

1 Q. Okay. Would you turn to the second page of
2 Exhibit 3, please? And you see where it says one and
3 two on the upper left-hand side there?

4 A. Oh, okay.

5 Q. You see that?

6 A. I will in a second. Okay.

7 Q. These are the instructions of what people are
8 to do to get their revenge, right?

9 MS. SPETH: Form.

10 THE WITNESS: To get their revenge?

11 Q. BY MR. LIPPMAN: Yes.

12 A. It depends what you consider revenge.

13 Q. Okay. Well, let's look right underneath it
14 where you say "Your first step to revenge," right? Do
15 you see that?

16 MS. SPETH: Who's the "you"? Form.

17 Q. BY MR. LIPPMAN: It says "your first step to
18 revenge."

19 A. Okay.

20 Q. And this is on -- this is on -- on the Rip-Off
21 Report, right?

22 MS. SPETH: Form.

23 Q. BY MR. LIPPMAN: We're reading Exhibit 3. You
24 already told me this is part of the Rip-Off Report
25 website, right?

1 MS. SPETH: Misstates his testimony. He did
2 not tell you that.

3 MR. LIPPMAN: Okay. Well, he can speak for
4 himself.

5 MS. SPETH: Well, don't misstate his
6 testimony.

7 MR. LIPPMAN: Objection to form is all you
8 need to say.

9 Q. BY MR. LIPPMAN: Correct, sir?

10 A. Correct one? I don't understand.

11 Q. Exhibit 3 is a part of the Rip-Off Report
12 website, correct?

13 A. It's a link to the Rip-Off Report.

14 Q. Okay. Like we saw on the first page, it's
15 part of the things you can click to that are on the
16 report?

17 A. Right, cross links, yes.

18 Q. Okay. And on there it says "Your first step
19 to revenge," right? You see that?

20 A. I see that.

21 Q. And this is Rip-Off Report making that
22 statement, "Your first step to revenge," correct?

23 MS. SPETH: Object to form. Misstates his
24 testimony.

25 THE WITNESS: No, it's not Rip-Off Report

1 saying that.

2 Q. BY MR. LIPPMAN: Who's saying it?

3 A. I'm not sure.

4 Q. Whose website is this, Exhibit 3?

5 A. Consumer Media Publishing.

6 Q. And who's Consumer Media Publishing?

7 A. Who's Consumer Media Publishing?

8 Q. Yeah.

9 A. It's -- Consumer Media Publishing publishes
10 this.

11 Q. And are you affiliated with Consumer Media
12 Publishing?

13 A. I manage it.

14 Q. Another one of your businesses?

15 A. I manage it.

16 Q. Okay. You manage it out of the same location
17 as Xcentric Ventures?

18 A. What location?

19 Q. I don't know. You tell me.

20 A. It's in cyber space.

21 Q. Well, do you work out of the same location
22 when you manage Consumer -- what's -- what's the name of
23 it?

24 A. There's nothing to work. There's nothing to
25 work out of.

1 Q. Well, where does it say on here who owns the
2 website that Exhibit 3 is on?

3 A. I don't think it says who owns it.

4 Q. Okay. So you're saying this website that says
5 the Rip-Off revenge is not owned by Xcentric Ventures?

6 A. Correct.

7 Q. But it does say on here that the first step to
8 revenge -- it says "Your first step to revenge. First
9 go to Rip-Off Report to file your report and begin your
10 Rip-Off Report revenge," right?

11 A. I guess if that's what it says.

12 Q. It's what it says, right?

13 A. Right.

14 Q. And this is -- this website that we've marked
15 as Exhibit 3 is available by link from the Rip-Off
16 Report, right, which we see marked as Exhibit 1?

17 A. Correct.

18 Q. Okay.

19 A. And I believe the copy's been changed since
20 then. I don't know if -- I don't think it reads exactly
21 this way anymore.

22 Q. Okay. And if you look at the top, or if you
23 look at the first page of Exhibit 3, you'll see on the
24 bottom left-hand corner, see where it says "How to get
25 Rip-Off revenge"?

