

EXHIBIT B

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

ERICH SPECHT, an individual)	
and doing business as)	
ANDROID DATA CORPORATION and)	
THE ANDROID'S DUNGEON,)	
INCORPORATED,)	
)	
Plaintiff,)	
)	
vs.)	No. 09-CV-2572
)	
GOOGLE, INC.,)	
)	
Defendant.)	

The videotaped deposition of ERICH
SPECHT, called for examination, taken before
KIMBERLY WINKLER CHRISTOPHER, CSR No. 084-002752,
a Certified Shorthand Reporter of the State of
Illinois, at 77 West Wacker Drive, Suite 3100,
Chicago, Illinois, on the 21st day of July, A.D.
2010, at 8:40 a.m.

Job No. CS273022

2	<p>1 PRESENT: 2 NOVACK AND MACEY LLP 3 100 North Riverside Plaza 4 Chicago, Illinois 60606 5 BY: MR. P. ANDREW FLEMING 6 (a.m. session only) 7 312-419-6900 8 andrewf@novackmacey.com 9 and 10 MR. MARTIN MURPHY 11 2811 RFD 12 Long Grove, Illinois 60047 13 312-933-3200</p> <p>14 Appeared on behalf of the 15 Plaintiff; 16 GREENBERG TRAUERIG, LLP 17 77 West Wacker Drive 18 Suite 3100 19 Chicago, Illinois 60601 20 BY: MR. HERBERT H. FINN 21 MR. RICHARD D. HARRIS 22 (a.m. session only) 23 MR. CAMERON M. NELSON 24 312-456-8400 nelsonc@gtlaw.com</p> <p>25 Appeared on behalf of the 26 Defendant. 27 ALSO PRESENT: 28 MS. PATTI PAGE (Videographer)</p>	4
3	<p>1 THE VIDEOGRAPHER: This is Patti Page in 2 association with Veritext National Court Reporting 3 Services. Today's date is July 21st, 2010, and 4 the time is 8:40 a.m. as indicated on the video 5 screen.</p> <p>6 This deposition is being held at the 7 offices of Greenberg Traurig located at 77 West 8 Wacker Drive, Chicago, Illinois. The case caption 9 is Erich Specht versus Google, Incorporated. The 10 name of the witness is Erich Specht.</p> <p>11 At this time will the attorneys please 12 identify themselves for the video record.</p> <p>13 MR. NELSON: Cameron Nelson for plaintiff, 14 Google -- or defendant, Google.</p> <p>15 MR. HARRIS: Richard Harris representing 16 Google.</p> <p>17 MR. FINN: Herbert Finn for Google.</p> <p>18 MR. FLEMING: Andrew Fleming, Novack and 19 Macey for plaintiffs.</p> <p>20 MR. MURPHY: Martin Murphy for plaintiffs.</p> <p>21 THE VIDEOGRAPHER: And will the court 22 reporter please identify herself and swear in the 23 witness.</p> <p>24 THE COURT REPORTER: My name is Kimberly</p>	5
2	<p>1 Winkler Christopher, Certified Shorthand Reporter. 2 Please raise your right hand. 3 (Witness sworn.) 4 THE VIDEOGRAPHER: Please proceed. 5 (E. Specht Exhibit No. 1 6 marked as requested.) 7 ERICH SPECHT, 8 called as a witness herein, having been first duly 9 sworn, was examined and testified as follows: 10 DIRECT EXAMINATION 11 BY MR. NELSON: 12 Q. Mr. Specht, I've marked as E. Specht 13 Exhibit No. 1 Plaintiffs' Third Supplemental 14 Answers to the First Set of Interrogatories 15 Propounded by Google. 16 Have you seen this document before? 17 A. Briefly. Not in its entirety, but I've 18 seen it. 19 Q. Well, if you turn to the back -- 20 second-to-the-last page, your signature is there, 21 correct, sir? 22 A. That is correct. 23 Q. And above your signature it says that 24 you have answered the foregoing interrogatories</p>	5
3	<p>1 under penalty of perjury and that the foregoing is 2 true and correct? 3 A. Right. 4 Q. So did you review just part of this 5 document or all of this document? 6 A. I reviewed all of this document. 7 Q. Okay. 8 (E. Specht Exhibit No. 2 9 marked as requested.) 10 BY MR. NELSON: 11 Q. I've also marked as E. Specht Exhibit 2 12 Supplemental Answers and Objections to Google's 13 Second Set of Interrogatories to Plaintiffs. 14 Have you seen these before? 15 A. Yes, I have. 16 Q. And you also verified these, correct? 17 A. That's correct. 18 Q. Now, do you normally review filings that 19 your attorneys make in this case? 20 A. Some if they're -- if there's something 21 that requires my verification, I'll review it. 22 If -- you know, if there's something they have a 23 question on, I'll review it. There are other 24 things that I don't need to be involved in.</p>	5

