

AKIN GUMP
STRAUSS HAUER & FELD LLP

Attorneys at Law

JOANNA H. KIM
310.229.1089/fax: 310.229.1001
jkim@akingump.com

October 11, 2007

TO: Owner/Operator, ChemTrails911.com
via email: comments@chemtrails911.com

TO: Compliance Department
GoDaddy.com, Inc.
14455 North Hayden Rd., Suite 219
Scottsdale, AZ 85260
Via facsimile: 480.624.2546

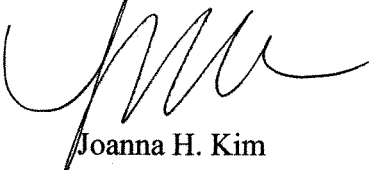
Dear Sir or Madam:

I attach my original letter sent out yesterday, October 10, 2007, regarding the ex parte application that Suterra LLC intends to file tomorrow if you fail to comply with our request that by **12:00 pm Pacific time today**, you immediately and permanently cease and desist from posting, distributing, or otherwise making available Suterra's trade secrets and confidential information, including the ingredients to Suterra's CheckMate OLR-F, as described in my original letter.

Following up on my letter, please note that we were informed by the Court this morning that the precise **time and location for our ex parte application will be 1 p.m. tomorrow, October 12, 2007 in Department 8 of the Santa Cruz Superior Court, located at 701 Ocean Street, Santa Cruz, California 95060**. Pursuant to our original letter and California Rules of Court 3.1200 *et seq*, our application will seek to enjoin you from posting, distributing, or otherwise making available Suterra's trade secrets and confidential information. Please let us know whether you intend to comply with our cease and desist demand and whether you intend to oppose Suterra's ex parte application.

I may be reached at the above referenced number.

Sincerely,



Joanna H. Kim

Attachment

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Dear Sir or Madam:

This firm represents Suterra LLC, in certain intellectual property and other legal matters.

I am writing with regard to trade secrets and confidential information – in particular, the key ingredients to CheckMate OLR-F. Suterra has taken every possible effort to keep that business information confidential. Moreover, federal law – specifically, the Federal Insecticide Fungicide and Rodenticide Act (7 U.S.C. § 136h) – requires that information to be kept confidential.

An employee of the EPA illegally leaked our client's trade secrets and other confidential information, including the ingredients to CheckMate OLR-F, to a local newspaper, the *Santa Cruz Sentinel* (*Sentinel*). After notice was provided to the *Sentinel*, however, the *Sentinel* voluntarily agreed to remove all of this information from the public domain to the extent possible, including withdrawing it from its website. Any distribution of the information therefore remains localized.

We have only just learned that this confidential information has nonetheless been posted without our authorization on chemtrails911.com. Specifically, we have learned that this information remains available at http://www.chemtrails911.com/docs/-%202007/00_LBAM/checkmateingrediants.htm, http://www.chemtrails911.com/00_lbam.htm, http://www.chemtrails911.com/archive_photos/01_2007_images/checkmate_ingredients.jpg, and http://www.chemtrails911.com/archive_photos/01_2007_images/checkmate_ingredients2.jpg.

The unauthorized access, use, display and/or misappropriation of Suterra's trade secrets and confidential information is subject to civil remedies pursuant to California's Uniform Trade Secrets Act, which prohibits the misappropriation of trade secrets under California law. A

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misappropriation occurs whenever a person: (1) discloses or uses, without consent, another's trade secret that the person "[u]sed improper means to acquire knowledge of"; (2) discloses or uses, without consent, another's trade secret that the person, "[a]t the time of disclosure or use, knew or had reason to know that his or her knowledge of the trade secret was" "[d]erived from or through a person who had utilized improper means to acquire it," "[a]cquired under circumstances giving rise to a duty to maintain its secrecy or limit its use," "[d]erived from or through a person who owed a duty to the person seeking relief to maintain its secrecy or limit its use"; or (3) discloses or uses, without consent, another's trade secret when the person, "[b]efore a material change of his or her position, knew or had reason to know that it was a trade secret and that knowledge of it had been acquired by accident or mistake." Cal. Civ. Code § 3426.1. Acquisition by "improper means" includes the "breach . . . of a duty to maintain secrecy." *Id.*

Your conduct is unlawful under California law, and if not immediately ceased will result in liability for distributing, using, displaying, or otherwise making available Suterra's trade secrets and confidential information. These statutes could also establish the predicate wrongful conduct for asserting civil claims against you under various other civil statutory and tort theories.

We therefore demand that you immediately and permanently cease and desist from posting, distributing, or otherwise making available Suterra's trade secrets and confidential information, and **provide us with written confirmation regarding the same by 12:00 p.m. Pacific time tomorrow, Thursday, October 11, 2007.**

Please note that any further publication, distribution, or dissemination of Suterra's trade secrets and confidential information will subject you to further liability. This would include, but not be limited to, the creation of an additional web-site or the distribution of the confidential information by email, such as through a list-serve.

Please further understand that we are providing you with notice to preserve all evidence and other information relating to this issue while we investigate the matter further. Your failure to preserve such information and/or your alteration, concealment, or transfer of any evidence pertaining to this matter is considered spoliation of evidence and could subject you to both civil and criminal liability. This letter is not intended to contain a complete statement of fact with respect to the subject matter hereof, and Suterra does not waive any legal or equitable rights or remedies available to it, all of which are expressly reserved.

Please be clear, Suterra's goal is not to inhibit public discussion or debate regarding pesticides. The company may disagree with many statements on chemtrails911.com. But this letter deals very narrowly with specific trade secret information that must be kept confidential for competitive reasons. Federal law protects the confidentiality of that information precisely in

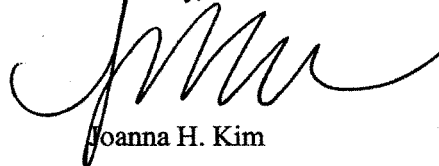
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order to ensure that there is a business incentive for the development of products that are both safe and effective at protecting the nation's food supply. As demonstrated by the decision of the *Sentinel* to withdraw this very information from its web-site, Suterra's trade secret rights are fully protected in this area.

Suterra will pursue its civil and criminal remedies in this matter to the fullest extent possible under the law, seeking not only injunctive relief, but also damages for actual loss, royalties, and punitive damages of up to twice the award of actual loss, as well as attorneys' fees and costs. **If we do not receive confirmation of your compliance by the requested time of no later than 12:00 p.m. Pacific time tomorrow, Thursday, October 11, 2007, please consider this letter notice that on Friday, October 12, 2007, in the Santa Cruz County Superior Court, located at 701 Ocean Street, Santa Cruz, California 95060, Suterra will be filing an ex parte application to enjoin you from continuing to disclose Suterra's trade secrets and confidential information and to order the removal of the unauthorized disclosure on your website. Once we learn the specific courtroom and time at which the ex parte application will be heard, we will immediately notify you in writing.**

I look forward to hearing from you promptly.

Sincerely,



Joanna H. Kim