1 A. What page?

2 Q. Page 1 of Exhibit 3. See on the bottom
3 left-hand corner it says "How to get Rip-Off revenge"?

4 A. Okay.

5 Q. Do you see that?

6 A. Correct, I see it.

7 Q. And then it says, "One, file a detailed
8 Rip-Off Report with the Bad Business Bureau's website at
9 <http://www.ripoffreport.com>," right?

10 A. I see it.

11 Q. That's Xcentric Ventures' website, right?

12 A. Yes.

13 Q. Okay. And then it says, "Two. Order your
14 copy of Rip-OffReport.com Do-It-Yourself Guide: How to
15 get Rip-Off Revenge, and your money back too." Do you
16 see that?

17 A. I -- I -- okay. I know it's there.

18 Q. Okay. And where do you get the
19 Rip-OffReport.com Do-It-Yourself Guide: How to get
20 Rip-Off Revenge from?

21 A. I don't understand. What's the question?

22 Q. How do I get it if I want to order a copy of
23 that?

24 A. How do you get it?

25 Q. Yeah. How would I get it?

1 MS. SPETH: Now or then?

2 MR. LIPPMAN: Then.

3 MS. SPETH: Okay.

4 THE WITNESS: You'd click on the link.

5 Q. BY MR. LIPPMAN: And it would connect me to
6 who, Xcentric?

7 A. No.

8 Q. To who?

9 A. It would just connect to you pay pal.

10 Q. And the Rip-OffReport.com Do-It-Yourself
11 Guide: How to get Rip-Off Revenge, who prepared that,
12 Xcentric?

13 A. No.

14 Q. Who prepare it?

15 A. Who prepared what?

16 Q. The Rip-OffReport.com Do-It-Yourself Guide:
17 How to get Rip-Off Revenge.

18 A. Rip-OffReport.com?

19 Q. I'm reading what it says right in here, sir.
20 "Order your copy of Rip-OffReport.com.

21 A. What page are you on?

22 Q. On Page 2 of 4 of Exhibit 3. Do you see No. 2
23 there on the left-hand side?

24 A. Yeah.

25 Q. "Order your copy of Rip-OffReport.com

1 **Do-It-Yourself Guide."**

2 A. I don't know where that comes from because
3 that I never seen before.

4 **Q. You've never seen that before?**

5 A. Not like that, no. It could have -- you --
6 it's either somebody could have changed it or -- I don't
7 know how that got there, you know, but that's not the
8 way it reads.

9 **Q. Who prepared this, the information that's**
10 **contained in the Rip-Off Revenge site that we've marked**
11 **as Exhibit 3?**

12 A. I don't know. That's about 10 years ago.

13 **Q. You don't know who prepared it? Xcentric did**
14 **not prepare it, right?**

15 A. No. Xcentric didn't even exist.

16 **Q. You didn't prepare it?**

17 A. What's that?

18 **Q. You personally did not prepare it?**

19 A. No.

20 **Q. Okay. Now, if today I wanted to order the**
21 **Rip-OffReport.com Do-It-Yourself Guide: How to get**
22 **Rip-Off Revenge, how would I do it?**

23 A. You can't.

24 **Q. Doesn't exist anymore?**

25 A. Never did.

1 Q. It never existed?

2 A. Never existed.

3 Q. So this is a site telling somebody to order
4 something that never existed?

5 A. Somebody either put that there -- I don't know
6 where you got the copy from --

7 Q. Um-hum.

8 A. -- or it was a mistake. It was a typo.

9 Q. Right.

10 A. It was something. Who knows? There's no such
11 thing.

12 Q. But you're telling me the Do-It-Yourself Guide
13 never existed?

14 A. Do-It-Yourself Guide is a saying and -- but it
15 doesn't go with Rip-Off Report.

16 Q. Okay. Well, let me make it to you simpler.

17 The --

18 A. It doesn't go -- it doesn't go with Rip-Off
19 Report.

20 Q. Okay. Where it says Item 2 here --

21 A. Um-hum.

22 Q. -- on Exhibit 3 on the second page --

23 A. Right.

24 Q. -- "Order your copy of Rip-OffReport.com
25 Do-It-Yourself Guide: How to get Rip-Off Revenge,"

1 **you're telling me that -- that document does not exist?**

2 A. There is no such thing as Rip-OffReport.com
3 Do-It-Yourself Guide.

4 **Q. Okay.**

5 A. There is no such thing, so I don't know where
6 that came from.

7 **Q. You're telling me there was Do-It-Yourself**
8 **Guide, not a Rip-OffReport.com Do-It-Yourself Guide?**

