

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

APR 03 2006

JAMES R. LARSEN, CLERK
RICHLAND, WASHINGTON DEPUTY

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IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT
OF WASHINGTON AT RICHLAND

James S. Gordon, Jr., Plaintiff,

vs.

Impulse Marketing Group, Inc.,

Defendant

Impulse Marketing Group, Inc., Third-

Party Plaintiff,

v.

Jonathan K. Gordon, Third-Party

Defendant

Case No.: CV-04-5125-FVS

RESPONSE TO IMPULSE'S
MOTION TO DISMISS THIRD
PARTY COUNTERCLAIMS

TO: Clerk of the Court

AND TO: Floyd E. Ivey, Attorney for Third-Party Plaintiff

AND TO: Peter J. Glantz and Sean A. Moynihan

INTRODUCTION

1
2 The undersigned third party defendant has included evidence in prior filings with
3 this Court that Impulse via its communication with Commonwealth Marketing
4 Group, Inc. of PA (CMG) knew that it was not to have commercial contact with
5 Plaintiff's domain, "gordonworks.com" (wherein I had an email address bearing
6 my name). On or about October, 21, 2003, Impulse's Kenneth Adamson wrote to
7 Jacques Joseph of CMG, "this recipient is in a file of blocked and/or suppressed
8 recipients". My answer and the subsequent affidavit in support are replete with
9 other Impulse and CMG communications, which further corroborate this statement
10 by Mr. Adamson.

11 Impulse's entire defense is based on the now apparent lie that third party
12 defendants somehow conspired against it – when it was Impulse that failed to
13 follow its own internal procedures, memoranda, and orders from the principal
14 which hired it to stop sending email to "gordonworks.com".

15 Third party defendant has exerted as a great deal of effort, time, and expense in the
16 defense of Impulse's SLAPP suit. Impulse's causes of action are entirely baseless.
17 Even if one assumes that each claim was valid, all "bets were off" by 10/21/03 as
18 admitted by Impulse's Ken Adamson in an email to CMG. Each email after that
19 date was sent in violation of RCW 10.14, Washington State's Anti-Harassment
20 statute. As recently as 3/22/03, Impulse sent me spam - unwanted and illegal
21 communications, communications which have no commercial purpose, except to
22 harass, annoy and intimidate me. **Exhibit 1** There is no sound basis for sending me
23 spam two years and five months after Impulse claimed no more spam would be
24 sent to me. Impulse has also continued to usurp my identity and spam me at my
25

1 new domain. This new transgression by Impulse is in violation of Can-Spam along
2 with RCW 19.190, 19.86, etc. **Exhibit 2**

3 **Response to Argument - I**

4 The reference to a civil not a criminal matter was, in fact, a reference to the above
5 captioned case. This case has morphed into a criminal case in terms of third party
6 defendant's causes of action as per RCW 10.14, RCW 19.170, RCW 9.35. It is my
7 belief/understanding that each of these claims falls under the criminal code of
8 Washington State. It is further my belief that I can prove each assertion (actually
9 Impulse proves each assertion by its errors and omissions).

10
11 For example, the person who pressed the send button (along with the person or
12 persons which authorized the same) may both be guilty of violations of RCW
13 10.14, because that send button was pressed or ordered to be pressed by Impulse,
14 Impulse benefited financially from the pressing of the button, and Impulse knew
15 that no messages were to be sent to "gordonworks.com". Exhibits provided by
16 third party defendant in the answer, claims and affidavit/declaration attest to this
17 knowledge – Impulse's subsequent behaviors violated RCW 10.14, Impulse's Jeff
18 Goldstein, Phillip Huston and Kenneth Adamson are jointly and severally liable for
19 multiple and continual violations.