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1 Q. Okay. You had zero revenue in 2007,
2 correct, sir?
3 A. I believe so.
4 Q. So is it your contention that the mere
5 announcement of the existence of the Android
6 operating system somehow harmed you when you
7 already had zero revenue?
8 MR. FLEMING: Objection, asked and answered.
9 THE WITNESS: Yes, because who knows what
10 could have happened after that announcement, who
11 may have been contacting me. It's all
12 speculative. I have no idea.
13 BY MR. NELSON:
14 Q. Okay. You have no knowledge, no facts
15 to suggest that you were actually harmed by that
16 announcement, correct, sir?
17 A. Nothing that comes to mind at this time.
18 Q. Do you have any facts to suggest that
19 you were harmed by Google's use of the Android
20 mark in 2009 -- 2008? I'm sorry.
21 A. It's hard -- it's hard to say. I mean,
22 there could have been people that were trying to
23 contact me or people that just refused to contact
24 me because they thought that I was affiliated with

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1 Google's Android and I was offering different
2 services. So -- you know, so people that were
3 looking for the services that I provide may have
4 decided not to contact me at that point.
5 Q. Do you have any facts to suggest that
6 actually happened or are you just speculating?
7 A. It's possible that it could have
8 happened.
9 Q. You're just guessing, though, right?
10 A. I -- I don't know. I don't know.
11 Q. You're not aware of any facts to suggest
12 that a customer actually tried to find you and
13 then -- tried to find services that you offer and
14 decided not to hire you because of Google's use of
15 the mark Android?
16 A. There -- there's nothing I can -- I can
17 show, but I believe it's possible that it could
18 have occurred.
19 Q. Okay. Now, in 2009 are you aware of any
20 facts that suggest that you would have had more
21 sales but for Google's use of the mark Android in
22 association with a mobile device operating system?
23 A. I'm not sure. I'm trying to recall when
24 the conversation was with Steve Rourke regarding

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1 the Android application. That was either in 2009
2 or it was in 2010. But, you know, just like my
3 answer to the previous question, it's hard to know
4 who would have contacted me had they known that
5 was offering a different product than Google's
6 Android product.
7 Q. Well, in 2009 you did offer some
8 services to Picket Fence that you were paid for,
9 correct?
10 A. That is correct.
11 Q. Google's use of the mark didn't prevent
12 you from doing that, correct?
13 A. It did not. I had already established a
14 reputation and a rapport with them.
15 Q. And Picket Fence didn't demand you
16 reduce your price in any way because of Google's
17 use of the mark Android, correct?
18 A. No. I wouldn't characterize Picket
19 Fence users as very tech savvy, so they might
20 not -- might not have even been aware of the
21 Google Android product.
22 Q. Well, would it be fair to say that most
23 of your clients are not that tech savvy?
24 A. No, I wouldn't say that.

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1 Q. Isn't that a service that you provide
2 for clients, hosting Web sites, things like
3 that -- isn't that exactly the kind of service
4 that clients don't know how to do that? By
5 definition they're not tech savvy?
6 MR. FLEMING: Objection. Calls for
7 speculation.
8 THE WITNESS: I don't know. My -- my clients
9 have a variety of skills. Creating Web pages and
10 creating content management systems and things
11 like that may not be their forte, but they have
12 other technical skills that allow them to function
13 in the modern world.
14 BY MR. NELSON:
15 Q. Now, when you're talking about
16 establishing your reputation, with Picket -- with
17 respect to Picket Fence, we're talking about your
18 wife and her family, correct?
19 A. No. Picket Fence Realty is an entity
20 owned by Sue and Paul Duchek.
21 Q. Who is your wife's relatives, correct?
22 A. They are my wife's aunt and uncle.
23 Q. And your wife works at Picket Fence,
24 correct?