9 A. No. There was a -- there was never anything
10 like --

11 **Q. Never --**

12 A. There's not a Rip-OffReport.com guide.

13 **Q. Or a Do-It-Yourself Guide?**

14 A. Do-It-Yourself is a saying as a -- it's part
15 of a saying but it doesn't belong with
16 Rip-OffReport.com.

17 **Q. Was there ever a guide that was available**
18 **through this Rip-Off revenge site --**

19 A. Yes.

20 **Q. -- for people to obtain?**

21 A. Yes.

22 **Q. And what was it called?**

23 A. Rip-Off Revenge.

24 **Q. Rip-Off Revenge?**

25 A. Right.

1 MS. SPETH: Steve, I don't know if this helps,
2 but on the third page it says it the right way in the
3 little box at the bottom. "Do-it-Yourself Guide."

4 THE WITNESS: Somebody --

5 MS. SPETH: "Rip-Off Revenge."

6 MR. LIPPMAN: How to get Rip-Off Revenge?

7 MS. SPETH: Yeah.

8 MR. LIPPMAN: That's what you called it?

9 MS. SPETH: Yeah.

10 **Q. BY MR. LIPPMAN: Okay. And who prepared the**
11 **-- that Do-It-Yourself Guide: How to get Rip-Off**
12 **Revenge?**

13 A. The website?

14 **Q. No. Who prepared the guide?**

15 A. I did.

16 **Q. You personally?**

17 A. Yes.

18 (Deposition Exhibit No. 4 was marked for
19 identification.)

20 **Q. BY MR. LIPPMAN: Do you have Exhibit 1, 2, 3**
21 **there? I just want to make sure we keep them all**
22 **together.**

23 Okay. I'm handing you now what I've marked as
24 **Exhibit 4.**

25 MS. SPETH: Thank you.

1 Q. BY MR. LIPPMAN: You've seen this before,
2 correct?

3 A. Yes.

4 Q. This is another one of the things you can
5 click onto, on the side, the various portions of the
6 Rip-Off Report can go to?

7 A. Um-hum.

8 Q. Part of the Rip-Off Report website, right?

9 A. Yeah, but probably not for -- this is, like,
10 five or six years or seven years old already.

11 Q. Okay. But you sell advertising on the -- or,
12 Xcentric sells advertising on the Rip-Off Report
13 website?

14 A. Yes.

15 Q. And that's what this document marked as
16 Exhibit 4 refers to? This was -- this was referring to
17 the sale of advertising space on the Rip-Off Report
18 website, right?

19 A. Yes.

20 Q. Okay. Is that how Rip-Off Report, Xcentric,
21 makes its money --

22 A. No.

23 Q. -- by selling advertising?

24 A. This never made money. It never worked. This
25 was up for a short period of time and it never panned

1 out.

2 Q. Did you sell any ads at all?

3 A. Maybe one or two or three. Not more than
4 four.

5 Q. Not a lot?

6 A. No. And we -- it -- the thing was pulled.

7 Q. Okay.

8 A. Like I said, it's more than five years old.

9 Q. Okay. Certainly, the more hits you get on a
10 website the greater the likelihood is that you could
11 sell advertising on that site, right?

12 A. Yes.

13 Q. The more people you attract to your website,
14 the greater the likelihood you could sell advertising on
15 it, right?

16 A. Yes.

17 Q. And, obviously, the more people you attract to
18 your website, not only the greater amount of advertising
19 you could sell, but the greater amount you could sell
20 that advertising for, right?

