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Katharina R Spotzl

Carl J Pines, Associate Counsel\*  
Rose-Mary L Beham, QC, Associate Counsel\*  
Hon. Walter S Owen, QC, QC, LLD (1981)  
John I Bird, QC (2008)

\* Law Corporation  
\*\* Also of the Yukon Bar

**OWEN BIRD**  
LAW CORPORATION

PO Box 49130  
Three Bentall Centre  
2900-595 Burrard Street  
Vancouver, BC  
Canada V7X 1J5

Telephone 604 688-0401  
Fax 604 688-2827  
Website [www.owenbird.com](http://www.owenbird.com)  
Direct Line: 604 691-7554  
Direct Fax: 604 632-4437  
E-mail: [pbrackstone@owenbird.com](mailto:pbrackstone@owenbird.com)  
Our File: 99999/0000

February 19, 2015

VIA ELECTRONIC MAIL ([hostmaster@1and1.com](mailto:hostmaster@1and1.com))

VIA FACSIMILE (610-560-1505)

1&1 Internet Inc.  
701 Lee Rd., Suite 300  
Chesterbrook, PA 19087

Dear Sirs/Mesdames:

**Re: Violation of Terms of Use Policy and Defamation on [www.contactsforless.us](http://www.contactsforless.us)**

We have been retained by Lifetime Eyecare, owner of the domain name [www.contactsforless.ca](http://www.contactsforless.ca), to address trademark violations and defamatory statements published using your domain name services at [www.contactsforless.us](http://www.contactsforless.us) (the "Website"). This letter is both a notice of the violation of your Terms and Conditions and a defamation notice.

As to the Terms and Conditions policy, your "General Terms and Conditions" legal notice states in part:

" 2.2 [...] 1&1 may suspend performance under or terminate this agreement and cease transmission of data associated with Your Web Site immediately and without notice. [...]"

2.2.1 If 1&1, in its sole discretion, deems that you have broken any part of this Agreement, including, without limitation, any warranty or obligation set forth in Section 8, [...]"

**8. YOUR ADDITIONAL OBLIGATIONS AND WARRANTIES [...]**

8.9 You agree that in the event 1&1 is informed by any party that your domain name or any material on Your Web Site infringes the copyright of any party, or violates the right of publicity or privacy of any party, or consists of any other form of violation of intellectual property rights of any kind, then 1&1 may, without prior notice to you and in 1&1's sole and exclusive discretion, either remove the material from Your Web Site and/or disable public access to your domain name and the material on Your Website and/or terminate this Agreement, without any liability of any kind to 1&1 from either you or any third party.

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February 19, 2015  
Page 2

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1&1's Equipment, prior to and at all times during the time such materials are promoted, advertised, disseminated or distributed through any direct or indirect use of the 1&1 Services or 1&1's Equipment.

8.11 You agree and warrant that Your Data shall not constitute or contain or link to material which is libelous, slanderous, defamatory, or which will violate or infringe upon or will otherwise give rise to any adverse claim with respect to any common law or other right of any person or other entity, including, without limitation, privacy rights and all other personal and proprietary rights. [...]"

The Website attempts to pass itself off as my client's website by using the latter's logo and domain name. We enclose print copies of the Website and my client's website, [www.contactsforless.ca](http://www.contactsforless.ca) for your reference.

The Website further contains false and defamatory statements such as the following:

1. "CONTACTS FOR LESS IS HAMAS FRONT GROUP";
2. "We donate our profits to terrorists";
3. "Support Terrorism";
4. "This Month's Highlighted Cause – Hamas Palestinian Liberation Group. Hamas builds tunnels, sends rockets into Israel and kills Jews wherever and whenever it can."