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143	<p>1 after the filing of this lawsuit. It was -- the</p> <p>2 discussions about this -- this program and the</p> <p>3 meetings and notes and everything else began in</p> <p>4 February of 2009.</p> <p>5 Q. Let's talk about the events leading up</p> <p>6 to the filing of the lawsuit.</p> <p>7 As of April 20th of 2009 did you plan --</p> <p>8 did you always plan to renew the Android Data</p> <p>9 trademark registration?</p> <p>10 A. I did.</p> <p>11 Q. Did you ever consider not renewing the</p> <p>12 trademark registration?</p> <p>13 A. No.</p> <p>14 Q. Now, the initial due date as of April</p> <p>15 20th, 2009, had already passed, correct, sir?</p> <p>16 A. Well, there was a six-month grace period</p> <p>17 so it had not passed.</p> <p>18 Q. But my question was the initial due date</p> <p>19 had already passed, correct, sir?</p> <p>20 A. I believe that's the case.</p> <p>21 Q. And you didn't file an application for</p> <p>22 renewal any time around or before that initial due</p> <p>23 date, correct, sir?</p> <p>24 A. I did not.</p>	145	<p>1 conversations.</p> <p>2 How many conversations did you have with</p> <p>3 Mr. Robblee on the 20th?</p> <p>4 A. On the 20th there were -- he called me</p> <p>5 when I was at work at Reed. I called him back</p> <p>6 later because I didn't want to be speaking at</p> <p>7 work.</p> <p>8 Q. Okay.</p> <p>9 A. And I tried to end the communication at</p> <p>10 that point. He returned -- left a voice mail for</p> <p>11 me on my cell phone later that day, and I didn't</p> <p>12 return his call.</p> <p>13 Q. That's all on the 20th?</p> <p>14 A. That's all on the 20th. I believe</p> <p>15 that's the 20th, yes.</p> <p>16 Q. All right. And so -- so that's Robblee</p> <p>17 called you; you called him back later; and then he</p> <p>18 left a voice mail on your phone?</p> <p>19 A. That is correct. And I think when I</p> <p>20 called him back -- I may be not remembering</p> <p>21 correctly, but I -- I believe that where I usually</p> <p>22 drop calls on my -- at home, the call may have</p> <p>23 been dropped and I had to reconnect with him. I'm</p> <p>24 not sure of that.</p>

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1 Q. Okay. So the first time he called you
2 at work, though, how long did you speak?
3 A. Ten minutes, somewhere in that ballpark.
4 Q. And you were the only one -- you and
5 Mr. Robblee were the only ones present on the
6 phone call?
7 A. That is correct.
8 Q. And then when you called him back later
9 after work, how long did you speak?
10 A. It was brief. It was very brief. I
11 mean, when I got on -- when I called him, I
12 started and I said, I'm not interested. And I
13 tried to get off the phone, and he wouldn't let me
14 off the phone pretty much. So it may have gone on
15 for a few minutes, which was just him trying to
16 get me to change my mind.
17 Q. And then he left a voice mail on your
18 cell phone later?
19 A. That same day, yes.
20 Q. And is that the voice mail that you
21 produced in this case?
22 A. That is.
23 Q. So tell me what occurred during the
24 first conversation with Mr. Robblee.

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1 A. He called. It was late in the day while
2 I was work at Reed. And I was -- I picked up the
3 phone. He said, Is this Erich Specht? I said,
4 Yes. He said, Do you own a company called Android
5 Data Corporation? And I said, Yes, I do. He
6 said, Do you own the trademark in Android Data? I
7 said, Yes, I do. And he indicated that he had an
8 interest in buying my company or my trademark.
9 Q. Okay.
10 A. I -- I was confused, for one thing, what
11 he wanted because he was talking about a company;
12 he was talking about a trademark. I thought
13 initially that maybe he was one of the respondents
14 to the ads that I have placed over many years, you
15 know, in trying to find a new home for the
16 software that allowed me a chance to further
17 develop it and employment opportunity. So that's
18 why I listened to him initially.
19 And he said that he had found me on the
20 Web; he had looked at the Android Data Web site
21 and was impressed by what he saw about the
22 software. I thanked him.
23 And he told me, Are you aware that the
24 trademark is about to expire? And, you know, I

