terms of use cred

EXHIBIT “D”



stelor **PROPERTIES**

- [about us](#)
- [properties](#)
- [features](#)
- [stelor staff](#)
- [careers](#)
- [cont](#)

The Googles from Goo™

Our mission at Stelor is to instill trust. Therefore, all of our properties are nonviolent, nonpolitical, and pose no threat to any religious beliefs. It's a tall order, and requires us to create assets that are 'out of this world.' The Googles are just that: a group of pudgy, furry, four-eyed aliens from the planet Goo™. They have journeyed light-years in the GooShip to teach children valuable lessons about science and the environment, raise self-esteem, and lower anxiety. *The Googles from Goo™* property is targeted towards children 2-12 years old and includes music, a website utilizing education through entertainment, and animated video.

Gootopia is coming soon to: www.googles.com



Hear and purchase the Googles *One GooWorld* at iTunes



- [home](#)
- [about us](#)
- [properties](#)
- [features](#)
- [stelor staff](#)
- [careers](#)
- [contact us](#)

stelor productions.com 2005

- [privacy policy](#)
- [terms of use](#)
- [crec](#)

EXHIBIT “E”



Coming Soon!

www.google.com

This Web page is parked free, courtesy of GoDaddy.com

► Save on: Domain names, Web hosting, email accounts, secure SSL certificates, ecommerce products AND MORE!



\$3.99*
NO QTY LIMIT

Get a new domain name, transfer or renewal for only \$3.99* with each and every new non-domain product you buy!

Domain Names
.COMs just **\$8.95*/yr**

Domain Transfers
From **\$7.95*** Includes FREE 1-year extension

► Compare us: [Learn more...](#)

► NEW! Rapid Transfer System!

Search for a domain name NOW!

www. .com

.com .us .biz .info .net .org .ws .name .tv .cc .de .jp .be .at .uk .nz .cn .tw

*Plus ICANN fee of 25 cents per domain name year.

ICANN ACCREDITED

► Get more FREE with each and every domain name! [Learn more...](#)

Turbo-Charge Web Hosting

Plans from **\$3.95/mo**

- FREE Setup and Email
- FREE 24/7 Live Support
- New! Virtual-Dedicated Servers! Call

► Learn more about: Private domain registrations, domain backordering PLUS, buy used domain names, bulk domain prices slashed AND MORE!

Click 'n build your own site online, in just minutes

Includes Hosting & Email FREE!



Complete creative packages from **\$2.49/month!**

► Choose the plan that's right for you!

Bigger Small BUSINESS



GoDaddy.com has everything you need to succeed on the Web

► I'm interested in: Selling products online, securing my site, hosting, reseller programs

THE DOMAIN N. AFTERMARKET
The smart choice for buying and selling

Discover the Web's premier domain auction site

- Lowest commissions. largest audience
 - Powerful search tools
 - 24/7 expert assistance
 - Plus, join now for just \$4.95/yr! [Learn more here](#)
- See Today's Featured Domains



Radio Go Daddy is on the air!

Live every Wednesday at 7 pm (PST)/10 pm (EST).

Listen online, or tune in on Sirius and XM satellite radio, and select AM stations. Miss the live broadcast? [Download the show.](#)



► Visit RadioGoDaddy.com to: [Listen to the Previous Show](#), [Strange Domains](#), and [More!](#)

► Visit GoDaddy.com for: [New product releases](#), [24/7 Technical Support](#), [24/7 Domain Support](#), [career opportunities](#), OR [view full product catalog](#)

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EXHIBIT “F”



BobParsons.com
 US Marine cleared! Flight attendants raise money baring it all on calendar in online store. Response to famous hacker gone straight.