20 Impulse asserts in its "Second Amended Complaint" (document 185), Nos. 12 and
21 60, that "third party defendants received free products". This assertion is a lie. But
22 it is more interesting as the truth, because it belies Impulse's assertion that false
23 profiles were provided by third party defendants. How could a third party
24 defendant receive free products at false addresses and with false names?
25

1 Impulse admits in No.1 of its second amended complaint (document 185),
2 “Impulse...collects personally identifiable information from individuals...”. That
3 personally identifiable information includes social security numbers and dates of
4 birth – fodder for identity theft. Impulse also admits in Nos. 3 and 4 that it collects
5 these data for marketing purposes as substantial revenue ensues. This practice of
6 buying and selling personally identifying information for profit has and is being
7 done in violation of RCW 9.35 et seq. The foregoing violation of criminal statutes
8 of Washington State supports my belief that Impulse is engaged in criminal
9 conspiracies to violate numerous laws. Because these violations take place across
10 state lines and internationally, I believe that these violations are federal crimes.

11 **Response to Argument - II**

12 **Exhibit 1/2** and the hundreds of emails from Impulse since the inception of this
13 lawsuit in November 2004, support the basis of my argument regarding 18 USC
14 1037. My dad is the owner of the Omni Innovations, LLC, which in turn owns and
15 operates an Interactive Access Service and I am a client on this service.

16 Expert witnesses have begun to analyze Plaintiff and third party defendant’s emails
17 – my assertion of violations of RCW 19.190 and Can-Spam has been corroborated
18 by these expert witnesses.

19
20 **Exhibit 1** was sent via illegal relaying through computers which are on block lists
21 – (highlighted in this exhibit). Block lists represent attempts by organizations to
22 prevent the receipt of email from known spammers such as Impulse. In **Exhibit 1**,
23 the spammer hijacked the computer or otherwise compromised it. The
24 “66.59.94.15” IP (Internet Protocol) in this email belongs to an entity, which has
25 falsely registered itself as either “Chewy Inc” or “Premium Products Inc” – both

1 companies are "fakes" (or unregistered to do business in NY) as each is absent
2 from New York State's registry of corporations. False domain registrations are
3 among the illegal activities of Impulse. This is but one of hundreds (thousands) of
4 email from Impulse that is sent in violation of the referenced statute(s). I trust this
5 one of many examples meets the heightened pleading requirements of the
6 referenced Rule 9 (b).

7 **Response to Argument – III**

8 Impulse was so anxious to crush the opposition in this lawsuit that it sued all the
9 prospective witnesses as provided by Plaintiff. This SLAPP suit included Richland
10 Police Officer, Lew Reed. Impulse later dropped the lawsuit against Officer Reed.

11 CMG mentions in correspondence to Impulse by CEO, Robert Kane that a
12 Washington State court ordered him to not send email to "gordonworks.com". That
13 letter dated 2/9/04 was previously entered into evidence via sworn statements by
14 me. Impulse was well aware of Plaintiff's complaints to government agencies. This
15 is a prima facie violation of RCW 4.25 et seq.

16 **Response to Argument - IV**

17 Impulse has admitted to collecting personally identifiable information in its second
18 amended complaint, Nos. 3-4. Impulse admits to obtaining email addresses
19 ostensibly for marketing purposes, i.e buying and selling these email addresses and
20 profiles for profit. Impulse either perpetrates or abets fraud by promising prizes
21 and not delivering the prizes apparently in order to buy and sell personally
22 identifying information in violation of this statute.

1 Impulse then lied to this Court by claiming that it delivered prizes to third party
2 defendants at their allegedly "fraudulent" profiles, i.e. addresses (Impulse's second
3 amended complaint, Nos. 12 and 60).

4 I understand that a federal judge has wide discretion in terms of hearing state
5 matters and deciding same. That is why I have submitted this claim to this Court.
6

7 Impulse has failed to answer discovery, which could name the actual parties who
8 are liable under each of the criminal statutes cited in my answer and counterclaims.

9 I believe the withholding of this information is an activity that abets the same
10 criminal violations above and protects the "guilty" parties.

11 **Response to Argument – V**

12 Impulse has engaged in a course of conduct since 10/21/03, which includes a series
13 of acts over a period of time, however short, evidencing a continuity of purpose.