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1 told him that I didn't know that -- or I don't
2 know if I told him, but I didn't know that it
3 needed to be filed right then because my
4 understanding is that a trademark lasts for ten
5 years. I had forgotten the part about between the
6 fifth and sixth year or whatever it is that you
7 need to -- to file. But he didn't tell me what
8 needed to be filed. He said that something had
9 to -- had to be filed.
10 He was saying that he wanted to create a
11 Web site; that he's like down on his luck or
12 something like that. He kind of sounded drunk to
13 me.
14 After the initial thought that he might
15 be a potential client or something, I more and
16 more got the feeling that he was a scammer and was
17 just trying to -- I didn't know what he was after,
18 to tell you the truth. I mean, I -- I thought
19 maybe he wanted the software, maybe he wanted the
20 company, maybe he wanted the trademark. I didn't
21 know what it was he wanted; but, you know, he
22 was -- he was offering a thousand dollars, which
23 was ridiculous.
24 So I -- at that point I didn't like

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1 talking at Reed about this stuff because I
2 separate my business from their business, and I
3 told him I would feel more comfortable if I called
4 him back.
5 So at this point it's probably, you
6 know, 4:40 or something, I guess, in the
7 afternoon. So after 5:00 o'clock when I left
8 there, on my ride home I called -- he gave me his
9 cell phone number. I called him on my cell. And
10 the first thing I said was, I'm not interested.
11 And then there was like a silent pause, and I
12 think he was sort of dumbfounded.
13 And he wasn't letting me off the phone.
14 He was saying, you know -- I don't know what he
15 was saying. He was wanting this to happen and was
16 getting frustrated that I wasn't going to allow
17 this to happen, and so I terminated the call and
18 went home.
19 Then, I don't know, sometime later I
20 noticed that there was a voice mail on my phone.
21 I listened to it, and it's the one that you've
22 heard. And I made no further attempts to contact
23 him.
24 Q. Okay. And then on the 21st how many

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<p>1 conversations did you have with Mr. Robblee? 2 A. I -- I -- I don't remember what time of 3 day it was or anything. I believe there was one 4 call at least, only one that I answered as far as 5 I recall. But I picked it up; it was him. 6 I think -- I don't know if it was that 7 day or the next day, but he upped his amount from 8 1,000 to -- I don't know -- I think he initially 9 then said like 3, and then at some point he said 10 10, I think; but I wasn't interested. 11 You know, this product that I've worked 12 on is worth much more than that. I put thousands 13 of hours of work into this thing and wasn't going 14 to give up the product and the name, you know, 15 everything that I've worked so hard for. And that 16 is my plan, to bring back to profitability. 17 Q. That was your last conversation with 18 Mr. Robblee? 19 A. There was that one and then the next day 20 he called again at Reed. I believe it was the 21 next day, maybe two days; I don't know. Probably 22 the next day because I know he, you know, wanted 23 things done quickly. But I picked it up. I saw 24 it was him. I said, I'm not interested; I hung</p>	<p>1 Q. So -- so it wasn't active, though? 2 Nobody could go to android-data.com in that 3 four-year period, correct, sir? 4 A. Android-data.com? Yes, people could go 5 to android-data.com during that four-year period. 6 Q. They wouldn't get to your Web site, 7 would they? 8 A. They would see a different Web site. 9 Q. Someone else's Web site? 10 A. Yeah, I believe so. 11 Q. You know so, correct, sir? 12 A. My -- my Android Data Web site was 13 not -- was not there at that point. 14 Q. Now, the sites on archive.org aren't 15 really functional. For example, Java doesn't run 16 on them, correct? 17 A. On -- I'm not aware of that. Flash 18 does. 19 Q. You don't know if the Java doesn't run 20 on it? 21 A. Java or JavaScript? 22 Q. Either. 23 A. I believe that they both work, but I 24 don't know. But Flash certainly works, which is</p>
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<p>1 up. That was it. And I believe that's the last I 2 spoke with him. 3 Q. You said that he told you that he found 4 your Web site and was impressed by what he saw 5 about the software? 6 A. That's correct. 7 Q. You didn't have a Web site on the 20th 8 of April, did you? 9 A. On archive.org. 10 Q. He told you that he found the old Web 11 site? 12 A. That's correct. 13 Q. The one that hadn't been in existence 14 for several years? 15 A. It -- it wasn't hosted anywhere for -- 16 for a short period of time, yes. 17 Q. "A short period" being several years, 18 correct? 19 A. That -- that Web site was -- was, you 20 know, available on archive.org all along so people 21 could -- could find me. 22 Q. Sir, you -- the Web site itself didn't 23 exist from 2005 to 2009, correct, sir? 24 A. Yes, it did; on archive.org.</p>	<p>1 part of what was on my Web site, so that worked 2 fine. 3 Q. And the only thing available on 4 archive.org would be the Web site that was -- the 5 phone number you disconnected in 2003, correct, 6 sir? 7 A. That's not correct. It included my 8 address, which has not changed. 9 Q. But it also included the phone number 10 that you disconnected in 2003, correct, sir? 11 A. There -- there was an older phone number 12 on that version of the Web site, yes. 13 Q. So anyone who wanted to contact you by 14 looking up your archive.org Web site would have 15 little choice but to show up on your doorstep, 16 correct, sir? 17 MR. FLEMING: Objection; lacks foundation, 18 calls for speculation. 19 THE WITNESS: I don't know how they would 20 find me. Android Data was present on a lot of 21 directory listings for that whole period of time 22 that you're talking about. 23 BY MR. NELSON: 24 Q. What whole period of time, sir?</p>

