

ORIGINAL



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES

In the Matter of)
)

DANIEL CHAPTER ONE,)
a corporation, and)

Docket No. 9329

JAMES FEIJO,)
individually, and as an officer of)
Daniel Chapter One)
_____)

Public Document

**COMPLAINT COUNSEL’S MEMORANDUM IN OPPOSITION
TO RESPONDENTS’ SECOND MOTION TO DISMISS**

Complaint Counsel oppose Respondents’ Second Motion to Dismiss for Lack of Jurisdiction and Violation of Respondents’ Constitutional Rights (the “Motion”) which, for the reasons set forth below, should be denied.

I. INTRODUCTION

For the third time, Respondents now ask this Court to dismiss the Complaint based on flawed legal arguments.¹ For the third time, Respondents misconstrue both the Complaint and the First Amendment. For the third time, this Court should reject Respondents’ flawed arguments.

As the Court already ruled in its Feb. 2 Order, and again in its Feb. 23 Order, the Complaint and record are sufficient to enable this case to move forward and to defeat a motion to dismiss. In fact, given Respondents’ dilatory tactics to thwart discovery, and failure to provide

¹This Court on February 2, 2009 (“Feb. 2 Order”) denied Respondents’ January 13, 2009 Motion to Dismiss (“Jan. 13 Motion”). The Court on February 23, 2009 (“Feb. 23 Order”) also denied Respondents’ February 6, 2009 Motion to Reconsider the Feb. 2 Order (“Feb. 6 Motion”).

Complaint Counsel with full discovery even in the face of Court orders requiring it, Complaint Counsel is entitled to an adverse inference regarding the issue on which Respondents premise their Motion – Daniel Chapter One’s (“DCO”) for-profit status.

II. THIS COURT PREVIOUSLY DENIED RESPONDENTS’ MOTION TO DISMISS

Respondents style their current Motion as a “Motion to Dismiss for Lack of Jurisdiction.” However, on February 2, this Court denied Respondents’ Jan. 13 Motion, ruling that the FTC has jurisdiction over DCO.² In its Feb. 2 Order, the Court noted: “Even assuming that DCO is organized as a non-profit, the Complaint sufficiently alleges a basis for subject matter jurisdiction.” Feb. 2 Order at 4. The Court went on to rule that Complaint Counsel set forth sufficient allegations in the Complaint that DCO is engaged in commerce:

The Complaint contains sufficient allegations that Respondents are engaging in deceptive commercial speech, including allegations that the Respondents promote and advertise the Challenged Products, that the Challenged Products are offered for sale at not insignificant prices, and that the advertisements refer to specific products and attributes. These allegations, and the content of the exhibits to the Complaint, are more than sufficient for a reasonable fact-finder to infer that the speech proposes a commercial transaction, refers to specific products and is economically or commercially motivated. Respondents point to no facts that would dispute such an inference. Moreover, disputed facts or inferences, to the extent they may exist, will not be resolved on a motion to dismiss.

Feb. 2 Order at 8.

On February 23, the Court denied Respondents’ Feb. 6 Motion. In the Feb. 23 Order, the Court specifically considered and rejected Respondents’ prior restraint, due process and separation of powers arguments. Feb. 23 Order at 3-7. The Court also noted (in language that is apt here): “to the extent that Respondents’ Motion for Reconsideration recharacterizes and/or

²Respondents also claim in the current Motion that the Complaint violates their constitutional rights. This argument has repeatedly been rejected by the Court as well. *See, e.g.*, Feb. 23 Order, discussed below.

attempts to enhance their previous arguments or contentions, those arguments or contentions need not, and will not, be addressed.” Feb. 23 Order at 3.

III. RESPONDENTS’ LATEST MOTION PRESENTS ESSENTIALLY THE SAME ARGUMENTS AS THOSE RAISED IN RESPONDENTS’ PREVIOUS MOTIONS

In the current Motion, Respondents repeat the same arguments they previously made to the Court – namely, that there is no evidence that Daniel Chapter One is a religious corporation of a type over which the FTC has jurisdiction, and that the FTC has placed unconstitutional and unlawful burdens upon Respondents. Both of these arguments have already been raised by Respondents, and considered and rejected by the Court. *See* Feb. 2 and Feb. 23 Orders.

A. Respondents Previously Argued That The FTC Lacks Jurisdiction Over Them And The Court Previously Considered And Rejected This Argument

In Respondents’ Jan. 13 Motion, Respondents’ lead argument was that the FTC has no statutory jurisdiction in this matter. Jan. 13 Motion at 5-11. Respondents argued that DCO is a nonprofit organization with James Feijo as its Overseer. They claimed: “Respondent Daniel Chapter One (‘DCO’) is a nonprofit organization, a religious ministry organized as a church, and recognized as a corporate sole under the laws of Washington State. Respondent James Feijo is Overseer of the DCO corporate sole in accordance with the laws of Washington State.” Jan. 13 Motion at 1.

Respondents argued further that the FTC failed to allege that DCO is organized or operated as a commercial enterprise. They explained: “The FTC Complaint, however, fails to allege that Daniel Chapter One is a corporation organized to carry on business for its own profit or that of its members or that it so operates, as required by Section 4 of the FTC Act. Thus, on the face of the Complaint, the FTC has no jurisdiction of this matter, having failed to state a cause of action.” Jan. 13 Motion at 11.

Respondents repeat the same arguments in the current Motion. They argue that DCO is organized as a nonprofit religious corporation. Motion at 2-3. They argue that DCO operates as a nonprofit religious ministry. Motion at 3-5. And then they argue that DCO is not within the class of nonprofit corporations over which the FTC has jurisdiction. Motion at 5-6.

There is nothing new in these arguments. The Court considered them all and rejected them in its Feb. 2 Order:

Even assuming that DCO is organized as a non-profit, the Complaint sufficiently alleges a basis for subject matter jurisdiction. . . . Interpreting the language of Section 4, courts have consistently held that non-profit corporations are not exempt from the reach of the FTC Act. *California Dental Association v. Federal Trade Commission*, 526 U.S. 756, 119 S.Ct. 1604 (1999); *Federal Trade Commission v. National Commission on Egg Nutrition*, 517 F.2d 485, 489 (7th Cir. 1975), *cert. denied*, 426 U.S. 919, 96 S.Ct. 2623 (1976); *Community Blood Bank*, 405 F.2d at 1017; *Federal Trade Commission v. Ameridebt, Inc.*, 343 F. Supp.2d 451 (2004). Rather, the Commission’s jurisdiction extends to “any legal entity without shares of capital which engages in business for profit within the traditional meaning of that language,” and “the question of the jurisdiction over the corporations or other associations involved should be determined on an ad hoc basis.” *California Dental Association*, 526 U.S. 767, n.6 (quoting *Community Blood Bank*, 405 F.2d at 1018).

Paragraph 1 of the Complaint alleges that Daniel Chapter One is a “corporation.” It is not necessary for the Complaint also to allege that DCO is “operated for its own profit or that of its members,” in order to survive a motion to dismiss. *FTC v. Ameridebt, Inc.*, 343 F. Supp.2d 451, 461 (D. Md. 2004) (denying motion to dismiss and holding FTC need not allege non-profit was organized for its own profit or that of its members).

Feb. 2 Order at 4-5.

Therefore, the Court should reject Respondents’ jurisdictional arguments raised once again here.

(i). **Respondents Have Failed To Meet Their Discovery Burden, And Therefore The Court May Draw Adverse Inferences About Respondents' For-Profit Status**

As the Court indicated in the Feb. 2 Order, disputed facts will not be resolved on a motion to dismiss. Feb. 2 Order at 8. Moreover, the allegations contained in the FTC's Complaint, and the content of the exhibits to the Complaint, are more than sufficient for a reasonable fact-finder to infer that Respondents' speech proposes a commercial transaction, refers to specific products and is economically or commercially motivated. Feb. 2 Order at 8. However, to the extent necessary the Court is permitted by the Part III Rules, Section 3.38, to draw adverse inferences about Respondents' for-profit status based on Respondents' failure to comply with their discovery obligations with respect to this issue.

In the Motion, Respondents include a number of self-serving statements about the allegedly nonprofit nature of DCO and James Feijo's lack of "personal" income. *See, e.g.*, Motion at 4. However, self-serving statements are about all that Respondents have provided regarding their financial condition, operation and non-profit status. Respondents have continued to provide non-responsive, incomplete, and evasive answers to Complaint Counsel's requests for documents and information about Respondents' financial situation, even in their most recent responses after the Court's February 11, 2009 Order to Compel Answers.

For example, with respect to their bank account records, Respondents now assert: "Records not accessible to Respondent at this time, but oral information of what is known was provided at James Feijo's deposition." Respondents' Response to Complaint Counsel's Second Set of Interrogatories, Response No. 10 (attached hereto as Ex. A). Respondents, however, do not provide any reasons why this basic information is not available. Moreover, James Feijo was unable to provide meaningful information on the bank accounts when he was asked about them

at his deposition. For example, when asked how much money was in one of his ministry bank accounts, he answered: “I have no idea right now” and said that he could not even venture a guess. James Feijo Dep. at 76-77.

With respect to the cost of producing and making available the Challenged Products, Respondents now answer: “This is not available information.” Respondents’ Response to Complaint Counsel’s Second Set of Interrogatories, Response No. 13 (Ex.A). Indeed, the sum total of documents relating to Respondents’ financial condition and operation produced by Respondents is fourteen pages – a summary of the gross sales for all of DCO’s products, and some additional incomplete financial records – attached hereto as Ex. B.

In response to Complaint Counsel’s document request for “[a]ll documents relating to the Individual Respondent’s ‘expenses as Overseer’ and the ‘donations’ he receives and has received from Daniel Chapter One ‘to defray his expenses,’” Respondents now answer: “Respondents do not have such documents.” Respondents’ Response to Complaint Counsel’s Second Request for Production for Documentary Materials and Tangible Things, Response No. 7 (attached hereto as Ex. C).

The Court ordered Respondents to provide “[a]ll documents relating to any donations made to the Corporate Respondent or on behalf of the Corporate Respondent, including, but not limited to, donations made to the Individual Respondent.” In response, Respondents now answer: “No such documents exist.” Respondents’ Response to Complaint Counsel’s Second Request for Production for Documentary Materials and Tangible Things, Response No. 10 (Ex. C). Respondents offer no explanation why this is so.

Thus, to the extent that there is any dispute as to this issue, because Respondents have repeatedly failed to comply with Complaint Counsel’s requests for documents and information,

and this Court's Order to compel responses, the Court is entitled to make adverse inferences against Respondents and presume their for-profit status.

Rule 3.38 provides: "If a party. . . fails to comply with any discovery obligation imposed by these rules, upon motion by the aggrieved party, the Administrative Law Judge. . . may take such action in regard thereto as is just, including but not limited to. . . Order that the matter be admitted or that the admission, testimony, documents, or other evidence would have been adverse to the party [or] Rule that for the purposes of the proceeding the matter or matters concerning which the order or subpoena was issued be taken as established adversely to the party. . . ." Similarly, courts permit adverse inferences where a party shows a general disregard for the discovery process, including missed deadlines, failure to respond to multiple requests, and submitting responses completely devoid of substantive answers. *See Reilly v. Natwest Mkts. Group Inc.*, 181 F.3d 253 (2d Cir. 1999) (allowing an adverse inference jury instruction where defendant had acted with gross negligence in both searching for the documents and producing the documents in a timely manner, and that the documents were essential to plaintiff's case); *Cine Forty-Second St. Theatre Corp. v. Allied Artists Picture Corp.*, 602 F.2d 1062 (2d Cir. 1979) (permitting an adverse inference on damages where plaintiff failed to meet deadlines for interrogatories, filed deficient answers to discovery requests, and did not retain an expert in a reasonable amount of time); *Residential Funding Corp. v. DeGeorge Fin. Corp.*, 306 F.3d 99, 101 (2d Cir. 2002) ("[A] judge's finding that a party acted with gross negligence or bad faith . . . is ordinarily sufficient to support a finding that the missing . . . evidence would have been harmful to that party, even if the . . . unavailability of the evidence was not caused by acts constituting bad faith or gross negligence."). Failing to respond to discovery requests becomes even more abusive when the missing evidence is essential to the requesting party's case. *See*

Smoothline Ltd. v. N. Am. Foreign Trading Corp., 2003 U.S. Dist. LEXIS 3085, at *5 (S.D.N.Y. March 6, 2003) (adverse inference made in an action to pierce the corporate veil where defendant did not initially produce account books of the corporation, and such failure to produce had an “effect on [the plaintiff’s] ability to illuminate the relationship between [the defendants]” (internal citation omitted)).

Here, Respondents have placed their financial condition squarely at issue by claiming non-profit status. Respondents, however, have refused to provide any meaningful information regarding their financial condition. In such a situation, an adverse inference that the information sought in discovery would have defeated Respondents’ non-profit argument is warranted.