14 "Course of conduct" includes, in addition to any other form of communication,
15 contact, or conduct, the sending of an **electronic communication** [emphasis
16 added] – RCW 10.14.020(2). RCW 10.14.030, 1-6, outlines a six-prong test to
17 determine if the communication between Impulse and me serves any legitimate
18 purpose. The law states that in determining whether the course of conduct serves
19 any legitimate or lawful purpose, the court should consider whether:

- 20
- 21 (1) Any current contact between the parties was initiated by the respondent
 - 22 only or was initiated by both parties;
 - 23 (2) The respondent has been given clear notice that all further contact with the petitioner is unwanted;
 - 24 (3) The respondent's course of conduct appears designed to alarm, annoy, or harass
 - 25 the petitioner;
 - (4) The respondent is acting pursuant to any statutory authority, including but not limited to acts which are reasonably necessary to: (a) Protect property or liberty interests; (b) Enforce the law; or (c) Meet specific statutory duties or requirements;
 - (5) The respondent's course of

1 conduct has the purpose or effect of unreasonably interfering with the
2 petitioner's privacy or the purpose or effect of creating an intimidating,
3 hostile, or offensive living environment for the petitioner; (6) Contact by the
4 respondent with the petitioner or the petitioner's family has been limited in
5 any manner by any previous court order.

6 Impulse's behavior in terms of the foregoing statute serves no purpose other than
7 to harass and annoy me as it was given clear notice to stop.

8 **Response to Argument - VI**

9 The undersigned has already provided Impulse with an actual email (Exhibit 4 of
10 my affidavit in support of the answer and counterclaims) which was sent by
11 Impulse or its unnamed marketing partner multiple times. This email subject line
12 stated that I had already won a prize. Such a statement is clearly an inducement to
13 read the email and visit a web site to claim the prize. The subsequent failure of the
14 web site owner and (admitted) marketing partner of Impulse is a prima facie
15 violation of RCW 19.170. Further, the required disclosures of this statute were not
16 supplied by the spammer, web site owner, and/or Impulse - another instance of a
17 violation of this statute. The free prize was not free as it required the recipient to
18 participate in or buy another service without disclosing same - a violation as well.
19 The variety of illegal aliases used by Impulse is discussed again, below.

20 **Response to Argument - VII**

21 The claim for vicarious liability attaches to the actions of agents of Impulse who,
22 on the one hand, are purported to operate independently and, on the other hand,
23 serve as marketing partners bestowing or conveying standing to Impulse in regards
24 to its specious claims against each third party defendant. Impulse's arguments
25 regarding me allegedly supplying it with false information at a web site belonging
to unnamed marketing partner(s) [a benefit] coupled with the distancing of itself

1 from the claims by me and Plaintiff [a liability] are evidence of its desire to reap
2 the benefits of agency without the liabilities. Impulse and/or agents acting at its
3 behest defrauded me, stole my identity, and continue to harass me via email.

4 **Response to Argument - VIII**

5 Exhibit 5 from my affidavit referenced above is a list of scores of aliases (taken
6 from another list of over 500 aliases) used by Impulse or the unnamed marketing
7 partner for which vicarious liability attaches as a legal concept (apart from real
8 estate) in terms of principal-agent law. There is no valid commercial purpose for
9 obfuscating the identity of the sender of an email. Impulse has done this hundreds
10 of times, directly or through its agents. Obfuscation of the origin of an email is a
11 prima facie violation of RCW 19.190, RCW 19.86, and Can-Spam. This criminal
12 impersonation via aliases aided Impulse's scheme to illegally obtain personally
13 identifying information via fraudulent devices, i.e. ads for non-existent prizes.

14 **Response to Argument - IX**

15 In light of Impulse's clarification of this point of law, I stipulate that this "claim"
16 should, in fact, be an affirmative defense.

17 **Response to Argument - X**

18 This may be the easiest claim to prove to a jury as Impulse knew as early as
19 September and October 2003, that "gordonworks.com" was to get no more email
20 ads. From that point forward, it carelessly, callously, maliciously, and/or
21 fraudulently lambasted me in its false representations to this Court and to all who
22 read these proceedings, that I was/am a criminal co-conspirator with Plaintiff.
23

24 Impulse's foreknowledge of its obligation to avoid sending the undersigned email
25 and its subsequent lies to cover its misdeeds is in fact fraudulent and/or perjury.