154	<p>1 A. Mid 2005 to early 2000 -- oh, and to the 2 present, to the present.</p> <p>3 Q. It was present with a phone number that 4 didn't work, correct, sir?</p> <p>5 A. I -- I had tried to take steps to change 6 the phone number. On one of the sites I did for 7 sure.</p> <p>8 Q. Before you filed a lawsuit?</p> <p>9 A. I believe so.</p> <p>10 Q. Ultimately Mr. Robblee, who was trying 11 to contact you, didn't call you at home? There 12 was no Android Data phone number. He had to track 13 you down at your day job, correct, sir?</p> <p>14 A. That's where he chose to call me.</p> <p>15 Q. Now, at any point in these phone calls 16 did you have any reason to believe -- well, let me 17 rephrase that.</p> <p>18 When did you first suspect or believe 19 that this had any -- this -- Mr. Robblee's efforts 20 had anything to do with Google?</p> <p>21 A. After he left me the voice mail message 22 and he suggested that someone else was interested 23 in it and he's telling me that there's a document 24 that I needed to file, I went to the Patent and</p>	156	<p>1 going to let the trademark expire anyway?</p> <p>2 A. I did not.</p> <p>3 Q. Did you tell Mr. Robblee that you 4 thought the trademark was already abandoned?</p> <p>5 A. I did not.</p> <p>6 Q. Did you tell Mr. Robblee that you had 7 abandoned Android Data Corporation?</p> <p>8 A. I told him that Android Data Corporation 9 was in an inactive status or something to that 10 effect.</p> <p>11 Q. Are those the words you used, sir, 12 inactive status?</p> <p>13 A. I believe so.</p> <p>14 Q. Did you tell him when you stopped doing 15 business as Android Data Corporation?</p> <p>16 A. I don't believe I did.</p> <p>17 Q. Now, did Mr. Robblee suggest to you that 18 you renew the mark by filing a Section 8 19 declaration?</p> <p>20 A. No. He never said anything about a 21 Section 8 declaration.</p> <p>22 Q. Well, did he say anything about renewing 23 the mark?</p> <p>24 A. He said there is -- there's a document</p>
155	<p>1 Trademark Office to find out what documents needed 2 to be filed. So I did a search -- I searched for 3 Android to find my Android Data registration, and 4 I found it. I also in that search found one for 5 Android related to Google.</p> <p>6 Q. So that would have been on the evening 7 of the 20th, correct, sir?</p> <p>8 A. I believe that is correct.</p> <p>9 (E. Specht Exhibit No. 10 10 marked as requested.)</p> <p>11 BY MR. NELSON:</p> <p>12 Q. All right. I'm handing you what I've 13 marked as E. Specht Exhibit 10. This is a 14 transcript of the voice mail you've provided to us 15 in discovery we've had typed up by a court 16 reporter.</p> <p>17 Could you read through it and confirm 18 that that is, in fact, a transcript of the voice 19 mail you're referring to?</p> <p>20 (Witness examining document.)</p> <p>21 THE WITNESS: Yes, this looks like the -- the 22 message that he -- he left for me.</p> <p>23 BY MR. NELSON:</p> <p>24 Q. Did you tell Mr. Robblee that you were</p>	157	<p>1 that needs to be filed or the trademark might 2 expire.</p> <p>3 Q. And that turned out to be the Section 8 4 declaration?</p> <p>5 A. Yes.</p> <p>6 Q. So he told you that something needed to 7 be filed, correct?</p> <p>8 A. Actually I should take that back. I 9 believe there are a couple options of documents 10 that could have been filed, and I chose to file 11 Section 8.</p> <p>12 Q. My question is he told you that there 13 was something that needed to be filed soon, 14 correct?</p> <p>15 A. Yes. He mentioned that there was 16 something that needed to be filed.</p> <p>17 Q. And it's your testimony that on your own 18 you determined that that was a Section 8 19 declaration?</p> <p>20 A. That's correct.</p> <p>21 Q. Did Mr. Robblee also suggest to you that 22 you put your Web site back up?</p> <p>23 A. I don't recall him saying anything like 24 that.</p>