B. **Respondents Previously Argued That The FTC Has Violated Respondents’ Constitutional Rights And The Court Previously Considered And Rejected This Argument**

In their Jan. 13 Motion, Respondents argued that “DCO is a church, a nonprofit entity engaged in protected First Amendment religious and speech activities concerning health care matters of great public importance, matters that are completely outside the jurisdiction of the FTC.” Jan. 13 Motion at 11. Respondents fleshed out this argument in their brief, urging the Court to recognize that: (1) the Complaint is based on the erroneous assumption that Respondents’ speech is totally unprotected by the First Amendment, Jan. 13 Motion at 11-13; (2) the Complaint rests upon the erroneous assumption that Respondents’ speech deserves only the First Amendment protection afforded commercial speech, whereas Respondents’ speech deserves the highest protection afforded political speech, Jan. 13 Motion at 13-15; (3) the Complaint rests upon a constitutionally impermissible legal theory of viewpoint discrimination, Jan. 13 Motion at 15-17; (4) the Complaint would impose an unconstitutional orthodoxy of opinion and belief upon Respondents, Jan. 13 Motion at 17-21; (5) as an integral part of a

prolonged administrative process, Complaint Counsel's motion to compel operates as an unconstitutional prior restraint, Jan. 13 Motion at 21-24; and (6) the FTC action lacks the necessary impartiality, and appearance of impartiality, required by the constitutional principles of due process of law and separation of powers, Jan. 13 Motion at 24-27.

Respondents repeated several of these arguments in their Feb. 6 Motion. In the Feb. 6 Motion, they argued that this proceeding, including the injunctive relief sought, operates as an unconstitutional prior restraint in violation of the First Amendment. Feb. 6 Motion at 2-4. They argued that Respondents' due process and First Amendment rights are being violated by this administrative proceeding. Feb. 6 Motion at 4-7. And they argued that Respondents' rights are being denied by the FTC's failure to adhere to the constitutional doctrine of separation of powers. Feb. 6 Motion at 7-9.

Once again Respondents repeat these same arguments in the current Motion. They argue that the FTC has unconstitutionally burdened Respondents' speech. Motion at 6-7. They argue that the FTC has placed an unconstitutional burden on Respondents' religious and political speech. Motion at 7-9. They argue that the FTC has unconstitutionally burdened Respondents' freedom of religion. Motion at 9-12. Finally, they argue that the FTC seeks to substantially burden Respondents' exercise of religion in violation of 42 U.S.C. Section 2000bb-1. Motion at 12-14.³

The Court considered and rejected these arguments in its Feb. 2 Order and again in its Feb. 23 Order, in which it attempted – once and for all – to put them to rest:

³42 U.S.C. Section 2000bb-1 generally protects free exercise of religion. As explained more fully in Complaint Counsel's Opposition to Respondents' Second Motion for Leave to Amend, the FTC does not seek to stop Respondents from the exercise of their religion, but from making unsubstantiated and deceptive claims in connection with the sale of products.

The Complaint contains sufficient allegations that Respondents are engaging in deceptive commercial speech, including allegations that the Respondents promote and advertise the Challenged Products, that the Challenged Products are offered for sale at not insignificant prices, and that the advertisements refer to specific products and attributes. These allegations, and the content of the exhibits to the Complaint, are more than sufficient for a reasonable fact-finder to infer that the speech proposes a commercial transaction, refers to specific products and is economically or commercially motivated. Respondents point to no facts that would dispute such an inference. Moreover, disputed facts or inferences, to the extent they may exist, will not be resolved on a motion to dismiss. *See In Re R.J. Reynolds*, 1988 WL 490114 (1988) (reversing grant of motion to dismiss, and holding that whether communications constituted commercial speech was a question of fact that could not be resolved on a motion to dismiss).

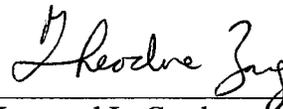
Feb. 23 Order at 8.

Therefore, the Court should reject Respondents' previously considered constitutional arguments here.

IV. CONCLUSION

For the reasons set forth above, Complaint Counsel respectfully requests that the Administrative Law Judge deny Respondents' Motion to Dismiss.

Respectfully submitted,



Leonard L. Gordon (212) 607-2801
Theodore Zang, Jr. (212) 607-2816
Carole A. Paynter (212) 607-2813
David W. Dulabon (212) 607-2814

Federal Trade Commission
Alexander Hamilton U.S. Custom House
One Bowling Green, Suite 318
New York, NY 10004

Dated: March 5, 2009

EXHIBIT A

1
2
3
4 **IN THE UNITED STATES OF AMERICA**
5 **BEFORE THE FEDERAL TRADE COMMISSION**
6 **OFFICE OF ADMINISTRATIVE LAW JUDGES**

7 **In the Matter of**) **Docket No.: 9329**
8 **DANIEL CHAPTER ONE,**)
9 **a corporation, and**)
10 **JAMES FEIJO,**) **PUBLIC DOCUMENT**
11 **individually, and as an officer of**)
12 **Daniel Chapter One**)
13 _____)

14 **RESPONDENTS' RESPONSE TO COMPLAINT COUNSEL'S**
15 **SECOND SET OF INTERROGATORIES**

16 As ordered by the Administrative Law Judge's Order of February 11, 2009, Respondents,
17 through their counsel, respond to Complaint Counsel's Second Set of Interrogatories. Each
18 interrogatory is repeated below, followed by the response.

19
20 1. Describe the nature of the employment relationship between the Corporate Respondent
21 and Dr. Bill Maclean and describe in detail any and all positions, titles, duties, or responsibilities
22 Dr. Bill Maclean has held with the Corporate Respondent or tasks he has performed on behalf of
23 the Corporate Respondent, and set forth any wages, income or other consideration he has
24 received from the Corporate Respondent since January 1, 2003.

25
26 **RESPONSE:** Previously answered; Dr. Bill Maclean was a consultant for the
27 manufacture of 7 Herb Formula. He receives no wages from Corporate Respondent.
28

1 2. Describe in detail Dr. Bill Maclean's educational and employment background,
2 including, but not limited to, his education, experience, research, and training related to cancer
3 and/or medicine and his academic degrees and/or course work from accredited institutions or
4 programs.
5

6 **RESPONSE:** Respondent does not have this information.

7 3. Identify specifically the titles, dates, and locations (where applicable) of all articles,
8 books, papers, theses, treatises, or other works that Dr. Bill Maclean has authored, co-authored,
9 edited, researched, or published relating to the Challenged Products, cancer, the prevention of
10 cancer, or the treatment of cancer; all lectures or speeches he has given relating to the
11 Challenged Products, cancer, the prevention of cancer, or the treatment of cancer; and all broadcast
12 appearances he has made relating to the Challenged Products, cancer, the prevention of cancer, or the
13 treatment of cancer.
14

15 **RESPONSE:** None known.
16

17 4. Identify all income, payments, or other consideration Respondents have paid, donated,
18 provided, or given to Universal Nutrition for producing BioShark, GDU, and BioMixx or for any
19 other activities or work relating to the Challenged Products.
20

21 **RESPONSE:** Respondents do not have this information. They believe it was obtained by the
22 FTC in the deposition of Claudia Kinney

23 5. Identify the supplier and/or producer of each of the ingredients found in the Challenged
24 Products.
25

26 **RESPONSE:** Not known, not readily obtainable.

27 6. Describe all studies (analytical or others), if any, that the Respondents have relied upon
28 or have performed, have caused others to perform, or have retained others to perform on their

1 behalf on the ingredients contained in the Challenged Products or on the Challenged Products
2 themselves.

3 **RESPONSE:** Refer to materials previously provided and the deposition of Patricia Feijo.

4
5 7. Identify all human, animal, and other such studies performed or conducted on or relating
6 to the Challenged Products.

7 **RESPONSE:** There are none known to Respondents other than those referred to in the response
8 to Interrogatory No. 6, above.

9
10
11 8. Describe Individual Respondent's "expenses as Overseer" and the "donations" he
12 receives from Daniel Chapter One "to defray his expenses," as stated by Respondents in
13 response to Interrogatory Number 3 in Complaint Counsel's First Set of Interrogatories.

14 **RESPONSE:** Refer to deposition of Respondent James Feijo: He, as Overseer, gets basic
15 livelihood support from the ministry; house to live in, car to drive in, food to eat and clothes to
16 wear. Respondent James Feijo lives responsibly and frugally, and does not squander ministry
17 monies. Since he suffered multiple sclerosis (10 yrs ago), his weight escalated and his physical
18 condition makes a comfortable and dependable car necessary. For the record, Respondent James
19 Feijo has not been to an eye doctor in about 15 years, and buys the cheapest glasses he can get.
20 He gets his clothes at WalMart and hates to spend more than \$5.00 for a shirt. James and Patricia
21 Feijo do not have a housecleaner or cook, nor do they have health insurance, life insurance, IRA
22 accounts, savings account, retirement fund, etc., etc. – never had college funds for the 2 children.
23 They live simply by faith, and have lived for 25 years in accordance to God's command not to
24 owe anybody.
25
26
27
28

1 9. Identify the Corporate Respondent's bank account or accounts, all financial institutions
2 with which it does business, and any trust or trusts held in its name, including, but not limited to,
3 the trusts listed by Respondents in response to Interrogatory Numbers 3 and 9 in Complaint
4 Counsel's First Set of Interrogatories.
5

6 **RESPONSE:** Information already provided.
7

8 10. For each bank account or trust identified in response to Interrogatory Number 9 above,
9 identify the date in which the account was opened or the trust was created, the financial
10 institution where the bank account or trust is located, and the current balance of the bank account
11 or trust.
12

13 **RESPONSE:** Records not accessible to Respondent at this time, but oral information of what is
14 known was provided at James Feijo's deposition.
15

16
17 11. Describe the meaning, source, and amount of the "donated funding" provided to the
18 individuals identified by Respondents in their response to Interrogatory Number 12 in Complaint
19 Counsel's First Set of Interrogatories.
20

21 **RESPONSE:** Over the past 20 years, the individuals referred to in Respondents' response to
22 Interrogatory No. 12 in Complaint Counsel's First Set of Interrogatories received support for their
23 living expenses for assistance they provided to the ministry. The source of the funding was from
24 donations received by the ministry. The amounts of financial support given to the individuals varied
25 by individual and the amount of service they provided to the ministry. Respondent James Feijo does
26 not recall the exact amounts provided to the individuals, and neither respondent maintains records of
27 those expenditures.
28

1
2 12. Disclose the total amount "expended [by Respondent Daniel Chapter One] in accordance
3 with its purposes and to support charitable and educational activities," as described by
4 Respondents in their response to Interrogatory Number 26 in Complaint Counsel's First Set of
5 Interrogatories.
6

7 **RESPONSE:** Respondents have provided all records in their possession in an effort to respond
8 to this question and have no additional information to provide.
9

10
11 13. For each of the Challenged Products from 2003 to the present, describe the "cost of
12 producing and making available that product," as described by Respondents in their response to
13 Interrogatory Number 19 in Complaint Counsel's First Set of Interrogatories.
14

15 **RESPONSE:** This is not available information. Respondents have no records, and the total cost
16 includes everything from product manufacture to overhead, including ministry overhead, which
17 includes radio network operational costs.
18

19 14. Specify the basis for the statement that, with regard to Respondents' sale of its products
20 from 2003 to the present, "[Receipts of Daniel Chapter One are considered donations to a
21 religious organization," and set forth any statements from any local, state, or federal taxing
22 authority with regard to this statement and DCO's products.
23

24 **RESPONSE:** Respondent Daniel Chapter One is a Corporation Sole, and Respondent James
25 Feijo is its Overseer. Evidence of this has been previously submitted. It has been the unqualified
26 intention and practice of Respondents to treat all funds received as donations to support the work
27 of the ministry.
28

1
2 15. Describe how the Individual Respondent and Patricia Feijo "researched the structure and
3 function of each ingredient," as described by Respondents in response to Interrogatory Number
4 20 in Complaint Counsel's First Set of Interrogatories.
5

6 **RESPONSE:** Over the past two decades James and Patricia Feijo did much research and reading
7 into the structure and function of the body and the way they are affected by nutrients and herbs,
8 which provided the basis for the information they provide. The FTC request for all documents
9 they had in their possession at the time information was written, was responded to as completely
10 as possible but not necessarily with all Respondents possess because of the vast amount of
11 material, most of it widely known, that they relied on. Respondents believe that most of their
12 information is generally known and accepted as true among herbalists and others in naturopathy
13 and homeopathy. The products are made in licensed labs, and manufactured to comply with
14 FDA rules.
15

16
17 16. Specifically describe the situation, as identified by Respondents in response to
18 Interrogatory Number 32 in Complaint Counsel's First Set of Interrogatories, where a "doctor told [a
19 consumer] not to take [Respondents' product]," including the name of the doctor(s), the name of the
20 consumer(s), the place(s) the alleged statement(s) was made, and the date of the alleged statement(s).
21

22 **RESPONSE:** The few times in the past 22 years recalled where a doctor told a consumer not to
23 take a DCO product was because of fear and ignorance about the product. No specifics are
24 recalled or known at this time.