1 Impulse's mischaracterizations of me as a criminal co-conspirator (perpetrating
2 fraud, deceit, malice against it) is being posted on web sites and read by people,
3 internationally – and constitutes a violation of the libel statute. **Exhibit 3** is an
4 actual web site's URL – based in the United Kingdom, which discusses this case –
5 the site has a link to another site (in California) with documents from this case ---
6 http://www.spamhaus.org/rokso/evidence.lasso?rokso_id=ROK5431

7 **Response to Argument - XI**

8 The pattern of violating criminal statutes has been established. Impulse and/or its
9 agents email advertisements for counterfeit drugs, “unlabelled” pornography,
10 pirated software, securities schemes, and mortgage scams to obtain personally
11 identifiable information for profit. Impulse has contracted with Mr. Jeffrey Peters,
12 a felon on parole in Florida for grand larceny and drug offenses to send email on
13 its behalf. It has also contracted with Mr. Scott Richter of Colorado who was
14 successfully sued by New York State and Microsoft for illegal spamming. It is also
15 contracting with an alleged porn spammer from Canada, Azoogle.

16 **Response to Argument - XII**

17 I withdraw this counterclaim.

18 **Response to Argument - XIII**

19 **Exhibit 1** contains highlights of actual violations of the relevant statutes. I am in
20 possession of many illegal emails from Impulse. The transmission path of this
21 email and other email obfuscate the sender among other violations.
22
23
24
25

Response to Argument - XIV

1
2 Violations of RCW 19.190 are per se violations of Washington State's Consumer
3 Protection Act – see RCW 19.190.030 and RCW 19.86.020. **Exhibit 1** is an
4 example of a statutory violation, which is delineated (highlighted) with specificity.

Response to Argument - XV

5
6 My claim for an injunction is due to the ongoing buying and selling of my identity
7 by Impulse and its harassment of me. These behaviors can have serious financial
8 and personal impact on me.

9
10 Under a separate motion for injunction, I have moved this Court to enjoin Impulse
11 from sending me additional email as in **Exhibit 1**. This email was sent to me six
12 months after Impulse filed suit against me. Impulse also sent me email in October,
13 November and December of 2005. Unless this Court intervenes, Impulse will
14 continue to harass me and benefit from the buying and selling of my identity.

Conclusion

15
16 Sanctions are not in order, because behind each of my counterclaims is a good-
17 faith belief and typically the documentation as well to support that counterclaim.
18 Each party has a right to its own defense. As Impulse has knowingly sued pro se
19 defendants without cause, it should not be rewarded for having an attorney(s)
20 prepare its filing with this Court. I believe that I have properly pled and introduced
21 evidence that indicates that I have a good-faith belief that I have been wronged by
22 Impulse – civilly and criminally.

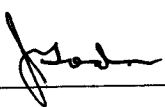
23 The undersigned third party defendant requests that this Court deny Impulse's
24 request for dismissal of my counterclaims.
25

1 Upon further investigation, the undersigned may amend its counterclaims to
2 include Rule 11 violations by Impulse as the claims which it has set before this
3 Court have disintegrated in the face of documents between CMG and Impulse
4 demonstrating its knowledge of third party defendant's desire not to receive email
5 and its subsequent fraudulent cover story to deflect its culpability in a criminal
6 scheme against me and others.

7 I declare under penalty of perjury under the laws of the United States that the
8 foregoing is true and correct.

9 Jonathan K. Gordon
10 9804 Buckingham Drive
11 Pasco, WA 99301
12 509-210-1069

13 EXECUTED this 3rd day of April, 2006

14  P o A
15 _____ Certificate of Service

16 I, hereby, certify that on April 3, 2006, I filed this affidavit with this Court. I have
17 served Bob Siegel, Peter J. Glantz, Sean A. Moynihan, Floyd E. Ivey, James
18 Gordon III, Bonnie Gordon, Jamila Gordon, Emily Abbey, and Robert Pritchett by
19 other means.