40 (Pages 154 to 157)

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1 Q. Well, he's testified that he did. Do
 2 you have any reason to dispute that?
 3 A. Yes.
 4 Q. Well, I'm just trying to understand what
 5 you mean when you say "I don't recall," because "I
 6 don't recall" isn't --
 7 A. He didn't -- didn't say that.
 8 Q. Let me finish the question.
 9 Because "I don't recall" as in, He could
 10 have said it; I just don't remember and there's "I
 11 don't recall" as in, Man, if he said that, I'd
 12 remember. So I'm just inquiring.
 13 So you're sure he didn't say that?
 14 A. Yeah, I'm confident I would remember if
 15 he said that.
 16 Q. So he didn't give you the idea to
 17 restart your Web site, correct?
 18 A. That is correct.
 19 Q. Now, what about it -- what about Mr.
 20 Mr. Robblee's suggestion did you think was a scam?
 21 A. Well, for one thing, that he was trying
 22 to buy my trademark and my other property for
 23 \$1,000 and --
 24 Q. Did he offer to buy other property or

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1 just the trademark?
 2 A. He was very dodgy about it. He -- I
 3 eventually got the point that the trademark was
 4 what he was after. But my initial prodding is I
 5 was trying to find out what he was looking to do,
 6 whether he wanted to be a client of mine or
 7 whether he wanted a domain or, you know, the
 8 software. I wasn't sure what he -- what he
 9 wanted. That's what I was trying to find out.
 10 Q. You eventually determined that what he
 11 really wanted was the trademark?
 12 A. Right. But he -- he phrased it both
 13 ways of the trademark or the company.
 14 Q. All right. But at some point during
 15 that first conversation you got to the point where
 16 you understood that he wanted the trademark,
 17 correct?
 18 A. Yeah, that's what I'm saying.
 19 Q. And he wanted -- he was offering \$1,000
 20 for that?
 21 A. Initially.
 22 Q. And -- but he later offered up to
 23 \$10,000 for it?
 24 A. I believe that's right.

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1 Q. Are those numbers that you suggested to
 2 him?
 3 A. No, I never suggested any of those
 4 numbers.
 5 Q. Did you ever suggest that there would be
 6 an amount that you'd be willing to sell the
 7 trademark for?
 8 A. Well, as the conversation was going on
 9 and I felt this guy was a drunk, I was getting the
 10 feeling that this is somebody I didn't care to do
 11 business with.
 12 Q. So the answer to my question would be?
 13 A. What was your question again?
 14 Q. Was there -- did you ever suggest to him
 15 that there was an amount that you would accept for
 16 selling the trademark?
 17 A. I did not.
 18 Q. Okay.
 19 A. I was looking to retain the trademark.
 20 Q. Now, are you aware that Mr. Robblee did,
 21 in fact, call Google on your behalf?
 22 MR. FLEMING: Objection -- objection, lacks
 23 foundation.
 24 THE WITNESS: I've read about it in court

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1 filings.
 2 BY MR. NELSON:
 3 Q. Tell me what you -- what you know.
 4 A. Well, and I received a letter in the
 5 mail. Well, actually I don't know if the letter
 6 in the mail referred to that he had called Google,
 7 but I just -- I know that he -- all I know is that
 8 he contacted Google at some point. And I -- I do
 9 believe that he said something that he was working
 10 with me, which could not have been further from
 11 the truth.
 12 Q. Okay. Have you read the actual voice
 13 mail or have you seen it?
 14 A. This one --
 15 Q. No, the one he left at Google.
 16 A. No, I have no idea.
 17 Q. Okay. Because I'm just trying to
 18 understand how much you knew about it so I phrase
 19 my questions properly.
 20 Okay. So he's offering -- you initially
 21 thought he was offering to buy the whole business,
 22 is that correct, at least you thought that --
 23 A. Yeah, and that's one thing he said.
 24 Q. Okay. And you had been attempting to