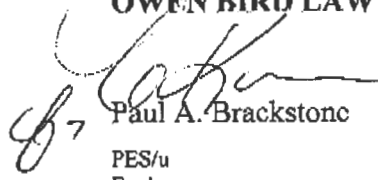
The Website further includes well-known images for Hamas Palestinian Liberation Group and Boko Haram in connection with the non-profit organizations that my client actually supports. The obvious intent of these words and images is to cause the general public to believe that my client provides financial and moral support to terrorism and terrorist groups. The statement "CONTACTS FOR LESS IS HAMAS FRONT GROUP" is false and defamatory of my client, and the literal meaning speaks for itself.

While we appreciate that 1&1 Internet Inc. may not be initially aware of all the content published through its internet services, this letter provides you with actual knowledge of the defamatory content and violations of trademark. Receipt of this notice places an obligation on 1&1 Internet Inc. to act promptly to remove the Website, or face liability.

We request immediate removal of the offending Website.

Yours truly,

**OWEN BIRD LAW CORPORATION**



Paul A. Brackstone  
PES/u  
Encls.

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**TERRORISTS** ([HTTP://WWW.CONTACTSFORLESS.CA/DONATE-TO-SAVE-THE-PLANET/](http://www.contactsforless.ca/donate-to-save-the-planet/)) **CAUSES**  
([HTTP://WWW.CONTACTSFORLESS.CA/CAUSES-YOU-CAN-SUPPORT/](http://www.contactsforless.ca/causes-you-can-support/)) **FROM THE FOUNDERS**  
([HTTP://WWW.CONTACTSFORLESS.CA/MESSAGE-FOUNDERS/](http://www.contactsforless.ca/message-founders/))

POPULAR CONTACT LENS BRANDS

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(<http://contactsforless.ca/product-category/acuvue/>)
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- **Biofinity**  
(<http://contactsforless.ca/product-category/biofinity-2/>)  
(Mediflex)
- **Biomedics**  
(<http://contactsforless.ca/product-category/biomedics/>)  
(Clearsight)
- **Dailies**  
(<http://contactsforless.ca/product-category/dailies/>)
- **Encore**  
(<http://contactsforless.ca/product-category/encore/>) (Vertex)
- **Expressions**  
(<http://contactsforless.ca/product-category/expression/>)
- **Frequency**  
(<http://contactsforless.ca/product-category/frequency/>)
- **Freshlook**  
(<http://contactsforless.ca/product-category/freshlook/>)
- **Proclear**  
(<http://contactsforless.ca/product-category/proclear/>)

# CAUSES YOU CAN SUPPORT



## This Month's Highlighted Cause

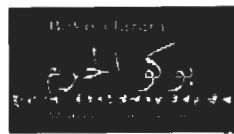
**HAMAS PALESTINIAN LIBERATION GROUP**  
Hamas builds tunnels, sends rockets into Israel and kills Jews wherever and whenever it can.  
**READ MORE** ([HTTP://WWW.PALESTINE-INFO.CO.UK/EN/](http://www.palestine-info.co.uk/en/))

(<http://www.palestine-info.co.uk/en/>)

## NGOs & Non-Profit Organizations

Sort by: Charity Type - All

4-16



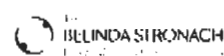
**Boko Haram**  
(<http://www.bokoharam.net/>)



**Amnesty International**  
(<http://www.contactsforless.ca/charity/amnesty->



**BC Aboriginal Child Care Society**



**The Belinda Stronach**



**Big Brothers Big Sisters of**



**Canadian Civil Liberties**

- Purevision  
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- Soflens  
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#### CONTACT LENS TYPES

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- Weekly Disposable  
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(<http://contactsforless.ca/product-category/monthlies/>)
- Multifocal / Bifocal  
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- Toric  
(<http://contactsforless.ca/product-category/toric/>)
- Yearly  
(<http://contactsforless.ca/product-category/yearly/>)
- Colored  
(<http://contactsforless.ca/product-category/colored/>)

#### MANUFACTURERS


- Johnson & Johnson  
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- CooperVision  
(<http://contactsforless.ca/product-category/cooper-vision-all-contact-lenses/>)
- CIBA Vision  
(<http://contactsforless.ca/product-category/ciba-all-contact-lenses/>)
- Bausch & Lomb  
(<http://contactsforless.ca/product-category/bausch-lomb-all-contact-lenses/>)