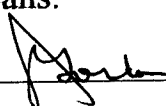
20  P o A
21 _____
22
23
24
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Exhibit 1

X-Persona: <gordonworks.com>
Return-Path: <jonathan@gordonworks.com>
Delivered-To: 7-jim@gordonworks.com
Received: (qmail 29123 invoked by uid 0); 22 Mar 2006 03:26:50 -0600
Received: (qmail 23329 invoked from network); 22 Mar 2006 03:26:35 -0600
Received: from mail3.banddly.com (66.59.94.15)
by clobin.com with SMTP; 22 Mar 2006 03:26:34 -0600
Message-ID: <28563012.1143019571358.JavaMail.root@banddly.com>
Date: Wed, 22 Mar 2006 03:26:11 -0600 (CST)
From: Free Card Search <card@banddly.com>
Reply-To: Free Card Search <r-957424-35879@banddly.com>
To: "jonathan@gordonworks.com" <jonathan@gordonworks.com>
Subject: *****SPAM***** Your New Credit Line Has Been Approved Please Activate
Mime-Version: 1.0
Content-Type: multipart/alternative;
boundary="----=_Part_68457_29874667.1143019571357"
X-CC: yvvznmjvwdqxdqxdqzmqdbqbbz zzzzvfpqpxmvbfz bvqpbzpjz
X-Spam-Flag: YES
X-Spam-Checker-Version: SpamAssassin 2.63 (2004-01-11) on gordonworks.com
X-Spam-Level: *****
X-Spam-Status: Yes, hits=17.3 required=7.0 tests=ADDR_FREE,BAD_CREDIT,
BAYES_99,BEEN_TURNED_DOWN,COMPLETELY_FREE,FOR_FREE,
HTML_IMAGE_RATIO_04,HTML_MESSAGE,HTML_TITLE_UNTITLED,NO_OBLIGATION,
RCVD_IN_BL_SPAMCOP_NET,RCVD_IN_SBL,TO_ADDRESS_EQ_REAL autolearn=spam
version=2.63
X-Spam-Report:
* 0.8 TO_ADDRESS_EQ_REAL To: repeats address as real name
* 2.6 ADDR_FREE From Address contains FREE
* 1.4 BEEN_TURNED_DOWN BODY: Have you been turned down?
* 0.4 BAD_CREDIT BODY: Eliminate Bad Credit
* 0.5 COMPLETELY_FREE BODY: No such thing as a free lunch (2)
* 0.6 FOR_FREE BODY: No such thing as a free lunch (1)
* 1.5 NO_OBLIGATION BODY: There is no obligation
* 1.1 HTML_IMAGE_RATIO_04 BODY: HTML has a low ratio of text to image area
* 0.1 HTML_MESSAGE BODY: HTML included in message
* 5.4 BAYES_99 BODY: Bayesian spam probability is 99 to 100%
* [score: 1.0000]
* 0.4 HTML_TITLE_UNTITLED BODY: HTML title contains "Untitled"
* 1.5 RCVD_IN_BL_SPAMCOP_NET RBL: Received via a relay in bl.spamcop.net
* [Blocked - see <<http://www.spamcop.net/bl.shtml?66.59.94.15>>]
* 1.1 RCVD_IN_SBL RBL: Received via a relay in Spamhaus Block List
* [<<http://www.spamhaus.org/SBL/sbl.lasso?query=SBL30018>>]

FREE CARD SEARCH FEATURING UP TO A **\$7500 CREDIT LIMIT** **VISA MasterCard**

IT'S ABSOLUTELY FREE WITH NO CREDIT CHECKS OR INQUIRIES TO PRE-QUALIFY! [CLICK HERE TO REPORT SPAM](#)

CREDIT IN THE TRASH?

GET A CREDIT CARD NOW!
Using our instant credit card matching search engine is as easy as... **1-2-3!**

- 1. PROVIDE YOUR INFO**

- CLICK SEARCH**
- SEE YOUR RESULTS!**

APPLY NOW!