25 Dated this 23rd day of February, 2009.
26

27 _____
28 James Feijo
Individual Respondent, and
Overseer of Corporate Respondent

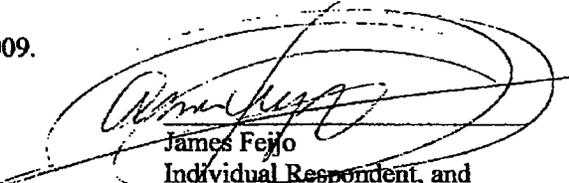
15. Describe how the Individual Respondent and Patricia Feijo "researched the structure and function of each ingredient," as described by Respondents in response to Interrogatory Number 20 in Complaint Counsel's First Set of Interrogatories.

RESPONSE: Over the past two decades James and Patricia Feijo did much research and reading into the structure and function of the body and the way they are affected of nutrients and herbs, which provided the basis for the information they provide. The FTC request for all documents they had in their possession at the time information was written, was responded to as completely as possible but not necessarily with all Respondents possess because of the vast amount of material, most of it widely known, that they relied on. Respondents believe that most of their information is generally known and accepted as true among herbalists and others in naturopathy and homeopathy. The products are made in licensed labs, and manufactured to comply with FDA rules.

16. Specifically describe the situation, as identified by Respondents in response to Interrogatory Number 32 in Complaint Counsel's First Set of Interrogatories, where a "doctor told [a consumer] not to take [Respondents' product]," including the name of the doctor(s), the name of the consumer(s), the place(s) the alleged statement(s) was made, and the date of the alleged statement(s).

RESPONSE: The few times in the past 22 years recalled where a doctor told a consumer not to take a DCO product was because of fear and ignorance about the product. No specifics are recalled or known at this time.

Dated this 23rd day of February, 2009.


James Feijo
Individual Respondent, and
Overseer of Corporate Respondent

1
2 **IN THE UNITED STATES OF AMERICA**
3 **BEFORE THE FEDERAL TRADE COMMISSION**
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6 **DANIEL CHAPTER ONE,**)
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8 **JAMES FEIJO,**)
9 **individually, and as an officer of**)
10 **Daniel Chapter One**)

11
12 **CERTIFICATE OF SERVICE**

13
14 I certify that on February 23, 2009, I served or caused to be served the following
15 documents on the individuals listed below by electronic mail, followed by Federal Express
16 delivery:

17 Respondents' Response to Complaint Counsel's Second Set of Interrogatories
18 Respondents' Response to Complaint Counsel's Second Request for Production of Documentary
19 Materials and Tangible Things

20 Service to:

21 Leonard L. Gordon, Esq. (lgordon@ftc.gov)
22 Theodore Zang, Jr., Esq. (tzang@ftc.gov)
23 Carole A. Paynter, Esq. (cpaynter@ftc.gov)
24 David W. Dulabon, Esq. (ddulabon@ftc.gov)
25 Federal Trade Commission – Northeast Region
26 One Bowling Green, Suite 318
27 New York, NY 10004

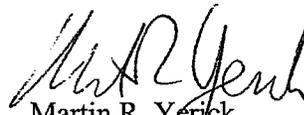
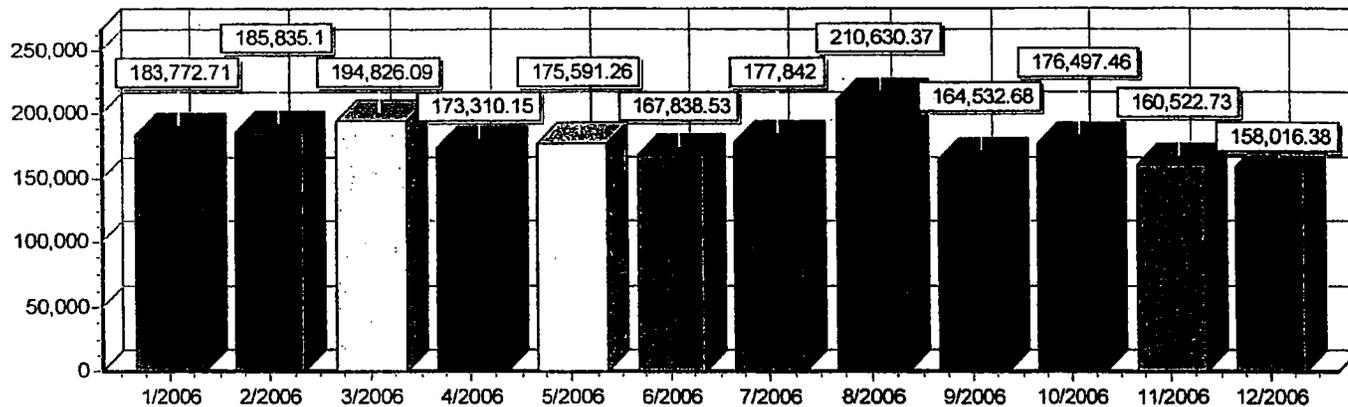
28

Martin R. Yerick
Swankin & Turner
1400 16th Street, NW, Suite 101
Washington, DC 20036

EXHIBIT B

Daniel Chapter One
Monthly Gross Sales

1/10/2009



Page 1 of 1

Month	Sales
1/2006	183,772.71
2/2006	185,835.10
3/2006	194,826.09
4/2006	173,310.15
5/2006	175,591.26
6/2006	167,838.53
7/2006	177,842.00
8/2006	210,630.37
9/2006	164,532.68
10/2006	176,497.46
11/2006	160,522.73
12/2006	158,016.38
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	2,129,215.46

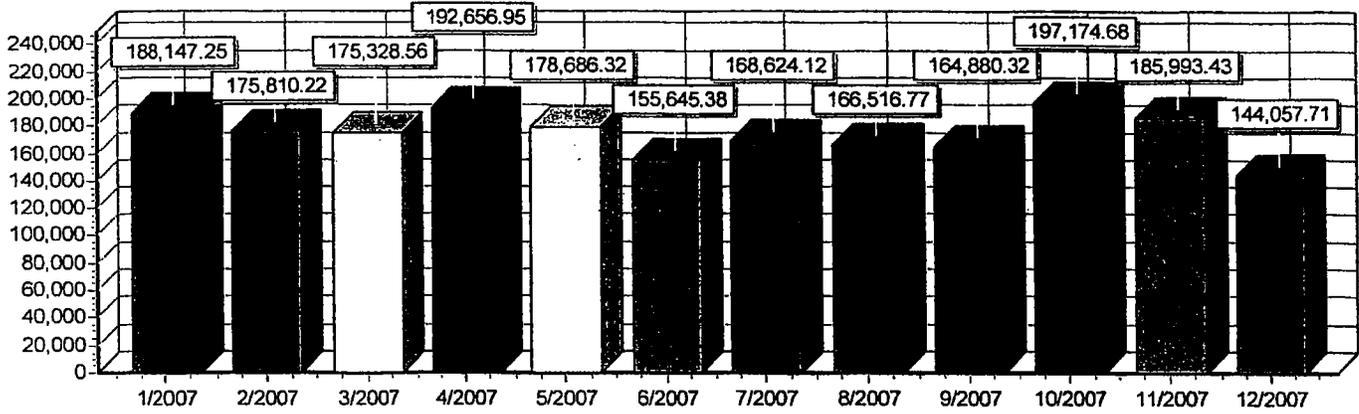
Please note that prices on this report are line item prices and do not reflect transaction level discounts.

DCO 0309



Daniel Chapter One
 Monthly Gross Sales

1/10/2009



Page 1 of 1

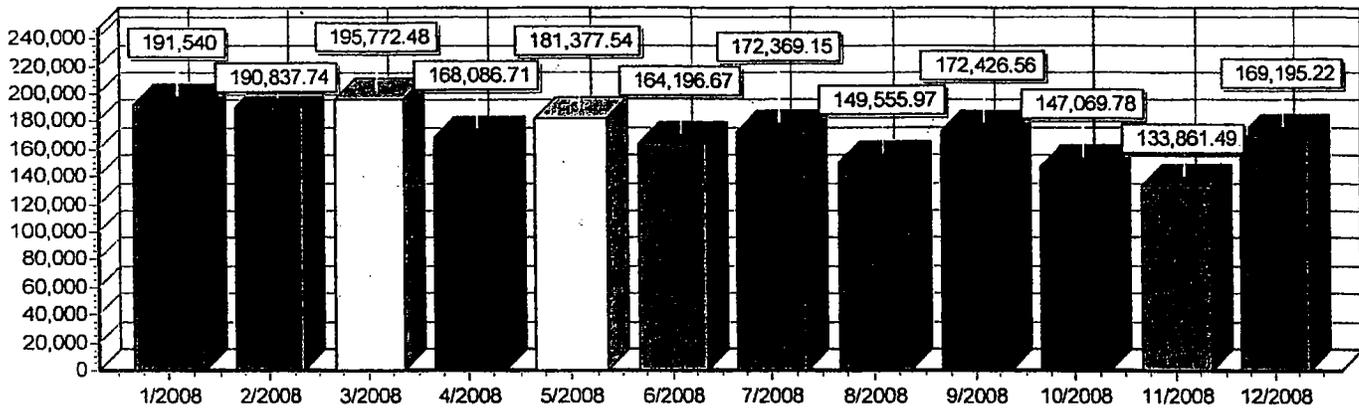
Month	Sales
1/2007	188,147.25
2/2007	175,810.22
3/2007	175,328.56
4/2007	192,656.95
5/2007	178,686.32
6/2007	155,645.38
7/2007	168,624.12
8/2007	166,516.77
9/2007	164,880.32
10/2007	197,174.68
11/2007	185,993.43
12/2007	144,057.71
<hr/>	
	2,093,521.71

Please note that prices on this report are line item prices and do not reflect transaction level discounts.

DCO 0310

Daniel Chapter One
 Monthly Gross Sales

1/10/2009



Page 1 of 1

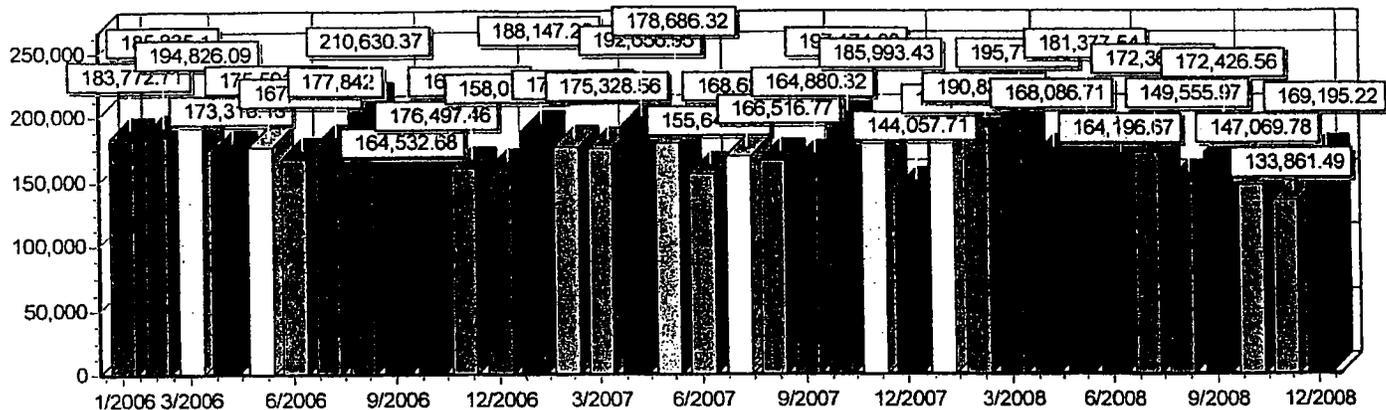
Month	Sales
1/2008	191,540.00
2/2008	190,837.74
3/2008	195,772.48
4/2008	168,086.71
5/2008	181,377.54
6/2008	164,196.67
7/2008	172,369.15
8/2008	149,555.97
9/2008	172,426.56
10/2008	147,069.78
11/2008	133,861.49
12/2008	169,195.22
	<hr/>
	2,036,289.31

Please note that prices on this report are line item prices and do not reflect transaction level discounts.

DCO 0311

Daniel Chapter One
Monthly Gross Sales

1/10/2009



Page 1 of 1

Month	Sales
1/2006	183,772.71
2/2006	185,835.10
3/2006	194,826.09
4/2006	173,310.15
5/2006	175,591.26
6/2006	167,838.53
7/2006	177,842.00
8/2006	210,630.37
9/2006	164,532.68
10/2006	176,497.46
11/2006	160,522.73
12/2006	158,016.38
1/2007	188,147.25
2/2007	175,810.22
3/2007	175,328.56
4/2007	192,656.95
5/2007	178,686.32
6/2007	155,645.38
7/2007	168,624.12
8/2007	166,516.77
9/2007	164,880.32
10/2007	197,174.68
11/2007	185,993.43
12/2007	144,057.71
1/2008	191,540.00
2/2008	190,837.74
3/2008	195,772.48
4/2008	168,086.71
5/2008	181,377.54
6/2008	164,196.67
7/2008	172,369.15
8/2008	149,555.97
9/2008	172,426.56
10/2008	147,069.78
11/2008	133,861.49
12/2008	169,195.22
	<u>6,259,026.48</u>

Please note that prices on this report are line item prices and do not reflect transaction level discounts.