21 A. Yes.

22 Q. Kind of like a TV show. They want to get a
23 lot of people to watch it so they can sell more ads and
24 sell them for higher prices, right?

25 A. Right.

1 (Deposition Exhibit No. 5 was marked for
2 identification.)

3 Q. BY MR. LIPPMAN: I'm handing you now what I've
4 marked as Exhibit 5. Mr. Magedson, you've seen this
5 document before, as well, right?

6 A. Correct, yes.

7 Q. And this is another, for lack of a better
8 term, another section of the Rip-Off Report website,
9 right?

10 A. Right.

11 Q. And in this portion of the Rip-Off Report
12 Xcentric is soliciting donations, correct?

13 A. Yes.

14 Q. And just like advertising, the more hits you
15 get on your website the greater likelihood it is that
16 you will obtain more donations, correct?

17 A. In theory, one would think.

18 Q. Okay. And just like in advertising, the more
19 hits you get on it, not only the more donations you'll
20 get but, in theory, the greater level of donations you
21 will get --

22 MS. SPETH: Form.

23 Q. BY MR. LIPPMAN: -- right?

24 A. No.

25 Q. You just think you'll get more donations, not

1 necessarily a greater amount of donations?

2 MS. SPETH: Form.

3 THE WITNESS: No.

4 Q. BY MR. LIPPMAN: No?

5 A. No.

6 Q. Well, you already agreed with me that the more
7 hits you get, the greater the likelihood is that you'll
8 get donations, correct?

9 A. No.

10 Q. You don't agree with that?

11 A. No.

12 Q. You don't think that the more hits you get on
13 the Rip-Off Report website, the greater the likelihood
14 is that somebody will make a donation to the Rip-Off
15 Report?

16 A. Not really.

17 Q. Well, how is anybody going to make a donation
18 to the Rip-Off Report unless they go on the website?

19 A. Well, then I'm not understanding your
20 question.

21 Q. Okay. Well, will you agree with me that the
22 chance of somebody giving -- or the expectation that
23 somebody would make a donation to the Rip-Off Report is
24 nil if they never go on the website?

25 A. You're going to have to say it over again.

1 I'm sorry.

2 Q. Other than perhaps your friends or your
3 colleagues who know you personally, okay, I'm talking
4 about just the general public out there, would you agree
5 that the likelihood that somebody would make a donation
6 to the Rip-Off Report is nonexistent or almost
7 nonexistent if they don't go on the website?

8 A. You know, I was understanding your question,
9 and then you started to something else. And I thought
10 you were going one way and just -- is there another way
11 you can answer that -- ask that question --

12 Q. Okay.

13 A. -- because you're not -- I think you're
14 trying --

15 Q. I'll ask -- I'll ask it differently.

16 You don't expect -- you never expected anybody
17 to make a donation to Rip-Off Report unless they went on
18 the website, right?

19 A. Yes.

20 Q. Okay. Again, I'm excluding your friends or
21 your colleagues, somebody, but just the general public.

22 A. I'm not sure what you mean by that comment,
23 friends and colleagues.

24 Q. In other words, your best friend may never
25 look at your website but he likes you and he may be

1 willing to make a donation to you.

2 A. Well, that's never happened.

3 Q. Okay. But your -- when your -- when Rip-Off
4 Report is seeking these donations, it's expecting to get
5 donations from people who go on the website?

6 A. Yes.

7 Q. Okay. And so, consequently, the more people
8 that go on the website the greater the likelihood that
9 you will get more donations?

10 A. One would think.

11 Q. Okay. Doesn't necessarily happen, but that's
12 the thought process, right?

13 A. Right, yeah.

14 Q. And would you also agree that the more people
15 go on the website and the more people view the website
16 as being utilized, the greater the likelihood that they
17 will make larger donations than they might otherwise
18 make?