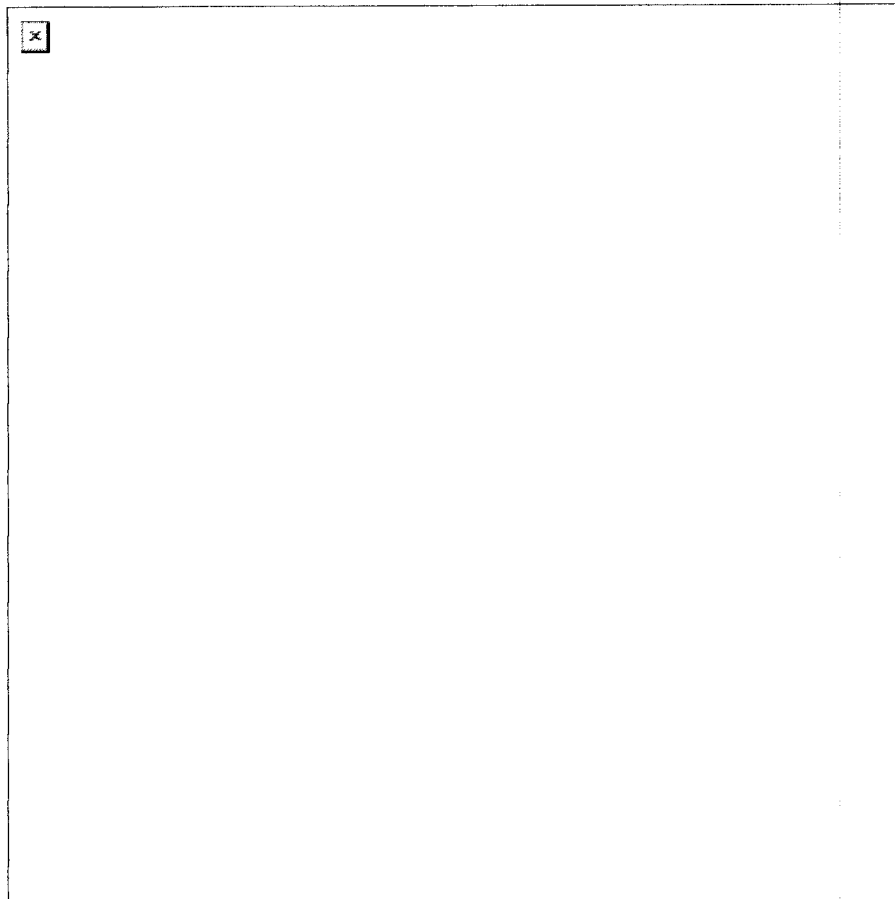
FREE CARD SEARCH GIVES YOU THE POWER TO PURCHASE!

If you wish to opt out of this offer, [Click Here](#).
Free Card Search c/o Impulse Marketing Group
1100 Hammond Drive NE
Suite 410A-202
Atlanta, Georgia 30328

To no longer receive these messages, please send a blank email here:
unsub-xickazamecwki@banddly.com
OR Send a postal mail to: Premium Products, 301 E 47th St. New York, NY 10017