DCO 0312

From: Jay Harrison <gm@accentradio.com>
Date: Mon, Dec 15, 2008 at 7:38 PM
To: Tricia Feijo <tricia@danielchapterone.com>
Cc: Jim Turner <jim@swankin-turner.com>, Betsy Lehrfeld <betsy@swankin-turner.com>, Jim Feijo <feijomail123@gmail.com>

Hi all,

I talked to Tricia today, and she wanted to get aggregate totals from this account to see how much monies ran through it during the last 5 years.

Let me also say that this PayPal account was originally setup more to make purchases (for example, used equipment from eBay) than to receive revenue. We just used the revenue received to offset future purchases.

Here's the data that I pulled out to get a better handle on the account. As you can see, it was used for more purchases than revenue that came through it in five years.

Revenue

eBay Payments Received = \$261.00
eChecks Received = \$50.00
Merchant Referral Bonuses = \$1.00
Payments Received = \$1,295.66
Refunds/Reversals from purchases = \$143.49
Web Accept Payments Received (CD Orders) = \$1,923.55
Total = \$3,674.70

Expenditures:

Donations Sent = -\$4.54
eBay Payments Sent = -\$5,850.60
Express Checkout Payments Sent = -\$1,403.91
Musician's Friend, Inc. Order = -\$399.96
Payments Sent = -\$964.70
Preapproved Payments Sent = -\$474.52
Refunds from revenue = -\$286.75
Subscription Payments Sent = \$1,242.00
Web Accept Payments Sent = -\$1,863.88
Total = -\$12,490.86

TOTAL DIFFERENCE = -\$8,816.16

Date	Name	Type	Gross	Fee	Net	Item Title
12/12/08	Vivian LO	eBay Payment Sent	-\$19.98		\$0.00	-\$19.98 FBI Connector Barrel Double Female For RG6 COAX CABLE
12/05/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
12/02/08	EGIHosting.com	Subscription Payment Sent	-\$21.00		\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
11/05/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 32k on server (energy15.egihosting.com:6524) at \$21 per month.
11/02/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
10/06/08	EGIHosting.com	Subscription Payment Sent	-\$21.00		\$0.00	-\$21.00 60 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
10/03/08	EGIHosting.com	Subscription Payment Sent	-\$21.00		\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
09/27/08	RJD HOLDINGS LLC	Web Accept Payment Received	\$5.95		-\$0.47	\$5.48 1hr Talkshow
09/24/08	Joshua Crosby	Payment Sent	-\$25.00		\$0.00	-\$25.00 [Web work, KNAK help]
09/20/08	DigiAir Incorporation	eBay Payment Sent	-\$34.99		\$0.00	-\$34.99 [Video Converter, VGA-to-TV]
09/20/08	Suntek Solutions Inc.	eBay Payment Sent	-\$5.50		\$0.00	-\$5.50 VGA Jack to S-Video 3 RCA Composite AV TV Cable Adapter
09/17/08	Computers Services	eBay Payment Sent	-\$54.05		\$0.00	-\$54.05 [HP PC replacement Pen]
09/16/08	jeremy turner	Payment Sent	-\$15.00		\$0.00	-\$15.00 [Graphics work, web banner]
09/14/08	American Hunter Inc	eBay Payment Sent	-\$203.44		\$0.00	-\$203.44 1250 Watt Digital Video Continuous Lighting Kit SoftBox [for Save, remotes]
09/11/08	paul warren	Payment Received	\$504.00		-\$14.92	\$489.08 [KNAK Advertising, \$500 for the Radio Beach guy ad]
09/06/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
09/06/08	Credit Card	Charge From Credit Card	\$10.00		\$0.00	\$10.00
09/03/08	jeremy turner	Payment Sent	-\$150.00		\$0.00	-\$150.00 [Graphics work]
09/03/08	Credit Card	Charge From Credit Card	-\$150.00		\$0.00	-\$150.00 [DVB Satellite receiver?]
09/03/08	EGIHosting.com	Subscription Payment Sent	-\$21.00		\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
09/03/08	Credit Card	Charge From Credit Card	\$15.52		\$0.00	\$15.52
09/02/08	John Kimes	Web Accept Payment Received	\$5.95		-\$0.47	\$5.48 1hr Talkshow
08/22/08	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$92.64		\$0.00	-\$92.64 [domain name purchase]
08/22/08	Bank Account	Add Funds from a Bank Account	\$82.31		\$0.00	\$82.31
08/13/08	Robert Vanderford	Web Accept Payment Received	\$10.95		-\$0.62	\$10.33 2hr Talkshow
08/12/08	Steve Ensing	eBay Payment Sent	-\$34.64		\$0.00	-\$34.64 Engineering Ty-Reps (Thomas & Betts) Qty-2000
08/12/08	Credit Card	Charge From Credit Card	\$34.64		\$0.00	\$34.64
08/07/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
08/07/08	Credit Card	Charge From Credit Card	\$10.00		\$0.00	\$10.00
08/06/08	Dragonmarts Company Limited	eBay Payment Sent	-\$9.99		\$0.00	-\$9.99 Desoldering Pump Solder Sucker Removal Tool
08/06/08	Credit Card	Charge From Credit Card	\$9.99		\$0.00	\$9.99
08/05/08	Buy.com	Express Checkout Payment Sent	-\$924.95		\$0.00	-\$924.95 [Computer replacement]
08/05/08	Bank Account	Add Funds from a Bank Account	\$924.95		\$0.00	\$924.95 [KNAK Account transfer, for computer replacement]
08/04/08	EGIHosting.com	Subscription Payment Sent	-\$21.00		\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
08/04/08	Credit Card	Charge From Credit Card	\$21.00		\$0.00	\$21.00
07/30/08	Musician's Friend, Inc.	Express Checkout Payment Sent	-\$399.96		\$0.00	-\$399.96 [Portable remote rack, distribution amps, podcasting kit]
07/30/08	Credit Card	Charge From Credit Card	\$380.89		\$0.00	\$380.89
07/30/08	PayPal	Pending Balance Payment	\$19.07		\$0.00	\$19.07
07/30/08	PayPal	Pending Balance Payment	-\$19.07		\$0.00	-\$19.07 [Portable remote rack, distribution amps, podcasting kit]
07/30/08	Musician's Friend, Inc.	Order	-\$399.96	
07/21/08	Francis Parker	Web Accept Payment Received	\$19.95		-\$0.88	\$19.07 4hr Talkshow
07/13/08	SMT CORP	Charge From Credit Card	-\$208.94		\$0.00	-\$208.94 Comrex DXP.1 Digital Audio Codec G.722
07/13/08	Credit Card	Charge From Credit Card	\$208.94		\$0.00	\$208.94
07/08/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
07/08/08	Credit Card	Charge From Credit Card	\$10.00		\$0.00	\$10.00
07/05/08	EGIHosting.com	Subscription Payment Sent	-\$21.00		\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
07/05/08	Credit Card	Charge From Credit Card	\$21.00		\$0.00	\$21.00
06/29/08	Global Garage Sale, Inc.	eBay Payment Sent	-\$84.00		\$0.00	-\$84.00 Behringer Ultralink Pro MX882 8-Channel Splitter/Mixer
06/29/08	Credit Card	Charge From Credit Card	\$84.00		\$0.00	\$84.00
06/22/08	Ted Tucker	eBay Payment Sent	-\$366.06		\$0.00	-\$366.06 Radyne Comstream Digital Audio Receiver ABR202
06/22/08	Credit Card	Charge From Credit Card	\$366.06		\$0.00	\$366.06
06/08/08	EGIHosting.com	Subscription Payment Sent	-\$10.00		\$0.00	-\$10.00 20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.

06/08/08	Credit Card	Charge From Credit Card	\$10.00	\$0.00	\$10.00	
06/05/08	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
06/05/08	Credit Card	Charge From Credit Card	\$21.00	\$0.00	\$21.00	
06/04/08	Digital River GmbH	Express Checkout Payment Sent	-\$49.00	\$0.00	-\$49.00	DR *WWW.ELEMENTS.INFO Order no. 210100365
06/04/08	Credit Card	Charge From Credit Card	\$49.00	\$0.00	\$49.00	
06/02/08	Adrian Davidson	eBay Payment Sent	-\$13.00	\$0.00	-\$13.00	Paint Shop Pro 7 CD
06/02/08	Credit Card	Charge From Credit Card	\$2.04	\$0.00	\$2.04	
05/28/08	Larry Fox	Update to eCheck Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
05/23/08	Larry Fox	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
05/23/08	Virginia Wetzel	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	In Hell (2003, VHS)
05/18/08	NATHANIEL WEBB	eBay Payment Sent	-\$5.03	\$0.00	-\$5.03	
05/18/08	Credit Card	Charge From Credit Card	\$5.03	\$0.00	\$5.03	
05/09/08	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00	20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
05/09/08	Credit Card	Charge From Credit Card	\$10.00	\$0.00	\$10.00	
05/06/08	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
05/06/08	Credit Card	Charge From Credit Card	\$21.00	\$0.00	\$21.00	
05/05/08	SMT CORP	eBay Payment Sent	-\$120.20	\$0.00	-\$120.20	Comrex DXR.1 G.722 Digital Audio Codec
05/05/08	Credit Card	Charge From Credit Card	\$120.20	\$0.00	\$120.20	
05/03/08	Elizabeth Canant	eBay Payment Sent	-\$220.00	\$0.00	-\$220.00	COMREX DXR-1 Audio Codec
05/03/08	Credit Card	Charge From Credit Card	\$160.07	\$0.00	\$160.07	
04/09/08	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00	20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
04/06/08	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
03/23/08	jeremy turner	Payment Sent	-\$15.00	\$0.00	-\$15.00	
03/11/08	ClarkWorld Inc., dba: acc4less.c	eBay Payment Sent	-\$32.85	\$0.00	-\$32.85	20 SONY 80 Minute GOLD Mini Disc MD Hi-MD HMD Discs NU
03/10/08	RaganPro Auctions	Reversal	-\$15.94	\$0.00	-\$15.94	Lot of 20 - inline Coupler RJ45 - Ethernet Cat5 Cat 5
03/10/08	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00	20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
03/07/08	R3M3 Internet Services	Web Accept Payment Sent	-\$51.49	\$0.00	-\$51.49	ScriptLance Account Deposit JeremyTurner
03/07/08	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
03/06/08	DatedGroup	eBay Payment Sent	-\$22.96	\$0.00	-\$22.96	NEW Phone Battery VTECH V-TECH 27910 00102 FREE SHIP
03/06/08	wei tian	eBay Payment Sent	-\$6.31	\$0.00	-\$6.31	100 RJ45 Connector Modular Plugs Plug Cat5 Gold RJ 45
03/05/08	RaganPro Auctions	Reversal	\$15.49	\$0.00	\$15.49	
03/05/08	RaganPro Auctions	eBay Payment Sent	-\$15.49	\$0.00	-\$15.49	Lot of 20 - inline Coupler RJ45 - Ethernet Cat5 Cat 5
03/05/08	Cody Thompson	Update to eCheck Received	\$266.00	-\$5.00	\$261.00	
03/02/08	Cody Thompson	eBay Payment Received	\$266.00	-\$5.00	\$261.00	New 15 inch Aluminum Powerbook G4 Original Apple LCD
02/25/08	Sure Security Consulting	Update to eCheck Received	\$5.95	-\$0.47	\$5.48	Donazione a IW1QLH
02/20/08	Claudio Cordeglia	Donation Sent	-\$3.00	\$0.00	-\$3.00	
02/20/08	From U.S. Dollar	Currency Conversion	\$3.00	\$0.00	\$3.00	
02/20/08	To Euro	Currency Conversion	-\$4.54	\$0.00	-\$4.54	
02/20/08	Credit Card	Charge From Credit Card	\$4.54	\$0.00	\$4.54	
02/19/08	Sure Security Consulting	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
02/10/08	theMatrixEndsHere.com	eBay Payment Sent	-\$2.25	\$0.00	-\$2.25	ENDGAME (DVD, 2007) - Blueprint for Global Enslavement
02/10/08	Credit Card	Charge From Credit Card	\$2.25	\$0.00	\$2.25	
02/10/08	Elizabeth Canant	eBay Payment Sent	-\$215.00	\$0.00	-\$215.00	Comrex DXP.1 G.722 Mini Audio Codec
02/10/08	Credit Card	Charge From Credit Card	\$215.00	\$0.00	\$215.00	
02/09/08	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00	20 listener slots at 32k on server (energy10.egihosting.com) at \$10 per month.
02/09/08	Credit Card	Charge From Credit Card	\$10.00	\$0.00	\$10.00	
02/07/08	From Euro	Currency Conversion	-\$59.24	\$0.00	-\$59.24	
02/07/08	To U.S. Dollar	Currency Conversion	\$59.24	\$0.00	\$59.24	
02/07/08	YOOtheme	Refund	-\$39.00	\$0.00	-\$39.00	YOOtheme Silver Membership - 3 Month
02/06/08	YOOtheme	Web Accept Payment Sent	-\$39.00	\$0.00	-\$39.00	
02/06/08	From U.S. Dollar	Currency Conversion	\$39.00	\$0.00	\$39.00	
02/06/08	To Euro	Currency Conversion	-\$59.24	\$0.00	-\$59.24	