#1 in domain name registration! Make the s

My Account Support My Cart Check

Domain Names ▾ Hosting & Servers ▾ Web Site Builders ▾ Email Accounts ▾ SSL Certificates ▾ Ecommerce Pro
 My Account / Logout Company Info Why our prices are so low 10-Point Value Plan What's New! FAQ Link To Us **ICANN** ACC

Company Information

- ▶ About Us
- ▶ Bob Parsons' Blog
- ▶ President's Page
- ▶ Radio Go Daddy
- ▶ Partnership Opportunities
- ▶ Testimonials
- ▶ Go Daddy in the News
- ▶ 10-Point Value Plan
- ▶ Privacy Policy
- ▶ Secure Ordering
- ▶ Anti-Spam Policy
- ▶ Jobs & Benefits
- ▶ Why Our Prices Are So Low
- ▶ Link your Site to GoDaddy.com

View Our Catalog ▶

About GoDaddy.com

GoDaddy.com is the world's largest domain name registrar and is the flagship company of The Go D Group, Inc.

The Go Daddy Group of companies also includes **Wild West Domains, Inc.**, a reseller of domains a domain-related products and services; **Domains by Proxy**, a private registration service; **Starfield Technologies**, a research and development affiliate; and **Blue Razor Domains**, a membership-bas registrar.

As an ICANN-accredited domain registrar, Go Daddy has more names under management than any registrar, offers products at prices up to 70% less than the competition and supports them all with w 24/7 live customer service.

We are the sole developer and proprietor of our technology, do not license any products from others, not outsource or offshore any of our operations. This enables us to provide better support and ensur advanced and competitively-priced products and services available today.

Founded by Bob Parsons in 1997, The Go Daddy Group has grown to include more than 8 million dc under management. We offer a complete product line, including comprehensive hosting solutions, W creation tools, Secure SSL certificates, personalized email with spam and anti-phishing filtering, e-cc tools and more.

Go Daddy is widely recognized for its success, having been ranked #8 on the 2004 Inc. 500 list of th fastest-growing privately held companies; #35 on the 2004 Deloitte Technology Fast 500 (growing 8, percent!); and having won the CNET Editor's Choice award in 2001, the Name Intelligence Largest N Award in both 2002 and 2003 as well as the #1 Best Overall Registrar in 2003. Go Daddy also won th Corporate Excellence Award for fastest growing privately-held company in 2003 and Most Innovative Company in 2004.

Go Daddy has become the world's #1 choice for domains by providing innovative, competitively-price products, delivering the highest quality customer service, and by always appreciating and listening to customers!

<u>Business Address</u>	<u>Telephone Numbers</u>	<u>Other Resources</u>
14455 N. Hayden Rd. Suite 219 Scottsdale, AZ 85260	Domains: (480) 505-8899 Fax Number: (480) 505-8844 24/7 Support: (480) 505-8877 Billing: (480) 505-8855 Billing Call Center Hours: Mon-Fri 5:30AM-9:30PM Sat-Sun 7:30AM-9:30PM PST	www.supportwebsite.com Spam Abuse Report Civil Subpoena Polic press@godaddy.com Email a Support Rep

▶ 24/7 Sales and Support: (480) 505-8877 ▶ Billing Questions? Call (480) 505-8855 ▶ Free e-News:

Home | About Us | Catalog | Cart | Payment Options | Legal | Report Spam | Careers | Site Index | Whois | Affiliates | Link

GoDaddy.com is the world's No. 1 ICANN-accredited domain name registrar for .COM, .NET, .ORG, .INFO.

EXHIBIT “G”

>
>>From: "Domain Disputes" <domaindisputes@godaddy.com>
>>To: "Steven Silvers" <gewrue@hotmail.com>
>>Subject: RE: Inquiry
>>Date: Thu, 12 May 2005 11:07:09 -0700

>>
>>Mr. Silvers,
>>
>>We are currently reviewing the legal documents that we have received. I
>>locked a few domains yesterday while working on this issue and realized I
>>could not complete the review at that time. I have been again working on
>>this issue this morning.

>>
>>~~The paperwork I have was filed on May 5 in the District Court for~~
>>~~Southern~~

>>District of Florida. In the Prayer for Relief it states: "(a) a
>>preliminary
>>and permanent injunction enjoining Defendant Steven A Silvers from taking
>>any action in violation of or contrary to the terms of the Licensing
>>Agreement or the Settlement Agreement and affirmatively requiring him to
>>restore the domain names and website to Steller's control."