19 A. One would think.

20 Q. That's the -- that's the process, the thought
21 process?

22 A. That's not a yes or a no answer, though, so...

23 MS. SPETH: You can't answer yes or no?

24 THE WITNESS: I really can't answer that
25 question, because the way you're asking it, you know,

1 I'm not --

2 Q. BY MR. LIPPMAN: Okay.

3 A. Anyway...

4 Q. And you state on here in Exhibit 5, I believe
5 it is, right? This is Exhibit 5?

6 MS. SPETH: Yeah, we have 5 in front of us,
7 donations.

8 Q. BY MR. LIPPMAN: Yep. You say "We also need
9 to pay volunteers' expenses."

10 MS. SPETH: Where are you reading from, I'm
11 sorry?

12 MR. LIPPMAN: This is in the second full
13 paragraph on the first page.

14 THE WITNESS: Of No. 5?

15 Q. BY MR. LIPPMAN: Of No. 5. It's the second
16 full sentence. It says, "In the pursuit of the bad
17 guys, we also need to pay volunteers' expenses,
18 technicians, and traveling costs to investigate Rip-Off
19 businesses so you won't become a victim, too." Do you
20 see that?

21 A. Yes.

22 Q. Okay. Now, obviously, you don't pay
23 volunteers money for doing their work, that's what a
24 volunteer is, they do it for free, right?

25 A. Um-hum.

1 **Q. What expenses of a volunteer is Rip-Off Report**
2 **paying?**

3 A. Well, this document is very old and it's
4 short-lived and is not the way things are done today.

5 **Q. Okay. But what expenses of the volunteers was**
6 **Rip-Off Report paying that it was seeking donations to**
7 **cover?**

8 A. Well, originally, volunteers, it was -- I
9 thought volunteers would help across the country and
10 their expenses could be incurred. Like a lot of times
11 you get somebody who's ripped off in California, and
12 they live in New York and they can't get anybody to come
13 to the phone.

14 But it -- it never panned out. It -- the
15 theory was never -- never worked, versus somebody hiring
16 an attorney and putting five or eight or \$10,000 to an
17 attorney for an attorney to try and take care of it.

18 **Q. In other words --**

19 A. You know, try to undercut the attorney.

20 **Q. Okay. In other words, you're telling me that**
21 **there never were any volunteers' expenses that Xcentric**
22 **incurred that it was seeking donations to cover?**

23 A. Volunteer -- that's not the only thing that's
24 listed there.

25 **Q. That's the only question I'm asking you.**

1 A. Okay. Umm, there were volunteers at one time
2 but they -- I don't have volunteers.

3 Q. My question to you, sir, is: Were there --
4 there were never any volunteer expenses that Xcentric
5 had incurred which it was seeking to cover with this
6 request for donations, correct?

7 A. That's not true, no, it's not correct.

8 Q. Okay. Then tell me what volunteer expenses
9 Xcentric incurred that it was seeking to cover with
10 these donations?

11 A. I can't tell you that. It's more than five
12 years ago.

13 Q. You can't name a single one for me?

14 A. I couldn't -- it's more -- it's, you know,
15 before 2004, 2003, 2002, 2001. I don't even know.

16 Q. If you can't tell me, just say "I can't tell
17 you."

18 A. Yeah, I can't tell you. I wouldn't know.

19 Q. Fair enough. And you also refer to a
20 traveling cost to investigate Rip-Off businesses. Do
21 you see that? Do you see that, sir?

22 A. Um-hum.

23 Q. Can you tell me what traveling costs to
24 investigate Rip-Off businesses Xcentric Ventures
25 incurred that it was seeking donations to cover?

1 A. I can't remember when this -- I can't even
2 remember.

3 Q. But Xcentric did incur traveling costs to
4 investigate Rip-Off businesses?

5 A. Yes, we did at one time.

6 Q. And what was the purpose of doing those
7 investigations?

8 A. To help assist the consumer.

9 Q. And can you name for me a single traveling
10 cost that Xcentric Ventures incurred?

11 A. I can't remember.

12 Q. Do you remember a single person or entity that
13 Xcentric Ventures investigated?

14 MS. SPETH: Now, I'm going to object on
15 relevance. If I'm understanding this correctly, this is
16 long before any statute of limitations that you'd be
17 dealing with in this lawsuit. This is completely
18 irrelevant.