02/06/08	Credit Card	Charge From Credit Card	\$59.24	\$59.24	\$0.00	\$59.24	
02/06/08	YOTheme	Web Accept Payment Sent	-\$39.00	-\$39.00	\$0.00	-\$39.00	YOTheme Silver Membership - 3 Month
02/06/08	From U.S. Dollar	Currency Conversion	\$39.00	\$39.00	\$0.00	\$39.00	
02/06/08	To Euro	Currency Conversion	-\$59.24	-\$59.24	\$0.00	-\$59.24	
02/06/08	Bank Account	Add Funds from a Bank Account	\$59.24	\$59.24	\$0.00	\$59.24	60 listener slots at 24k on server (energy15.eghosting.com:6524) at \$21 per month.
02/06/08	EGiHosting.com	Subscription Payment Sent	-\$21.00	-\$21.00	\$0.00	-\$21.00	
02/06/08	Credit Card	Charge From Credit Card	\$21.00	\$21.00	\$0.00	\$21.00	ScriptLance Account Deposit jeremyturner
01/31/08	R3N3 Internet Services	Web Accept Payment Sent	-\$102.99	-\$102.99	\$0.00	-\$102.99	
01/21/08	Rocky Mountain Oilis LLC	Web Accept Payment Sent	-\$200.00	-\$200.00	\$0.00	-\$200.00	RMO vm-mods (custom mods)
01/21/08	Bank Account	Add Funds from a Bank Account	\$189.67	\$189.67	\$0.00	\$189.67	\$10.33 2hr Talkshow
01/19/08	Linda Pearson	Web Accept Payment Received	\$10.95	\$10.95	-\$0.62	\$10.33	2hr Talkshow
01/11/08	An Integral Vision P/L trading a:	Web Accept Payment Sent	-\$79.00	-\$79.00	\$0.00	-\$79.00	SM2 Email Marketing (Order 672)
01/11/08	Credit Card	Charge From Credit Card	\$79.00	\$79.00	\$0.00	\$79.00	
01/10/08	EGiHosting.com	Subscription Payment Sent	-\$10.00	-\$10.00	\$0.00	-\$10.00	20 listener slots at 32k on server (energy10.eghosting.com) at \$10 per month.
01/10/08	Credit Card	Charge From Credit Card	\$10.00	\$10.00	\$0.00	\$10.00	
01/07/08	EGiHosting.com	Subscription Payment Sent	-\$21.00	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.eghosting.com:6524) at \$21 per month.
01/07/08	Credit Card	Charge From Credit Card	\$21.00	\$21.00	\$0.00	\$21.00	
12/28/07	R3N3 Internet Services	Web Accept Payment Sent	-\$205.97	-\$205.97	\$0.00	-\$205.97	ScriptLance Account Deposit jeremyturner
12/28/07	Credit Card	Charge From Credit Card	\$205.97	\$205.97	\$0.00	\$205.97	
12/28/07	EGiHosting.com	Subscription Payment Sent	-\$21.00	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.eghosting.com:6524) at \$21 per month.
12/08/07	Credit Card	Charge From Credit Card	\$21.00	\$21.00	\$0.00	\$21.00	
12/08/07	Credit Card	Charge From Credit Card	-\$164.50	-\$164.50	\$0.00	-\$164.50	Comrex DXR.1 Digital Audio Codec Rackmount Compressor
11/20/07	Mike Shaughnessy	eBay Payment Sent	\$164.50	\$164.50	\$0.00	\$164.50	
11/20/07	Hillview	Charge From Credit Card	-\$395.00	-\$395.00	\$0.00	-\$395.00	BIRDOG BIRDOG 3.0 USB SATELLITE SIGNAL METER (NEW)
11/20/07	Credit Card	Charge From Credit Card	\$395.00	\$395.00	\$0.00	\$395.00	
11/20/07	R3N3 Internet Services	Web Accept Payment Sent	-\$154.48	-\$154.48	\$0.00	-\$154.48	ScriptLance Account Deposit jeremyturner
11/20/07	Credit Card	Charge From Credit Card	\$154.48	\$154.48	\$0.00	\$154.48	
11/19/07	R3N3 Internet Services	Web Accept Payment Sent	-\$123.58	-\$123.58	\$0.00	-\$123.58	ScriptLance Account Deposit jeremyturner
11/19/07	Credit Card	Charge From Credit Card	\$123.58	\$123.58	\$0.00	\$123.58	
11/16/07	2Checkout.com	Express Checkout Payment Sent	-\$30.00	-\$30.00	\$0.00	-\$30.00	
11/16/07	Bank Account	Add Funds from a Bank Account	\$30.00	\$30.00	\$0.00	\$30.00	
11/16/07	EGiHosting.com	Subscription Payment Sent	-\$21.00	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.eghosting.com:6524) at \$21 per month.
11/16/07	Credit Card	Charge From Credit Card	\$21.00	\$21.00	\$0.00	\$21.00	
11/10/07	Wojtek Branach	eBay Payment Sent	-\$266.00	-\$266.00	\$0.00	-\$266.00	New 15 inch Aluminum Powerbook G4 Original Apple LCD
11/10/07	Credit Card	Charge From Credit Card	\$266.00	\$266.00	\$0.00	\$266.00	
11/10/07	bryan showalter	eBay Payment Sent	-\$311.00	-\$311.00	\$0.00	-\$311.00	GENTNER pre comrex DH20 telephone phone digital hybrid
11/10/07	Credit Card	Charge From Credit Card	\$299.53	\$299.53	\$0.00	\$299.53	
11/02/07	Nick Lucia	Web Accept Payment Received	\$5.48	\$5.48	-\$0.47	\$5.48	1hr Talkshow
10/18/07	Bluesparkolutions ltd	Web Accept Payment Sent	-\$25.00	-\$25.00	\$0.00	-\$25.00	Subscription at http://www.joomladesigns.co.uk - User: Jeremy (Jeremy)
10/18/07	From U.S. Dollar	Currency Conversion	\$25.00	\$25.00	\$0.00	\$25.00	
10/18/07	To Euro	Currency Conversion	-\$36.67	-\$36.67	\$0.00	-\$36.67	
10/12/07	Arleen Hopkins	Web Accept Payment Received	\$14.95	\$14.95	-\$0.73	\$14.22	3hr Talkshow
10/12/07	Ken Del Rio	Web Accept Payment Received	\$14.95	\$14.95	-\$0.73	\$14.22	3hr Talkshow
10/11/07	Ralph Westberg	Web Accept Payment Received	\$14.95	\$14.95	-\$0.73	\$14.22	3hr Talkshow
10/09/07	EGiHosting.com	Subscription Payment Sent	-\$21.00	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.eghosting.com:6524) at \$21 per month.
10/09/07	Credit Card	Charge From Credit Card	\$6.78	\$6.78	\$0.00	\$6.78	
10/07/07	Rebecca Goh	Web Accept Payment Received	\$14.95	\$14.95	-\$0.73	\$14.22	3hr Talkshow
10/06/07	melissa crothers	eBay Payment Sent	-\$138.00	-\$138.00	\$0.00	-\$138.00	KYOCERA KR1 EVIDO WIRELESS ROUTER
10/06/07	Credit Card	Charge From Credit Card	\$138.00	\$138.00	\$0.00	\$138.00	
09/27/07	JoomlaWorks	Web Accept Payment Sent	-\$12.00	-\$12.00	\$0.00	-\$12.00	Simple Image Gallery PRO
09/27/07	From U.S. Dollar	Currency Conversion	\$12.00	\$12.00	\$0.00	\$12.00	
09/27/07	To Euro	Currency Conversion	-\$17.42	-\$17.42	\$0.00	-\$17.42	

09/27/07	Credit Card	Charge From Credit Card	\$17.42	\$0.00	\$17.42	
09/25/07	Credit Card	Credit to Credit Card	-\$50.00	\$0.00	-\$50.00	
09/25/07	Thomas Sandoval	Refund	\$50.00	\$0.00	\$50.00	
09/13/07	YOOtheme	Web Accept Payment Sent	-\$30.00	\$0.00	-\$30.00	YOOtheme Silver Membership - 3 Month
09/13/07	From U.S. Dollar	Currency Conversion	-\$42.75	\$0.00	-\$42.75	
09/13/07	Credit Card	Charge From Credit Card	\$42.75	\$0.00	\$42.75	
09/09/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
09/09/07	Credit Card	Charge From Credit Card	\$6.78	\$0.00	\$6.78	
08/22/07	Jeanette Hoots	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22	3hr Talkshow
08/12/07	Thomas Sandoval	eBay Payment Sent	-\$175.18	\$0.00	-\$175.18	Adtran NetVanta 3200 w/ T1 NIM (120286011) Router
08/12/07	Credit Card	Charge From Credit Card	\$175.18	\$0.00	\$175.18	
08/10/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
08/10/07	Credit Card	Charge From Credit Card	\$21.00	\$0.00	\$21.00	
08/04/07	Advanced Recovery, Inc.	eBay Payment Sent	-\$34.76	\$0.00	-\$34.76	ADTRAM ISU 2X64 STANDALONE DUAL PORT
08/04/07	Bank Account	Add Funds from a Bank Account	\$34.76	\$0.00	\$34.76	
07/31/07	R3N3 Internet Services	Web Accept Payment Sent	-\$30.90	\$0.00	-\$30.90	ScriptLance Account Deposit jeremyturner
07/31/07	Bank Account	Add Funds from a Bank Account	\$30.90	\$0.00	\$30.90	
07/19/07	Nu Vue Trading	Web Accept Payment Sent	-\$35.00	\$0.00	-\$35.00	Order Number: 1762
07/19/07	Bank Account	Add Funds from a Bank Account	\$29.52	\$0.00	\$29.52	
07/12/07	DONALD FLENTKE	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
07/12/07	R3N3 Internet Services	Web Accept Payment Sent	-\$309.92	\$0.00	-\$309.92	ScriptLance Account Deposit jeremyturner
07/12/07	Bank Account	Add Funds from a Bank Account	\$309.92	\$0.00	\$309.92	
07/11/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
07/11/07	Credit Card	Charge From Credit Card	\$21.00	\$0.00	\$21.00	
07/07/07	Digital River GmbH	Web Accept Payment Sent	-\$117.60	\$0.00	-\$117.60	DR *WWW.ELEMENTS.INFO Order no. 136997925
07/07/07	Credit Card	Charge From Credit Card	\$112.12	\$0.00	\$112.12	
06/29/07	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
06/28/07	Rogelio Perera	eBay Payment Sent	-\$155.94	\$0.00	-\$155.94	COMREX DXP.1 G.722 Digital Audio Codec (used)
06/28/07	Credit Card	Charge From Credit Card	\$155.94	\$0.00	\$155.94	
06/13/07	marketingDAO.com	Web Accept Payment Sent	-\$47.00	\$0.00	-\$47.00	iDevAffiliate For Joomla! Component
06/13/07	Bank Account	Add Funds from a Bank Account	\$47.00	\$0.00	\$47.00	
06/11/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
06/11/07	Credit Card	Charge From Credit Card	\$21.00	\$0.00	\$21.00	
06/08/07	Online Sales Group, Inc.	eBay Payment Sent	-\$88.16	\$0.00	-\$88.16	1 mile Long Range (4x) WIFI Antenna for D-link router
06/08/07	Credit Card	Charge From Credit Card	\$82.68	\$0.00	\$82.68	
06/07/07	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
05/15/07	Digital River GmbH	Web Accept Payment Sent	-\$49.00	\$0.00	-\$49.00	DR *WWW.ELEMENTS.INFO Order no. 126117395
05/15/07	Credit Card	Charge From Credit Card	\$23.87	\$0.00	\$23.87	
04/20/07	David Hanush	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
04/18/07	Robert Vanderford	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
04/18/07	Robert Vanderford	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33	2hr Talkshow
04/13/07	Robert Vanderford	Web Accept Payment Received	\$19.95	-\$0.88	\$19.07	4hr Talkshow
04/12/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
04/11/07	Timothy O'Brien	Subscription Payment Sent	\$10.95	\$0.00	\$10.95	
04/05/07	Robert Vanderford	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
03/22/07	Laurie Morvan	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
03/18/07	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
03/13/07	Bank Account	Failed Transfer	-\$25.00	\$0.00	-\$25.00	
03/13/07	Credit Card	Charge From Credit Card	\$25.00	\$0.00	\$25.00	
03/13/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00	60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
03/13/07	Credit Card	Charge From Credit Card	\$6.78	\$0.00	\$6.78	