Exhibit 2

X-Persona: <Laura>
Return-Path: <2-768181-jaykaysplace.com?laura@ns1.vgrduce.com>
Delivered-To: 12-laura@jaykaysplace.com
Received: (qmail 18912 invoked from network); 14 Mar 2006 08:42:12 -0600
Received: from ns1.vgrduce.com (66.62.47.3)
by ehahome.com with SMTP; 14 Mar 2006 08:42:11 -0600
Comment: DomainKeys? See <http://antispam.yahoo.com/domainkeys>
DomainKey-Signature: a=rsa-sha1; q=dns; c=simple;
s=s512; d=vgrduce.com;
b=Ns3ifLDvwiBc0zDPByqbA2AkTz0LtJknTnrcqnwFrIU/pWzrFRwyLjj8ffMH9u/ZbJO7CYdWDWwJJAOPOrU36w=
MIME-Version: 1.0
X-Accept-Language: en
X-Priority: Normal
From: USAPlatinumCreditLine <contact@vgrduce.com>
To: laura@jaykaysplace.com
Subject: *****SPAM***** You're Approved For A \$7500 Platinum Credit Line
Content-Type: multipart/alternative;
boundary="-----114230097216191";
class-id=2:3XB5EBn9Bj6BjSgXBMTYmp1:768181
Date: Tue, 14 Mar 2006 00:41:35 PST
Message-ID: <2-768181-1YLmzLJdL0CL0hoYLZF4Zru@ns1.vgrduce.com>
X-Mailer: 3.2.8-45 [Feb 10 2006, 15:23:16]
X-Spam-Flag: YES
X-Spam-Checker-Version: SpamAssassin 2.63 (2004-01-11) on gordonworks.com
X-Spam-Level: *****
X-Spam-Status: Yes, hits=12.1 required=7.0 tests=BAD_CREDIT,BANG_GUARANTEE,
CLICK_BELOW,CONGRATULATIONS,DATE_IN_PAST_06_12,EARN_MONEY,HTML_20_30,
HTML_FONT_INVISIBLE,HTML_LINK_CLICK_HERE,HTML_MESSAGE,
HTTP_WITH_EMAIL_IN_URL,RCVD_IN_BL_SPAMCOP_NET,RCVD_IN_SBL,
SELECTED_YOU,UNSECURED_CREDIT autolearn=spam version=2.63
X-Spam-Report:
* 1.1 EARN_MONEY BODY: Message talks about earning money
* 0.2 BAD_CREDIT BODY: Eliminate Bad Credit
* 1.1 BANG_GUARANTEE BODY: Something is emphatically guaranteed
* 2.1 SELECTED_YOU BODY: They have selected you for something
* 0.0 CONGRATULATIONS BODY: Congratulations - you've been scammed?
* 2.3 UNSECURED_CREDIT BODY: Unsecured Credit/Debt
* 0.1 HTML_LINK_CLICK_HERE BODY: HTML link text says "click here"
* 0.0 HTML_MESSAGE BODY: HTML included in message
* 0.5 HTML_20_30 BODY: Message is 20% to 30% HTML
* 0.4 HTML_FONT_INVISIBLE BODY: HTML font color is same as background
* 0.2 HTTP_WITH_EMAIL_IN_URL URI: 'remove' URL contains an email address
* 0.6 DATE_IN_PAST_06_12 Date: is 6 to 12 hours before Received: date
* 2.2 RCVD_IN_BL_SPAMCOP_NET RBL: Received via a relay in bl.spamcop.net
* [Blocked - see <<http://www.spamcop.net/bl.shtml?66.62.47.3>>]
* 1.3 RCVD_IN_SBL RBL: Received via a relay in Spamhaus Block List
* [<http://www.spamhaus.org/SBL/sbl.lasso?query=SBL34212>>]
* 0.0 CLICK_BELOW Asks you to click below



If you wish to opt out of this offer [Click Here](#)
USA Platinum c/o Impulse Marketing Group 1100 Hammond Drive NE Suite 410A - 202 Atlanta, Georgia 30328

Click [here](#) to unsubscribe.

HList Postal, 4653 Carmel Mountain Rd #308, Unit 111, San Diego, CA 92130

<2;5FTBIIINGfJYUbuFI7GP70h;768181>

SPAMHAUS



- Spamhaus
- SBL
- XBL
- ROKSO

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Register Of Known Spam Operations



Jeffrey P Goldstein / Gregory Greenstein - emailhello.com / impulse marketing

[SBL Listings](#)
[Index](#)

Country: **United States** State: **Georgia**

LEGAL: Spammers sued, counter with an ugly SLAPP countersuit

ROK5431

When caught spamming in violation of the law, spammers seem to do any of several things: Pay up, run and hide, or try and fight back by using underhanded tactics. Since laws against perjury before the courts in the USA are seldom, if ever, enforced, most spammer suits, and in this case, countersuits, seem to be based on the idea popularized by Joseph Gobbels, the Nazi Germany Minister of Propaganda. Herr Gobbels came up with the "Big Lie:" Tell a big enough falsehood, and many times people will swallow it.

In their response to the plaintiff's complaint, the spamming defendants would have made the Propaganda Minister proud. To those who are familiar with what Impulse Marketing Group has done over the years, reading this response is actually quite funny.

The SLAPP (<http://www.thefirstamendment.org/antislappresourcecenter.html#What%20are%20slapps>) nature of the countersuit should prove interesting, as the state (Washington) where the plaintiff located had enacted some of the first (<http://www.casp.net/statewa.html>) anti-SLAPP laws (<http://www.casp.net/wa-stat.html>) in the USA.

▼ Related URLs

[PDF files of legal documents in Gordon v. IMG action](#)

The address of this ROKSO record is: http://www.spamhaus.org/rokso/evidence.lasso?rokso_id=ROK5431

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