>>
>>The normal process I would take is to restore the domains and lock them
>>until a final court order is received. This is what I am in the process
>>of
>>doing.

>>
>>Please feel free to contact me with any questions.

>>
>>Regards,
>>Pam Holland
>>Domain Services Manager
>>Go Daddy Software, Inc.
>>

KENNETH R HARTMANN - googles.com, and others

From: "Pam" <pholland@godaddy.com>
To: <khartmann@kttlaw.com>, "Stephen H. Sturgeon"
<shs@sturgeonassociates.com>
Date: 5/12/2005 6:35 PM
Subject: googles.com, and others

Gentlemen,

I have locked 78 domains that are listed below in reference to case No 05-80393, filed May 5, 2005, in the District Court for the Southern District of Florida. No changes have been made to these domains in reference to the administrative email address or the DNS. We will unlock the domains when we are in receipt of a court order to do so. Please fax this order or any other documents to 480.624.2542.

Please make sure your clients understand that I will be in correspondence with you as needed or requested, and our Customer Support Team can not assist them in this matter. This matter must process through our department.

Unfortunately, I will be out of the office this afternoon, but feel free to contact me as needed. I will be back in the office approximately 8am PST Friday.

Regards,
Pam Holland
Domain Services Manger
Go Daddy Software, Inc.

Domains Locked:

GOOBEANIES.COM
GOOBEANIES.NET
GOOBOP.COM
GOOGLEMAIL.NET
GOOGLES.BIZ
GOOGLES.COM
GOOGLES.INFO
GOOGLES.NAME
GOOGLES.NET
GOOGLES.US
GOOGLES.WS
GOOGLESADVENTURE.COM
GOOGLESADVENTURES.COM
GOOGLESFROMGOO.COM
GOOGLESFROMGOO.INFO
GOOGLESFROMGOO.NET
GOOGLESMAIL.COM
GOOGLESMAIL.NET
GOOGLESMANIA.COM

GOOGLESMUSIC.COM
GOOHOP.COM
GOOKID.COM
GOOKIDS.COM
GOOKIDS.NET
GOOKIDSMAIL.COM
GOOKIDSMAIL.NET
GOOKIDSRGOORIFFIC.COM
GOOKIDZ.COM
GOOKIDZ.NET
GOOKIDZMAIL.COM
GOOKIDZMAIL.NET
GOOMAIL.NET
GOOMANIA.COM
GOOMUSIC.COM
GOOPETS.COM
GOOPETZ.COM
GOORIFFICENTERTAINMENT.COM
GOORIFFICENTERTAINMENT.NET
GOOSHIP.COM
GOOSHOES.COM
GOOSTUFF.COM
GOTOPIA.COM
GOTOPIA.BIZ
GOTOPIA.INFO
GOTOYS.COM
GOTOYS.NET
GOOTUNES.COM
GOOWARE.COM
GOOWEAR.COM
OOGLESADVENTURE.COM
OOGLESFROMGOO.COM
OOGLESFROMGOO.NET
OOGOOS.COM
OOGOOS.NET
PLANETGOO.NET
PLANETOFGOO.COM
PLANETOFGOO.NET
THEGOOCREW.COM
THEGOOGLES.COM
THEGOOGLESADVENTURE.COM
THEGOOGLESADVENTURES.COM
THEGOOGLESFROMGOO.COM
THEGOOGLESFROMGOO.INFO
THEGOOGLESFROMGOO.NET

THEGOOGLESMAIL.COM
THEGOOGLESMAIL.NET
THEGOOKIDSMAIL.COM
THEGOOKIDSMAIL.NET
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THEOOGLESFROMGOO.COM
THEOOGLESFROMGOO.NET
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THEOOGOOS.NET
THEPLANETOFGOO.COM
THEPLANETOFGOO.NET