03/09/07	Linda Meyer	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22 3hr Talkshow
03/08/07	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
03/08/07	Bank Account	Add Funds from a Bank Account	\$25.00	\$0.00	
03/01/07	GoDaddy.com, Inc	Preapproved Payment Sent	-\$79.00	\$0.00	-\$79.00
03/01/07	Credit Card	Charge From Credit Card	\$79.00	\$0.00	\$79.00
02/11/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
02/11/07	Credit Card	Charge From Credit Card	\$15.52	\$0.00	\$15.52
02/07/07	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow
02/06/07	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
02/06/07	Bank Account	Add Funds from a Bank Account	\$5.30	\$0.00	
01/22/07	John Kimes	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22 3hr Talkshow
01/15/07	Nathaniel Tmdel	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow
01/12/07	EGIHosting.com	Subscription Payment Sent	-\$21.00	\$0.00	-\$21.00 60 listener slots at 24k on server (energy15.egihosting.com:6524) at \$21 per month.
01/12/07	Credit Card	Charge From Credit Card	\$9.79	\$0.00	\$9.79
01/07/07	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
01/04/07	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
01/04/07	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
12/21/06	Sam Bushman, Inc.	Update to eCheck Received	\$50.00	-\$1.75	\$48.25
12/21/06	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow
12/18/06	Sam Bushman, Inc.	eCheck Received	\$50.00	-\$1.75	\$48.25
12/15/06	Firas Ahmad	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow
12/08/06	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
12/08/06	Bank Account	Add Funds from a Bank Account	\$25.00	\$0.00	
12/05/06	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
12/05/06	Bank Account	Add Funds from a Bank Account	\$3.43	\$0.00	\$3.43
12/05/06	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
11/30/06	Marilyn Clint	eBay Payment Sent	-\$4.98	\$0.00	-\$4.98 Alligator Clips - leads 10 ASST Vinyl Coated 20-22 ga
11/17/06	Karen Roubal	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow
11/14/06	Robert Vanderford	Web Accept Payment Received	\$19.95	-\$0.88	\$19.07 4hr Talkshow
11/14/06	RegNow	Web Accept Payment Sent	-\$29.00	\$0.00	-\$29.00 RegNow order 1634993630887631386
11/12/06	GoldWave Inc.	Charge From Credit Card	\$29.00	\$0.00	\$29.00
11/12/06	Credit Card	Web Accept Payment Sent	-\$45.00	\$0.00	-\$45.00 1 GoldWave License
11/12/06	Credit Card	Charge From Credit Card	\$5.91	\$0.00	\$5.91
11/08/06	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
11/05/06	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
11/05/06	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
10/20/06	Steve Maxfield	Payment Received	\$90.00	-\$2.91	\$87.09
10/09/06	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
10/09/06	Bank Account	Add Funds from a Bank Account	\$25.00	\$0.00	\$25.00
10/06/06	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
10/06/06	Bank Account	Add Funds from a Bank Account	\$13.00	\$0.00	\$13.00
10/06/06	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
10/06/06	Bank Account	Add Funds from a Bank Account	\$4.52	\$0.00	\$4.52
09/12/06	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow
09/09/06	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
09/09/06	Bank Account	Add Funds from a Bank Account	\$25.00	\$0.00	\$25.00
09/06/06	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
09/06/06	Bank Account	Add Funds from a Bank Account	\$10.00	\$0.00	\$10.00
09/06/06	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
09/05/06	Bank Account	Add Funds from a Bank Account	\$13.00	\$0.00	\$13.00
09/05/06	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$141.78	\$0.00	-\$141.78
09/05/06	Credit Card	Charge From Credit Card	\$141.11	\$0.00	\$141.11
09/05/06	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$18.40	\$0.00	-\$18.40

09/04/06	Frederick Iozon	Web Accept Payment Received	\$19.95	-\$0.88	\$19.07 4hr Talkshow	
08/25/06	Jie Cui	eBay Payment Sent	-\$43.77	\$0.00	-\$43.77 50 Lightscribe 8X DVD-R BLANK MEDIA DISCS	
08/25/06	Credit Card	Charge From Credit Card	\$32.81	\$0.00	\$32.81	
08/25/06	Robert Vanderford	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
08/16/06	James Taylor	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
08/10/06	EGHHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.eghosting.com) at \$25 per month.	
08/10/06	Bank Account	Add Funds from a Bank Account	\$22.82	\$0.00	\$22.82	
08/08/06	Credit Card	Credit to Credit Card	-\$36.82	\$0.00	-\$36.82	
08/08/06	Taft Technology Solutions	Refund	\$39.00	\$0.00	\$39.00	
08/07/06	Taft Technology Solutions	Web Accept Payment Sent	-\$39.00	\$0.00	-\$39.00 Website Template Package	
08/07/06	Credit Card	Charge From Credit Card	\$36.82	\$0.00	\$36.82	
08/07/06	EGHHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.eghosting.com:6224) at \$10 per month.	
08/07/06	EGHHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.eghosting.com) at \$13 per month.	
08/03/06	OMNI MED	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
07/27/06	Jeremy Marin	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
07/20/06	Robin Valentine	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22 3hr Talkshow	
07/11/06	EGHHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.eghosting.com) at \$25 per month.	
07/11/06	Bank Account	Add Funds from a Bank Account	\$25.00	\$0.00	\$25.00	
07/09/06	Precision Media	eBay Payment Sent	-\$42.51	\$0.00	-\$42.51 100 RITEK MINI 8CM 210MB CD-R INKJET PRINTABLE WHITE	
07/09/06	Credit Card	Charge From Credit Card	\$42.51	\$0.00	\$42.51	
07/08/06	EGHHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.eghosting.com) at \$13 per month.	
07/08/06	Bank Account	Add Funds from a Bank Account	\$8.78	\$0.00	\$8.78	
07/08/06	EGHHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.eghosting.com:6224) at \$10 per month.	
07/08/06	EGHHosting.com	Subscription Payment Sent	\$14.95	-\$0.73	\$14.22 3hr Talkshow	
07/07/06	Frank Garner	Web Accept Payment Received	\$36.80	\$0.00	\$36.80	
07/06/06	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$36.80	\$0.00	-\$36.80	
07/06/06	Credit Card	Charge From Credit Card	\$450.00	\$0.00	\$450.00 COMREX DXP-1 G.722 Digital Audio Codec Pair	
07/05/06	Ted Fleming	eBay Payment Sent	-\$139.90	\$0.00	-\$139.90	
07/05/06	Bank Account	Add Funds from a Bank Account	\$124.09	\$0.00	\$124.09	
06/27/06	Anthony C. Trafficante	Payment Sent	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
06/27/06	Credit Card	Charge From Credit Card	\$10.95	-\$0.62	\$10.33 2hr Talkshow	
06/22/06	Anthony Caretti	Web Accept Payment Received	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.eghosting.com) at \$25 per month.	
06/11/06	Robin Valentine	Web Accept Payment Received	\$25.00	\$0.00	\$25.00	
06/11/06	EGHHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.eghosting.com) at \$13 per month.	
06/11/06	Bank Account	Add Funds from a Bank Account	\$12.04	\$0.00	\$12.04	
06/08/06	Bank Account	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.eghosting.com:6224) at \$10 per month.	
06/08/06	EGHHosting.com	Subscription Payment Sent	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
06/07/06	tom gaitens	Web Accept Payment Received	-\$59.94	\$0.00	-\$59.94 L@KII - 100 HP Lightscribe 52X CD-R Blank Media Discs	
06/07/06	richard trombetta	Web Accept Payment Received	\$59.94	\$0.00	\$59.94	
06/04/06	Iryna Mato	eBay Payment Sent	-\$116.71	\$0.00	-\$116.71 Broadcast Tools * 8X2 DUAL STEREO SWITCHER *	
06/04/06	Credit Card	Charge From Credit Card	\$116.71	\$0.00	\$116.71	
05/26/06	Tom Pflughoft	eBay Payment Sent	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.eghosting.com) at \$25 per month.	
05/20/06	EGHHosting.com	Subscription Payment Sent	\$20.60	\$0.00	\$20.60	
05/20/06	Credit Card	Charge From Credit Card	-\$10.00	\$0.00	-\$10.00 20 listener slots at 24k on server (nyc01.eghosting.com:6224) at \$10 per month.	
05/20/06	Bank Account	Add Funds from a Bank Account	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
05/17/06	EGHHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.eghosting.com) at \$13 per month.	
05/15/06	Jay Gladwell	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
05/12/06	Laurie Morvan	Web Accept Payment Received	-\$13.00	\$0.00	-\$13.00 20 listener slots at 32k on server (nyc01.eghosting.com) at \$13 per month.	
05/09/06	EGHHosting.com	Subscription Payment Sent	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
05/03/06	Kara Davis	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
04/27/06	Kenneth Ballen	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48 1hr Talkshow	
04/24/06	Ken Del Rio	Web Accept Payment Received	-\$25.00	\$0.00	-\$25.00 40 listener slots at 32k on server (nyc01.eghosting.com) at \$25 per month.	
04/12/06	EGHHosting.com	Subscription Payment Sent				

04/12/06	Bank Account	Add Funds from a Bank Account	\$19.52	\$0.00	\$19.52	
04/11/06	Mark Albertson	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
04/09/06	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00	20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
04/09/06	Bank Account	Add Funds from a Bank Account	\$8.78	\$0.00	\$8.78	
04/09/06	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00	20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
03/27/06	Robert Vanderford	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22	3hr Talkshow
03/22/06	Robert Coleman	Web Accept Payment Sent	-\$19.00	\$0.00	-\$19.00	Voiceover
03/22/06	Credit Card	Charge From Credit Card	\$19.00	\$0.00	\$19.00	
03/13/06	EGIHosting.com	Subscription Payment Sent	-\$25.00	\$0.00	-\$25.00	40 listener slots at 32k on server (nyc01.egihosting.com) at \$25 per month.
03/13/06	Bank Account	Add Funds from a Bank Account	\$25.00	\$0.00	\$25.00	
03/10/06	EGIHosting.com	Subscription Payment Sent	-\$13.00	\$0.00	-\$13.00	20 listener slots at 32k on server (nyc01.egihosting.com) at \$13 per month.
03/10/06	Bank Account	Add Funds from a Bank Account	\$13.00	\$0.00	\$13.00	
03/10/06	EGIHosting.com	Subscription Payment Sent	-\$10.00	\$0.00	-\$10.00	20 listener slots at 24k on server (nyc01.egihosting.com:6224) at \$10 per month.
03/08/06	Matthew Gunter	Add Funds from a Bank Account	\$10.00	\$0.00	\$10.00	
03/08/06	Credit Card	eBay Payment Sent	-\$114.60	\$0.00	-\$114.60	Starguide II Satellite Receiver
03/08/06	Credit Card	Charge From Credit Card	\$108.79	\$0.00	\$108.79	
02/17/06	Tom Pflughoff	eBay Payment Sent	-\$38.44	\$0.00	-\$38.44	CIRCUIT WERKES SUB-03b-SUBAUDIBLE TONE DECODER
02/16/06	GREG PERRY	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33	2hr Talkshow
02/15/06	William Watkins	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22	3hr Talkshow
02/10/06	Adam Leiter	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
02/02/06	4 Season's Event Photography	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22	3hr Talkshow
01/31/06	ClickBank	Web Accept Payment Sent	-\$29.95	\$0.00	-\$29.95	ClickBank: danoday
01/31/06	Credit Card	Charge From Credit Card	\$14.25	\$0.00	\$14.25	
01/26/06	Pearl Bryan	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33	2hr Talkshow
01/02/06	FM DX Antenna Co	Web Accept Payment Received	-\$47.99	\$0.00	-\$47.99	FM Broadcast Transmitter Antenna LPFM NEW
12/19/05	jon westerlind	eBay Payment Sent	-\$11.99	\$0.00	-\$11.99	panduit PLC1.51-s8-m8 grey nylon tiewraps -1000 pcs
12/16/05	Jay Gladwell	Refund	-\$5.95	\$0.47	-\$5.48	
12/15/05	Keith Kadlec	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33	2hr Talkshow
12/09/05	Robert Brown	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22	3hr Talkshow
11/23/05	Best vacuum	eBay Payment Sent	-\$49.90	\$0.00	-\$49.90	Oreck quiet room carpet sweeper B/N pr 2600
11/22/05	Jay Gladwell	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
11/15/05	Fred Sarrach	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33	2hr Talkshow
11/04/05	Bob Vanverford	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22	3hr Talkshow
11/04/05	Bob Vanverford	Web Accept Payment Received	\$19.95	-\$0.88	\$19.07	4hr Talkshow
11/02/05	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$46.00	\$0.00	-\$46.00	
10/31/05	Fred Sarrach	Refund	-\$5.95	\$0.47	-\$5.48	
10/31/05	Doyle Konold	Refund	-\$19.95	\$0.88	-\$19.07	
10/31/05	Rayfield Baisley	Refund	-\$234.00	\$7.09	-\$226.91	
10/25/05	Fred Sarrach	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
10/22/05	Doyle Konold	Web Accept Payment Received	\$19.95	-\$0.88	\$19.07	4hr Talkshow
10/20/05	Philip Youngblood	Refund	-\$5.95	\$0.47	-\$5.48	
10/16/05	Rayfield Baisley	Web Accept Payment Received	\$234.00	-\$7.09	\$226.91	DVB System
10/14/05	Philip Youngblood	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	1hr Talkshow
08/11/05	Robin Valentine	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
08/11/05	Robin Valentine	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
08/11/05	Robin Valentine	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
08/08/05	MemoToMe.com	Web Accept Payment Received	-\$40.00	\$0.00	-\$40.00	MemoToMe Platinum Edition
07/28/05	Petersburg Tading Company of	Subscription Payment Sent	-\$10.85	\$0.00	-\$10.85	33pc SECURITY BITS SET w/torx/hex/star/bit/screwdriver~
07/20/05	Maria Magnus	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
07/14/05	Robert Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
07/01/05	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
06/28/05	David Jeffers	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	
06/10/05	Robert Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48	