19 MR. LIPPMAN: I don't know that yet.

20 Q. BY MR. LIPPMAN: But go ahead.

21 MS. SPETH: I'm telling you, he's tes- --

22 MR. LIPPMAN: Okay.

23 MS. SPETH: -- he already said it was that
24 long ago.

25 MR. LIPPMAN: Okay.

1 MS. SPETH: Do you know when this document
2 comes from?

3 THE WITNESS: No.

4 MR. LIPPMAN: Go ahead --

5 MS. SPETH: I'm going to object on relevance
6 and I'm going to tell the witness he doesn't have to
7 answer it if he doesn't want to.

8 MR. LIPPMAN: Relevance is not a basis to tell
9 a witness not to answer a question.

10 MS. SPETH: It certainly is.

11 MR. LIPPMAN: No, it isn't.

12 MS. SPETH: It's not relevant, it's not
13 discoverable.

14 MR. LIPPMAN: No, it isn't.

15 MS. SPETH: That's what the rules --

16 MR. LIPPMAN: No, it isn't.

17 MS. SPETH: You don't think the rules say if
18 it's not relevant, it's not discoverable?

19 MR. BIRKEN: This is in two thousand -- this
20 is dated in 2002.

21 MR. LIPPMAN: Yeah, yeah, yeah. No, relevance
22 is not a basis to instruct a witness not to answer. The
23 only basis to instruct a witness not to answer is if
24 it's privileged or if you think it's harassing and you
25 want to seek a protection order, which you're free to

1 do. But relevance is not a basis to instruct a witness
2 not to answer.

3 MS. SPETH: Show me a rule that says that and
4 I won't do it anymore.

5 MR. LIPPMAN: Call the office and have them
6 fax over a case for her.

7 MS. SPETH: Here's the rules. The rule
8 says --

9 MR. LIPPMAN: We're not --

10 MS. SPETH: -- if it's not relevant, it's not
11 discoverable.

12 MR. LIPPMAN: We're not -- we're not in this
13 court.

14 MS. SPETH: I'm not talking about Arizona.

15 MR. LIPPMAN: You've got the wrong state.

16 MS. SPETH: You know what, I knew you were
17 going to say that. This is the Federal rules. It just
18 happens to say Arizona on the top.

19 It's not relevant, it's not discoverable.
20 That's Arizona.

21 MR. LIPPMAN: You show me in the Federal rules
22 where it says if something's --

23 MS. SPETH: Federal Rules, civil procedure --

24 MR. LIPPMAN: -- where you can instruct --

25 MS. SPETH: -- Rule 26.

1 MR. LIPPMAN: No. Show me where it says you
2 can instruct a witness not to answer a question.

3 MS. SPETH: Are you ready?

4 MR. LIPPMAN: Yeah, yeah.

5 MS. SPETH: Rule 26.6 of the Federal Rules of
6 Civil Procedure.

7 MR. LIPPMAN: Yeah.

8 MS. SPETH: It says parties may obtain
9 discovery regarding any matter not privileged that is
10 relevant to the claim of the defense.

11 MR. LIPPMAN: Okay.

12 MS. SPETH: Which means you don't get to
13 conduct discovery on something that's not relevant.

14 MR. LIPPMAN: You are -- you are -- I'm
15 telling you you have no basis to instruct the witness
16 not to answer a question on the basis of relevancy. If
17 you -- listen, you want to instruct him that, that's
18 fine. We'll go back to the court, you may pay our
19 expenses to come back out here again.

20 MS. SPETH: That's fine.

21 MR. LIPPMAN: That's your risk.

22 MS. SPETH: That's fine.

23 MR. LIPPMAN: You make that choice.

24 MS. SPETH: That's fine.

25 MR. BIRKEN: It doesn't matter because this is

1 a 2004 case. That's a 2002 printout.