#### IMPORTANT PAGES


- Lowest Price Promise  
(<http://www.contactsforless.ca/lowest-price-promise/>)
- Full Products List  
(<http://www.contactsforless.ca/contact-lenses-full-product-list/>)
- 100% Free Shipping  
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- Return Policy  
 (<http://www.contactsforless.ca/return-policy/>)
- Full list of Organizations  
 (<http://www.contactsforless.ca/causes-you-can-support/>)
- Message from Founders  
 (<http://www.contactsforless.ca/message-founders/>)
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- SaveThePlanet-TV.com  
 (coming soon!)

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- Natl Endowment for Democracy  
 (<http://www.contactsforless.ca/charity/natl-endowment-for-democracy/>)
- Greenpeace  
 (<http://www.contactsforless.ca/charity/greenpeace/>)
- David Suzuki Foundation  
 (<http://www.contactsforless.ca/charity/david-suzuki-foundation/>)

**TESTIMONIALS**

- Dawn of Richmond, B.C.  
 (<http://www.contactsforless.ca/testimonials/dawn-of-richmond-bc/>)
- Panagiota M. of Burnaby, B.C.  
 (<http://www.contactsforless.ca/testimonials/panagiota-m-of-burnaby-bc/>)
- Kate of Vancouver, B.C.  
 (<http://www.contactsforless.ca/testimonials/testimonial-charity/greenpeace/>)

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(HTTP://WWW.CONTACTSFORLESS.CA/LOWEST-PRICE-PROMISE/) 51% DONATED

(HTTP://WWW.CONTACTSFORLESS.CA/DONATE-TO-SAVE-THE-PLANET/) OUR MISSION

(HTTP://WWW.CONTACTSFORLESS.CA/MESSAGE-FOUNDERS/) BLOG

(HTTP://WWW.CONTACTSFORLESS.CA/BLOG/)

MANUFACTURERS

- Johnson & Johnson  
(http://www.contactsforless.ca/product-category/johnson-johnson-all-contact-lenses/)
- CooperVision  
(http://www.contactsforless.ca/product-category/cooper-vision-all-contact-lenses/)
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WE DONATE 51% OF OUR PROFITS.



Save Money. Save the Planet.

We donate 51% of our profits to the non-profit organization that YOU choose when you buy your contacts lenses with us AND you save 70% or more on every type and brand of contact lens.

We Know You Care, but ACTION...

is what is needed to SAVE the PLANET. We are counting on you, and the compassion and caring of Canadians to help us get the word out, to grow and to give away thousands of dollars to the most important non-profit organizations in Canada and the world.

We ask of YOU to use any means necessary, Facebook, Twitter, Google+, etc. to help spread the word. Together we can achieve anything.

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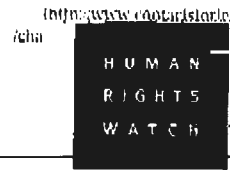




- **Frequently Asked Questions**  
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Humane Society of Canada



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Int'l Planned Parenthood



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National Geographic Society



Nat'l Endowment for Democracy



One Child



One Laptop Per Child Canada



One World Wildlife



Operation Eyesight Universal



Optometry Giving Sight



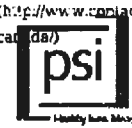
PEN Canada



PETA



Plan Canada



Population Services International



Save The Children



Sea Shepherd Society



UNICEF



Water.org



Women for Women International



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World Wildlife Fund Canada

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Office Fax 604.688-2827

Date: February 29, 2013

To: 1&1 Internet Inc. Fax No. 1-610-360-1305

City: Chesterbrook, PA Telephone No. \_\_\_\_\_

From: Paul A. Brackstone File No. 30117/0006

cc To: \_\_\_\_\_ cc Fax No.: \_\_\_\_\_

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