06/08/05	Robert Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
06/07/05	Keith Kadlec	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
06/03/05	Keith Kadlec	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22
06/03/05	Keith Kadlec	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22
06/01/05	Keith Kadlec	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22
06/01/05	Keith Kadlec	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22
05/27/05	Robert Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
05/04/05	Robert Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
04/28/05	Jeffery Richardson	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33
04/27/05	Walter Augustynowicz	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
04/25/05	Frank Gibson	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
04/20/05	Alan Smith	Payment Sent	-\$20.00	\$0.00	-\$20.00
04/20/05	Bank Account	Add Funds from a Bank Account	\$8.67	\$0.00	\$8.67
04/11/05	Alan Foster	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33
04/02/05	PayPal	Merchant Referral Bonus	\$1.00	\$0.00	\$1.00
03/22/05	SSTRAN	Payment Sent	-\$99.80	\$0.00	-\$99.80
03/22/05	Credit Card	Charge From Credit Card	\$25.51	\$0.00	\$25.51
03/21/05	McCoy Productions	Payment Sent	-\$20.00	\$0.00	-\$20.00
03/21/05	North Imaging	Payment Sent	-\$40.00	\$0.00	-\$40.00
03/07/05	John Jacobs	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
03/07/05	Lance Lamberton	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
03/05/05	Ken Del Rio	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
03/04/05	Ken Del Rio	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
03/01/05	Dale Pratt	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/26/05	Jack Cole	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/24/05	Olet Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/23/05	Ken Del Rio	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/17/05	Ken Del Rio	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/09/05	Robert Brown	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/03/05	Alan Foster	Refund	-\$4.00	\$0.11	-\$3.89
02/03/05	Jackson Harrill	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
02/02/05	Alan Foster	Web Accept Payment Received	\$14.95	-\$0.73	\$14.22
01/24/05	madelin smith	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
01/21/05	madelin smith	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
01/20/05	Frank Ditto	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
01/13/05	B.P.A.I. LLC	eBay Payment Sent	-\$440.00	\$0.00	-\$440.00
01/11/05	Jerry Hughes	Payment Sent	-\$175.00	\$0.00	-\$175.00
01/10/05	Keith Kadlec	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33
01/02/05	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$8.20	\$0.00	-\$8.20
01/02/05	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$8.20	\$0.00	-\$8.20
12/28/04	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$9.20	\$0.00	-\$9.20
12/27/04	Richard Umberger	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
12/27/04	Marlene Wycoff	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
12/13/04	R.A.K.I. Computers	eBay Payment Sent	-\$228.82	\$0.00	-\$228.82
12/02/04	Justin Finkel	eBay Payment Sent	-\$87.90	\$0.00	-\$87.90
12/01/04	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$9.20	\$0.00	-\$9.20
12/01/04	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$9.20	\$0.00	-\$9.20
11/26/04	Patrick Linstruth	Web Accept Payment Received	\$234.00	-\$7.09	\$226.91
11/04/04	Donald Kerouac	eBay Payment Sent	-\$94.00	\$0.00	-\$94.00
11/01/04	Leif Noren	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
10/15/04	Sam Britton	Web Accept Payment Received	\$234.00	-\$7.09	\$226.91
10/15/04	Rhythm Express	Update to eCheck Received	\$234.00	-\$5.00	\$229.00
10/13/04	McCoy Productions	Payment Sent	-\$20.00	\$0.00	-\$20.00

-\$440.00 COMREX DXP.1 DIGITAL AUDIO CODEC BRAND NEW

-\$228.82 RADYNE / COMSTREAM CM701 V-SAT PSK DIGITAL MODEM
-\$87.90 MICROSOFT FRONTPAGE 2003 FULL INSTALL - RETAIL EDITION

-\$94.00 Broadcast Tools 8x1 Stereo Router

10/11/04	Rhythm Express	Web Accept Payment Received	\$234.00	-\$5.00	\$229.00
10/07/04	Jerry Hughes	Payment Received	\$335.00	-\$10.02	\$324.98
10/04/04	Lynn Riser	Refund	-\$10.95	\$0.62	-\$10.33
10/04/04	Lynn Riser	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33
10/04/04	Lynn Riser	Web Accept Payment Received	\$10.95	-\$0.62	\$10.33
10/04/04	Matt Wetzel	Web Accept Payment Received	\$5.95	-\$0.47	\$5.48
09/23/04	ShopPortable	eBay Payment Sent	-\$55.90	\$0.00	-\$55.90
09/20/04	GoDaddy.com, Inc.	Preapproved Payment Sent	-\$15.90	\$0.00	-\$15.90
09/13/04	Jeffery Richardson	Web Accept Payment Received	\$19.95	-\$0.88	\$19.07
08/28/04	Dotcom Liquidators	eBay Payment Sent	-\$8.31	\$0.00	-\$8.31
08/26/04	HKShopeasy.com	eBay Payment Sent	-\$11.99	\$0.00	-\$11.99
07/05/04	THE RIGHT BALANCE	Payment Received	\$160.00	-\$4.94	\$155.06
07/05/04	David Jeffers	Payment Received	\$5.00	-\$0.45	\$4.55
07/02/04	Craig Burnett	Web Accept Payment Sent	-\$20.00	\$0.00	-\$20.00
07/02/04	Credit Card	Charge From Credit Card	\$20.00	\$0.00	\$20.00
06/24/04	McCoy Productions	Payment Sent	-\$20.00	\$0.00	-\$20.00
06/24/04	Credit Card	Charge From Credit Card	\$20.00	\$0.00	\$20.00
05/26/04	Andrew Cottongim	eBay Payment Sent	-\$335.00	\$0.00	-\$335.00
05/26/04	Credit Card	Charge From Credit Card	\$335.00	\$0.00	\$335.00
05/24/04	McCoy Productions	Payment Sent	-\$20.00	\$0.00	-\$20.00
05/24/04	Credit Card	Charge From Credit Card	\$20.00	\$0.00	\$20.00
05/21/04	Garth Collins	Payment Sent	-\$27.00	\$0.00	-\$27.00
05/21/04	Credit Card	Charge From Credit Card	\$14.66	\$0.00	\$14.66
05/18/04	Eric Kenyon	Payment Sent	-\$108.00	\$0.00	-\$108.00
05/14/04	Julie Bushman	Payment Sent	-\$30.00	\$0.00	-\$30.00
05/01/04	Frank Gonzalez	Payment Received	\$5.00	-\$0.45	\$4.55
04/29/04	Craig Burnett	Web Accept Payment Sent	-\$20.00	\$0.00	-\$20.00
04/05/04	Kimberly Justice	Payment Sent	-\$20.00	\$0.00	-\$20.00
03/20/04	Norman Book	Payment Received	\$191.65	-\$5.86	\$185.79
03/05/04	Keyless Entry Locks Online	eBay Payment Sent	-\$111.95	\$0.00	-\$111.95
03/05/04	Credit Card	Charge From Credit Card	\$107.40	\$0.00	\$107.40
02/26/04	Jonathan Lieber	Payment Received	\$5.00	-\$0.45	\$4.55
02/26/04	Dorothy Harrison	Payment Sent	-\$10.00	\$0.00	-\$10.00
02/26/04	Credit Card	Charge From Credit Card	\$10.00	\$0.00	\$10.00
02/20/04	shawn denevan	Web Accept Payment Sent	-\$10.00	\$0.00	-\$10.00
02/20/04	Credit Card	Charge From Credit Card	\$10.00	\$0.00	\$10.00
02/16/04	Jedidiah Harrison	Payment Received	\$0.01	-\$0.01	\$0.00
01/31/04	Smart Energy	eBay Payment Sent	-\$32.95	\$0.00	-\$32.95
01/31/04	Credit Card	Charge From Credit Card	\$32.95	\$0.00	\$32.95
01/13/04	Aking Co.,	eBay Payment Sent	-\$17.94	\$0.00	-\$17.94
01/13/04	Credit Card	Charge From Credit Card	\$17.94	\$0.00	\$17.94
01/08/04	Joshua Pokrass	eBay Payment Sent	-\$15.00	\$0.00	-\$15.00
01/08/04	Credit Card	Charge From Credit Card	\$15.00	\$0.00	\$15.00
01/06/04	shawn denevan	Payment Sent	-\$10.00	\$0.00	-\$10.00
01/06/04	Credit Card	Charge From Credit Card	\$10.00	\$0.00	\$10.00

EXHIBIT C

1
2
3 **IN THE UNITED STATES OF AMERICA**
4 **BEFORE THE FEDERAL TRADE COMMISSION**
5 **OFFICE OF ADMINISTRATIVE LAW JUDGES**
6

7 **In the Matter of**) **Docket No.: 9329**
8 **DANIEL CHAPTER ONE,**)
9 **a corporation, and**)
10 **JAMES FEJO,**) **PUBLIC DOCUMENT**
11 **individually, and as an officer of**)
12 **Daniel Chapter One**)
13)

14 **RESPONDENTS' RESPONSE TO COMPLAINT COUNSEL'S**
15 **SECOND REQUEST FOR PRODUCTION OF**
16 **DOCUMENTARY MATERIALS AND TANGIBLE THINGS**
17

18 1. All documents or communications relating to the 81 individuals listed by Respondents on
19 their December 2, 2008 *Preliminary Witness List*, including, but not limited to, all medical
20 records relating to the individuals identified, documents reflecting any person's participation in
21 any studies relating to cancer or the Challenged Products, and any payments, donations, or other
22 consideration any of the listed individuals made to the Respondents or received from the
23 Respondents.
24

25 **Response:** Respondents have yet to receive medical records from the five agreed upon witnesses
26 (3 relating to cancer), and has not until now sought others. Records have not been received for
27 different reasons, one being that the records are well over 7 years old and difficult to obtain.
28

1 There are no “documents reflecting any person’s participation in any studies.” Respondents do
2 not have past records of monies received from each of these individuals.

3
4 2. All documents, including, but not limited to, contracts, agreements, or work orders,
5 between Respondents and Dr. Bill Maclean relating to the production of 7 Herb Formula.

6 **Response:** Respondents have no such documents in their possession.

7 3. All documents, including, but not limited to, contracts, agreements, and work orders,
8 between Respondents and Universal Nutrition relating to the production of BioShark, GDU, and
9 BioMixx.

10 **Response:** Respondents have no such documents in their possession.

11
12 4. All documents relating to payments or donations made to Dr. Bill Maclean and Universal
13 Nutrition for the production of the Challenged Products from January 1, 2003 to the present.

14 **Response:** Respondents do not have such documents relating to Dr. Bill Maclean or Universal
15 Nutrition. Refer to Deposition of Claudia Kinney for documents relating to payments made to
16 Universal Nutrition.

17
18 5. All documents relating to payments made by Respondents to the supplier(s) and/or
19 producer(s) of each of the ingredients found in the Challenged Products.

20 **Response:** Respondent does not make payments for individual ingredients. Such
21 documents do not exist.

22
23 6. All documents and communications to or from Respondents and Clark Miles, Dr.
24 Michael Brooks, Dr. Ron Marsh, Dr. Dean Mink, Dr. Ken Register, and any other person who
25 carries or who has carried Respondents' products, including, but not limited to, documents and
26 communications relating to the payment, price, cost, or donation amount for Respondents'
27 products.
28

1 **Response:** Respondents do not have such documents or any communications.

2 7. All documents relating to the Individual Respondent's "expenses as Overseer" and the
3 "donations" he receives and has received from Daniel Chapter One "to defray his expenses," as
4 described by Respondents in response to Interrogatory Number 3 in Complaint Counsel's First
5 Set of Interrogatories.
6

7 **Response:** Respondents do not have such documents.

8 8. All documents and communications relating to the trust(s) listed by Respondents in
9 response to Interrogatory Numbers 3 and 9 in Complaint Counsel's First Set of Interrogatories.
10

11 **Response:** There are no "trust" documents. The reference to James Feijo being a "trustee for all
12 of Daniel Chapter One assets," was meant to be synonymous with his capacity as Overseer of the
13 assets of Daniel Chapter One. There are no written documents or communications between
14 James Feijo and Daniel Chapter One, other than the Articles of Corporations Sole, previously
15 submitted.
16

17 9. All documents and communications relating to the Individual Respondent's position as
18 trustee for Daniel Chapter One.

19 **Response:** Articles of Corporation Sole have been produced previously.

20 10. All documents relating to any donations made to the Corporate Respondent or on behalf
21 of the Corporate Respondent, including, but not limited to, donations made to the Individual
22 Respondent.
23

24 **Response:** No such documents exist.