2 MR. LIPPMAN: Okay.

3 MR. BIRKEN: And, therefore, it's within two
4 years, so it's within the statute of limitations anyway.

5 MR. LIPPMAN: There you go.

6 MS. SPETH: Are you saying the statute of
7 limitations on defamation in Florida is two years?

8 MR. BIRKEN: It's four years.

9 MS. SPETH: Is it really?

10 MR. BIRKEN: Yeah.

11 MS. SPETH: Really?

12 MR. BIRKEN: Yeah.

13 MS. SPETH: You don't have a separate one --

14 MR. BIRKEN: 95.11.

15 MS. SPETH: You don't have a separate one-year
16 statute on defamation?

17 MR. BIRKEN: 95.11.

18 MS. SPETH: I'm asking you if you --

19 MR. BIRKEN: No, there's not.

20 MS. SPETH: Well, let's take a short break. I
21 want to double-check that because my office told me you
22 had a one-year statute.

23 MR. BIRKEN: Section 95.11.

24 MR. LIPPMAN: Well, we'll do it -- we'll --
25 I'll put this question off to the side. We can do it

1 whenever. We've taken enough breaks already.

2 Q. BY MR. LIPPMAN: Would you turn to the second
3 page of Exhibit 5. You see where it says "Together"
4 right at the top? Big, bold, capital letters. No,
5 right on the top. One page back, sir. Second page.
6 Right on the top. "Together, we are a consumer
7 reporting news agency, by consumers, for consumers." Do
8 you see that?

9 A. I see it.

10 Q. The "we" is Rip-Off Report and the consuming
11 public, right?

12 A. I would think that, yeah.

13 Q. And in the paragraph below that it states, "we
14 research abuses and help individuals defend their
15 rights." Do you see that? Four lines down in the first
16 paragraph.

17 A. Is this from the top paragraph?

18 Q. Yeah, the first paragraph.

19 A. And how far down?

20 Q. Four lines down.

21 A. Okay.

22 Q. See that, "we research abuses and help
23 individuals defend their rights"?

24 A. Um-hum.

25 Q. The "we" is Rip-Off Report, right?

1 A. With attorneys.

2 Q. And it says "Since our inception." The "our"
3 is Rip-Off Report, right?

4 A. Are you on the next sentence?

5 Q. Yep.

6 A. Okay.

7 Q. Right? The "our" in there is the Rip-Off
8 Report, correct?

9 A. Yes.

10 Q. "We have helped consumers collect well over a
11 million dollars to date," right?

12 A. Okay.

13 Q. And the "we," again, is Rip-Off Report,
14 right?

15 A. Yes.

16 Q. Okay.

17 VIDEOGRAPHER: Excuse me, counsel.

18 MR. LIPPMAN: Yep.

19 VIDEOGRAPHER: We need to change the tape.

20 MR. LIPPMAN: Very good.

21 VIDEOGRAPHER: This is the conclusion of
22 Tape No. 1 of the continuing videotaped deposition of
23 Ed Magedson.

24 Off the record. The time is 3:13 p.m.

25 (Recess taken from 3:13 p.m. to 3:21 p.m.)

1 STATE OF ARIZONA)
) ss.
 2 COUNTY OF MARICOPA)
 3

4 BE IT KNOWN that the foregoing deposition
 5 was taken before me, DEBORAH L. TUCKER, a Certified
 6 Reporter, Certificate No. 50464, for the State of
 7 Arizona; that the witness before testifying was duly
 8 sworn by me to testify to the whole truth; that the
 9 questions propounded to the witness and the answers of
 10 the witness thereto were taken down by me in shorthand
 11 and thereafter reduced to written form under my
 12 direction; that pursuant to request, notification was
 13 provided that the deposition is available for review and
 14 signature; that the foregoing pages are a true and
 15 correct transcript of all proceedings had upon the
 16 taking of said deposition, all done to the best of my
 17 skill and ability.

18 I FURTHER CERTIFY that I am in no way
 19 related to any of the parties hereto nor am I in any way
 20 interested in the outcome hereof.

21 DATED at Phoenix, Arizona, this 1st day of
 22 August, 2007.

23 _____
 24 DEBORAH L. TUCKER
 Certified Reporter
 Certificate No. 50464
 25

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