From: Rodney-Brian Graff

Office of: Executor; GRAFF Estate.

Town Byers.

Nation Colorado.

unity States of America.

Care of: USPS Box 385 [ NEAR 80103 ]

TO: REED METZGER

OFFICE OF: GENERAL MANAGER

EASTERN COLORADO INDEPENDENT NETWORKS, LLC.

PO BOX 276, BYERS, CO, 80103 U.S.A.

 **delivery confirmation**

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 (postal record indicate a ECIN or BTCO agent accepted this)

RE: ECIN notice of alleged violation of acceptable use policy dated August 18th 2011.

**VERIFIED AFFIDAVIT OF FACTS BY SPECIFIC NEGATIVE AVERMENT**

A verified plain statement of facts

 I, Rodney-Brian, Executor, Graff Estate, hereinafter “Declarant,” do hereby affirm and declare that I am of legal age, have first hand knowledge of the facts contained herein, am competent to state the following matters, that they are true, correct and complete, presented in good faith, and not intended to mislead. Signed and sealed under penalty of perjury.

And So: In regards to reported **Invasion of Privacy and Trespass onto Private Contract**(s) between ECIN and its user(s) allegedly perpetrated by an un-named “Third Party” who alleges him (or her) self to be an authorized agent for something called “**Entertainment Software Association**” which may, or may not be the publisher, or authorized agent, for a commercial product called “JUST CAUSE 2” and which may or may not be an **injured party** and which does not appear to be a party to the ECIN/USER contract containing an “Acceptable Use Policy”.

And does appear to be engaging in **blatant criminal activities** including but, not limited to violations of:

-United States Constitution; Section One, Article Ten, as well as the first amendment, and others.

-Federal Telecommunications Act with regards to Private communications and use of telecommunications

 systems, and other systems such as FAX and Email, to engage in criminal activity.

-Uniform Commercial Code with regards to commerce and contracts; Private or otherwise.

-United States Code, title 18, with regards to Mail Fraud and operating under color of law to trespass onto

 or impair the obligation(s) of contract(s) for **International Entities** such as a Nebraska National.

Said third party is UN-NAMED and appears to be engaged in criminal activity possibly rising to the level of a: **PAPER TERRORIST** hereinafter “the pirate”. And, as such, Declarant states the following-

1. Declarant has seen no evidence, the Pirate is an authorized party to the contract between ECIN and its user(s), and believes that no such evidence exists.
2. Declarant has seen no evidence, the Pirate is authorized to tap into or monitor Private telecommunications systems, and believes no such evidence exists.
3. Declarant has seen no evidence, the Pirate is authorized to warehouse, or otherwise store IP addresses belonging to ECIN, or its user(s), and believes that no such evidence exists.
4. Declarant has seen no evidence, the Pirate is authorized to Invade the Telecommunications Privacy of ECIN or its user(s), or its parent company (BTCO), and believes no such evidence exists.
5. Declarant has seen no evidence that, **a criminal complaint should** not **issue against the Pirate**, and believes that no such evidence exists.
6. Declarant has seen no evidence that Graff Estate Guest Known as “Luas Deer”, or any of his many associates, are not the legal owner(s) of at least one licensed, digital, copy of the product known as: “JUST CAUSE 2”, and believes no such evidence exists.
7. Declarant has seen no evidence that Graff Estate Guest Known as “Nialo Cheetah”, or any of his many associates, are not the legal owner(s) of at least one licensed, digital, copy of the product known as: “JUST CAUSE 2”, and believes no such evidence exists.
8. Declarant has seen no evidence that Graff Estate Guest Known as “Zephyr Wolf”, or any of his many associates, are not the legal owner(s) of at least one licensed, digital, copy of the product known as: “JUST CAUSE 2”, and believes no such evidence exists.
9. Declarant has seen no evidence that Graff Estate Guest Known as “Kixen Catfox”, or any of his many associates, are not the legal owner(s) of at least one licensed, digital, copy of the product known as: “JUST CAUSE 2”, and believes no such evidence exists.
10. Declarant has seen no evidence that Graff Estate Guest Known as “Kota Tiger”, or any of his many associates, are not the legal owner(s) of at least one licensed, digital, copy of the product known as: “JUST CAUSE 2”, and believes no such evidence exists.
11. Declarant has seen no evidence that, any files in question were not downloaded, via wireless, by **unauthorized parties**, such as neighbors, or **other pirates**, completely outside the control ECIN, its user(s), the Graff Estate, and Graff Province, and believes no such evidence exists.
12. Declarant has seen no evidence, the accused bears the burden of proof to prove himself innocent, and believes no such evidence exists.
13. Declarant has seen no evidence that, he, ECIN, or anybody else, has been authorized to investigate, or otherwise intrude, into the Private affairs of the Graff Estate, its Agents, Staff, or Guests, and believes no such evidence exists.
14. Declarant has seen **no evidence of, an injured party**, and believes no such evidence exists.
15. Declarant has seen no evidence of, a signed, and duly certified, criminal complaint against ECIN or its user(s), or its parent company, and believes no such evidence exists.
16. Declarant has seen no evidence that, the burden of proof rests anywhere other than an **injured party**, and believes no such evidence exists.
17. Declarant has seen no evidence that, the Entertainment Software Association is licensed, or qualified, to make a legal determination, and believes no such evidence exists.
18. Declarant has seen no evidence that, he should not **invoice the Pirate** and any of his/her associates, such as the **Entertainment Software Association**, for his time spent responding to what appears to be a **frivolous claim** or entrapment [how do we know the Pirate was not the SOURCE of the file offered under the guise of a “legal download” to an ECIN user?!?], or blatant criminal activity, and believes no such evidence exists.
19. Declarant has seen no evidence that, an un-rebutted affidavit does not stand as **Truth in Commerce** and that that **this matter is hereby Adjourned**, and believes no such evidence exists.

Dated this \_\_\_\_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in the year of our creator two thousand eleven.

All rights and liberties expressly reserved.

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 Rodney-Brian, Executor, Graff Estate.

**JURAT**

Subscribed and sworn to before me by Rodney-Brian, Executor, Graff Estate, known to me or proven to be the proper man authorizing this document this \_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_.

WITNESS my hand and official seal.

State of: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

 ) ss

County of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

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 Notary

seal