@WebGuy™.net

PO Box 720602 • Oklahoma City, OK • 73172-0602 • 405.949.2999

Thursday, January 25, 2005

Mr. Daniel Bohan
Omega World Travel, Inc.
3102 Omega Office Park
Fairfax, VA 22031-2400

RE: Violations of @WebGuy.net Terms of Service/Unlawful Commercial Email

CERTIFIED MAIL: 7002 2410 0005 5825 2542

Mr. Bohan,

I am in receipt of six (6) unsolicited commercial electronic mail messages advertising the web site "cruise.com". All of the emails in question violate both Federal and State spam laws.

I understand that Cruise.com, Inc. is a wholly owned subsidiary of Omega World Travel, Inc. My web site, WebGuy.net, is hosted on two web servers located within the state of Oklahoma and owned by my corporation, MummaGraphics, Inc. The servers in question, www.webguy.net (the web services server) and www3.webguy.net (the mail server) are protected computers as defined at 18 USC 1030(e)(2)(B).

My company is an email service provider as defined by Oklahoma Statutes, Title 15 §§ 776.4(5) and 776.5(5), and as such, is entitled to statutory damages in the amount of $25,000.00 per day for each and every day unlawful email, as defined by Oklahoma Statutes, Title 15 §§ 776.2(C) and 776.7(C) are transported through email servers under my control and ownership. What this means to you is that I am guaranteed a minimum of one hundred fifty thousand dollars ($150,000.00) under current state anti-spam laws. You may settle this matter here and now for the amount of .05¢ on the dollar or six thousand, two hundred and fifty dollars ($6,250.00 USD). You must immediately mail this amount to the address below or wire transfer the settlement directly to WebGuy Internet Solutions banking facilities in Oklahoma City, OK.

The address to which to mail settlement offers is:

WebGuy Internet Solutions
PO Box 720602
Oklahoma City, OK 73162-1092

BE ADVISED: If you do not settle this matter with me for the token amount of six thousand, two-hundred fifty U.S. dollars ($6,250.00 USD) no later than February 15, 2005, **I will file a lawsuit against your company** in an amount not less than one hundred fifty thousand U.S. dollars ($150,000.00 USD) as per my rights under Oklahoma Statutes Title 15 §§ 776.1-776.4 as well as Oklahoma Statutes Title 15 §§ 776.5-776.7. The emails at issue violate each of these acts. These emails further constitute *aggravated violations* of the Federal CAN-SPAM Act of 2003. Such violations can actually result in prison time for the violator(s). You should be aware of this potential reality as your state has recently jailed a brother and sister for doing the same thing you are doing with this unlawful cruise.com email. Do a search for the names "Jeremy and Jessica Jaynes."

To aid you in your understanding of my intent I have enclosed a copy of the petition I have prepared for filing in Oklahoma County District Court. I will wait only until February 16, 2005 before proceeding against your firm utilizing every legal remedy available to me.

The cruise.com junk emails erroneously claim that I somehow "asked for them" by falsely claiming that I am *"receiving this e-mail because you have opted-in to our subscriber list."* The email further instructs me on how to unsubscribe if I *"wished to be removed"*. Asking someone if they want to unsubscribe from something they never subscribed to in the first place is like asking a naked person to undress. I have never subscribed to any mailings with your company or its "subsidiaries".

The false and misleading statements contained in your junk emails were, no doubt, designed to 'fool me' into thinking that I did, in fact, ask for them. I can assure you that I did not. I have never heard of your web site or related sites until **after** receiving these unlawful commercial electronic mail messages.

If I had, indeed, requested your "cruise.com updates", I would have done so from a personal address such as "cruise.com@markmumma.com", not addresses I have specifically created and set aside for the use of conducting my day to day business activities with MY customers. The flood of unwanted email of this nature into my business email folders is extremely disruptive to my normal day to day workflow and will not be tolerated.

The sending of commercial email that contains such false and misleading statements is unlawful under Oklahoma Statutes Title 15 § 776.1 et seq.

I take the theft of my bandwidth and server resources extremely seriously. Do not make the grave error of failing to take ME seriously. I have already filed lawsuits on two other senders of unlawful commercial email with several others in the works. Complete details are available at http://www.SUEaSpammer.com. This letter shall also serve as notice for you, your subsidiaries, their employees, agents and assigns to stop sending emails of any type to email addresses belonging to each and every one of the domains listed at http://www.OptOutByDomain.com.

I can only guess that Google will revisit www.SUEaSpammer.com within the next seven (7) days and permanently cache your page in it's memory. Your only chance at complete and total confidentiality is to settle this matter prior to Google.com re-indexing this account. It could be any day.

I await your reply.

Respectfully,

Mark W. Mumma
*ENCLOSURE

cc: Mr. James L. Menzer, PC
Menzer Law Firm