25 11. All documents relating to the amount "expended [by Respondent Daniel Chapter One] in
26 accordance with its purposes and to support charitable and educational activities," as described
27 by Respondents in their response to Interrogatory Number 26 in Complaint Counsel's First Set
28

1 of Interrogatories.

2 **Response:** Respondents do not keep records of support for charitable activities. Respondents
3 have already provided what information they have about educational activities via radio and
4 literature.
5

6 12. All documents relating to the statement in Respondents' response to Interrogatory
7 Number 26 in Complaint Counsel's First Set of Interrogatories that "Receipts of Daniel Chapter
8 One are considered donations to a religious organization," including any documents to or from
9 any local, state, or federal taxing authority or licensing agency and any documents to or from
10 those who received, purchased, or obtained Respondents' products related to this statement.
11

12 **Response:** Articles of Corporation Sole, and documents that thank contributors for their
13 donations have been previously produced.

14 13. All promotional and information materials for Ezekiel Oil, identified by Respondents in
15 response to Interrogatory Number 10 in Complaint Counsel's First Set of Interrogatories as a
16 product that "Respondents have sold and distributed for which representations including
17 testimonials refer to cancer or tumors."
18

19 **Response:** The only document in Respondents' possession about Ezekiel Oil was produced
20 earlier, but the pages were not numbered. The document is attached to this response and
21 assigned sequential numbers for the date the document was produced the first time (DCO 0206
22 & DCO 0207)
23

24 14. All documents or communications relating to any online or traditional merchant account
25 provider(s), including, but not limited to, the merchant account provider Pay Pal, that processes
26 payments or "donations" for the purchase of the Challenged Products or processes contributions
27 to the Respondents' legal defense fund, including, but not limited to, all contracts, service
28

1 agreements, and volume and amount of payment activity.

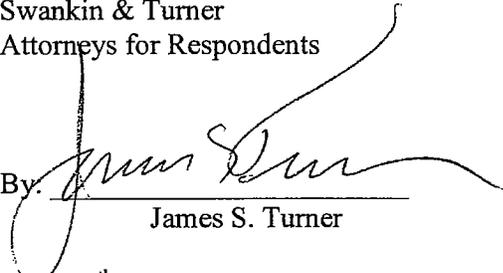
2 **Response:** PayPal information has been produced. Respondents have no other records.

3 15. All documents and communications consulted or used in preparing your responses to
4 Complaint Counsel's *Second Set of Interrogatories*.

5 **Response:** Respondents consulted no documents or communications other than those already in
6 the possession of Complaint Counsel to prepare responses to Complaint Counsel's Second Set of
7 Interrogatories.
8

9 Dated this 23rd day of February, 2009.
10

11 Swankin & Turner
12 Attorneys for Respondents

13
14 By: 

15 James S. Turner

16 1400 16th Street, NW, Suite 101
17 Washington, DC 20036
18 Ph: 202-462-8800
19 Fax: 202-265-6564
20 Email: jim@swankin-turner.com
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Sinusitis *and the* Ezekiel Oil Solution

What is Sinusitis?

The sinuses are air cavities situated in the facial bones that border the nose, including areas within the cheekbones and in the bones of the forehead above the eyes. When these sinus spaces become inflamed or infected, the infection is called sinusitis. Sinusitis can be either **acute** (symptoms present for less than 1 month), or **chronic** (symptoms for more than 4 months).

Signs and Symptoms:

Viruses that cause colds also can cause inflammation of the sinuses, the air spaces originate in the facial bones above the nose. The same germs that cause middle ear infections cause acute bacterial infections of the sinuses around the nose: *Streptococcus pneumoniae*, *Moraxella catarrhalis*, and *Haemophilus influenzae*. In chronic sinusitis, *Staphylococcus aureus* or various types of bacteria may be involved as well.

Ezekiel Nasal Rinse:

For Minor Symptoms of Sinusitis, mix 10 drops of **Ezekiel Oil** to 2 ounces of water to dilute. For more severe symptoms use 20 drops. Apply Ezekiel mixture with eyedropper to rinse out the six major cavities.

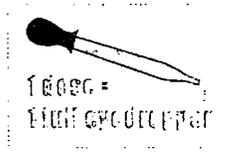
STEP 1 (laying down)

Tilt head back off edge of bed. Apply one eyedropper dose of Ezekiel Nasal Rinse to both nasal passages.



STEP 2

Sit up with head tilted slightly back, and chin upward. Look forward and apply one eyedropper dose into both, right and left nasal passage.



What do you do now! Restore your frontline immune system!

Whether your immune system was weakened from stress, poor diet, drinking chlorinated water, or using antibiotics it needs to be restored for optimum health. To accomplish this, it is necessary to use biotropins, i.e. **A&B Biotropins and Ig Factors.**

You don't have to do antibiotics!

You don't have to do antibiotics (ANTI, against) (BIO, life). These are drugs that truly obliterate life in reference to drugs that killed bacteria. Presently it is allied to the annihilation of bacteria, which includes all friendly bacteria that the Lord intended for your protection. In our day these antibiotics have satisfied their name, against life, even leading to death of people, young and old. The World Health Organization has announced that due to the enormous use of these antibiotics we are now in a world crisis. This art use of drugs (antibiotics) to fight disease, as well as their use in the feeding of cattle to FATTEN them up for food supply.

Man has created what is referred to as "SUPER BUGS" by the excessive use of antibiotics. These are not super bugs at all, but are bacteria that survive and even thrive in humans whose immune systems have been ruined by antibiotic use, vaccines, and chlorinated water. All these combine to create an environment in which germs can propagate.

STEP 3

While sitting up tilt head back and look upward.



STEP 3a

Looking upward, tilt your head to the LEFT, and apply one eyedropper dose into RIGHT nasal passage.



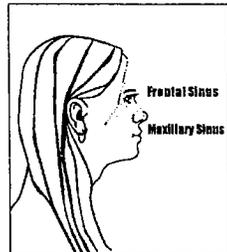
STEP 3b

Looking upward, tilt your head to the RIGHT, and apply one eyedropper dose into LEFT nasal passage.



STEP 4

Return to normal position. You have now successfully attacked the pathogens that may have begun to colonize in your sinuses. You can repeat this procedure as often as needed, up to 4 times a day.



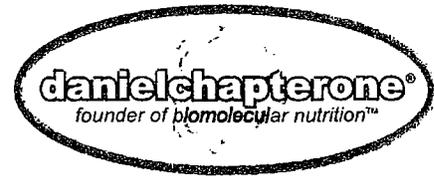
What can you do?

The most important step you can take is to ward off infections in the mucous membranes before the infection can become systemic, internal. The first attempt by pathogens (viruses and bacteria) to enter your body is usually through your sinus membranes. Pathogens seek to enter your body through whatever means they can and that is usually through the nasal passages. So your first step is to attack these pathogens before they invade you by passing through the mucous membrane. The best action is to use the **Ezekiel Nasal Rinse.**

We believe there is nothing more potent than the Ezekiel Nasal Rinse.

DCO 0206

EZEKIEL 47:12 "And on the banks, on both sides of the river, there will grow all kinds of trees for food. Their leaves will not wither nor their fruit fail, but they will bear fresh fruit every month, because the water for them flows from the sanctuary. Their fruit will be for food, and their leaves for healing."



Ezekiel Oil

100 percent pure oil from the Melaleuca alternifolia tree. It is proven to have anti-bacterial, anti-viral, anti-fungal, anti-septic, and analgesic properties. Daniel Chapter One EZEKIEL Oil is superior quality melaleuca oil with terpenine-4-ol at 40% and cineole content 3%. Inferior-grade oils do not have the same anti-microbial activity.

ACNE, PIMPLES, FACIAL CLEANSER Add 3-4 drops of Ezekiel Oil to warm water and rinse face. For best results apply at the first sign of an outbreak. Use sparingly. Do not get in eyes. May also be applied directly to pimples.

AFTER-SHAVE AND AFTER WAXING Sensitive skin can easily become infected following shaving or waxing treatments, causing unpleasant rashes and itching. Add 3-6 drops of oil to warm water and apply mixture to skin. Your skin remains soft for hours.

ATHLETE'S FOOT AND FOOT ODORS Wash and dry feet thoroughly. Apply oil directly to site twice daily. As a foot soak add 12-20 drops of Ezekiel Oil to a hot bath or a bowl of water and soak daily. You can also use Ezekiel Oil to help sanitize socks and shoes. Add 10 drops to laundry as an aid to hygiene. Mix with water and spray into sneakers to kill odor-causing bacteria.

BLOCKED NOSE, SINUS, OR CONGESTION (suggested use) Mix 5-10 drops of Ezekiel Oil in 1 oz of water. With your head tilted back, fill each nostril with a full eyedropper's worth of the mixed solution. Swing head forward and down so you are upside-down to force the solution into nasal passage. Return head to normal upright position and allow nasal passages to drain. You can add 6-8 drops to a hot steam bath or in a vaporizer reservoir, or you can add a few drops to a handkerchief, tissue, pillow, or nightclothes. Inhale.

COLD SORES For best results Ezekiel Oil should be applied directly to site 3-4 times per day at the first indication of a cold sore cycle. Remember, use sparingly: only one drop at a time.

DRY SKIN, MINOR RASHES Safe for all skin types, especially dry and sensitive skin conditions. Slight tingling may be initially experienced.

FINGERNAIL, TOENAIL HYGIENE Apply Ezekiel Oil directly to nails and massage in twice daily. Also soak by adding 10-20 drops of pure Ezekiel Oil to a bowl of water.

ITCHES AND INSECT BITES Apply Daniel Chapter One Ezekiel Oil directly to site.

MINOR BURNS Flush with cold water. Apply ice pack immediately. Apply Ezekiel Oil to burn and repeat as needed.

MINOR CUTS, ABRASIONS, AND BRUISES Use our Ezekiel Oil directly on the site.

SCALP CLEANSER Ideal for daily use for deep cleaning the scalp and hair root. This allows natural hair conditioning to work. Helps to remove loose flakes and soothe itching. For a healthier and cleaner scalp, enhance by adding 10 drops of Ezekiel Oil to shampoo or conditioner. Leave on for 10 minutes, rinse. Helps control scalp infestation of head lice, also.

SORE GUMS, MOUTH CANKERS & BAD BREATH Apply Ezekiel Oil directly to affected site 3 times a day. Add 3-4 drops of pure Ezekiel Oil to your toothpaste when brushing for good oral hygiene. May also be added to water pik reservoir (20 drops). Ensure system is well flushed with water following use.

SORE THROAT, COUGH, SMOG IRRITANTS, AND ANTITUSSIVE Add 3 drops of Ezekiel Oil to warm water and gargle. Repeat up to 3 times per day. Rub pure oil onto chest, neck, and under nose. Keep away from eyes!

SUN BURN For soothing and immediate relief from sunburn, apply Ezekiel Oil as soon as possible after the skin shows indications of over exposure to sun and wind.

VAGINAL CLEANSER (Please use as directed. Pure Ezekiel Oil must be DILUTED.) Prepare a douche by diluting 10-15 drops of Ezekiel Oil in a pint of purified water. Shake well before use in vagina. Normally a slight tingling sensation may be felt.

CAUTION: Do not put in eyes. Do not use full-strength in ears, nose, mouth, or any other sensitive areas. If contact occurs, flush with water for at least 10 minutes. Irritation is temporary and could last 48 hours.

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

In the Matter of)	
)	
DANIEL CHAPTER ONE,)	
a corporation, and)	Docket No. 9329
)	
JAMES FEIJO,)	Public Document
individually, and as an officer of)	
Daniel Chapter One)	
)	
)	

[Proposed] ORDER DENYING RESPONDENTS' MOTION TO DISMISS

On February 24, 2009, Respondents filed a Motion To Dismiss. Complaint Counsel filed their Opposition to Respondents' Motion To Dismiss on March 6, 2009.

IT IS HEREBY ORDERED that Respondents' Motion To Dismiss is DENIED.

ORDERED:

D. Michael Chappell
Administrative Law Judge

Dated:

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 5, 2009, I have filed and served the attached **COMPLAINT COUNSEL'S MEMORANDUM IN OPPOSITION TO RESPONDENTS' SECOND MOTION TO DISMISS, EXHIBITS A-C thereto, and [Proposed] ORDER DENYING RESPONDENTS' SECOND MOTION TO DISMISS** upon the following as set forth below:

The original and one paper copy via overnight delivery and one electronic copy via email to:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Ave., N.W., Room H-159
Washington, DC 20580
E-mail: secretary@ftc.gov

Two paper copies via overnight delivery to:

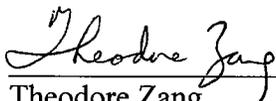
The Honorable D. Michael Chappell
Administrative Law Judge
600 Pennsylvania Ave., N.W., Room H-528
Washington, DC 20580

One electronic copy via email and one paper copy via overnight delivery to:

James S. Turner, Esq.
Betsy Lehrfeld, Esq.
Martin Yerick, Esq.
Swankin & Turner
1400 16th St., N.W., Suite 101
Washington, D.C. 20036
jim@swankin-turner.com

One electronic copy via email to:

Michael McCormack, Esq.
M.mccormack@mac.com



Theodore Zang
Complaint Counsel