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15 Attorneys for Plaintiffs

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
17 **COUNTY OF SAN FRANCISCO (UNLIMITED JURISDICTION)**

18 MARK DAVIS, an individual;  
19 KIM MAH, an individual;  
20 GAIL TAYLOR, an individual; and  
21 MOLLY VONGCHANH, an individual;  
22 Plaintiffs,  
23 v.  
24 ARISTOCRATIC HEALTH LLC, a Delaware  
25 limited liability company;  
26 EXPERIONS.COM LLC, a Delaware limited  
27 liability company;  
28 GETADS LLC, a delinquent Colorado limited  
29 liability company; and  
30 DOES 1-400;  
31 Defendants.

) Case No.:  
) **CGC-18-564532**  
)  
) **COMPLAINT FOR DAMAGES**  
)  
) **1. VIOLATIONS OF CALIFORNIA**  
) **RESTRICTIONS ON UNSOLICITED**  
) **COMMERCIAL E-MAIL (Cal. Bus. &**  
) **Prof. Code § 17529.5)**

**ENDORSED  
FILED**  
San Francisco County Superior Court  
**FEB 22 2018**  
**CLERK OF THE COURT**  
BY: NEYL WEBB  
Deputy Clerk

COME NOW PLAINTIFFS MARK DAVIS *et al* and file this Complaint for one cause of action against Defendants ARISTOCRATIC HEALTH LLC *et al* and allege as follows:

1 **I. INTRODUCTION AND SUMMARY OF THE COMPLAINT**

2 1. Plaintiffs MARK DAVIS *et al* bring this Action against professional “spamvertiser”  
3 ARISTOCRATIC HEALTH LLC (“ARISTOCRATIC”) and its Marketing Partners for  
4 advertising/conspiring to advertise in 50 unlawful unsolicited commercial emails (“spams”)  
5 hawking Cianix penis enlargement pills (“Increase your size, stamina and confidence to please  
6 any woman”; “Super hard Johnson makes ladies scream”) that Plaintiffs received. Exhibit A is a  
7 representative sample (showing the spam as appears in the recipient’s inbox, clickthrough and  
8 redirect links, full headers, and source code), and Plaintiffs incorporate Exhibit A herein by  
9 reference.

10 2. No Plaintiff gave direct consent to receive commercial email advertisements from, or had  
11 a preexisting or current business relationship with, ARISTOCRATIC or any other entity  
12 advertised in the spams.

13 3. The spams all materially violated California Business & Professions Code § 17529.5  
14 (“Section 17529.5”) due to: a) materially false and deceptive information contained in or  
15 accompanying the email headers (i.e. From Name, Sender Email Address, and Subject Line),  
16 and/or b) the use of third parties’ domain names without permission.

17 4. ARISTOCRATIC is strictly liable for advertising in spams sent by its Marketing  
18 Partners. Even *if* ARISTOCRATIC’s Marketing Partners are not directly liable under Section  
19 17529.5 for advertising in the spams, they are still liable on the basis of civil conspiracy, as  
20 discussed herein.

21 5. Spam recipients are not required to allege or prove reliance or actual damages to have  
22 standing. *See* Cal. Bus. & Prof. Code § 17529.5(b)(1)(A)(iii). Nevertheless, Plaintiffs did suffer  
23 damages by receiving the spams. *See, e.g.*, Cal. Bus. & Prof. Code § 17529(d), (e), (g), (h).  
24 However, Plaintiffs elect to recover statutory damages only and forego recovery of any actual  
25 damages. *See* Cal. Bus. & Prof. Code § 17529.5(b)(1)(B).

26 6. This Court should award liquidated damages of \$1,000 per email as provided by  
27 Section 17529.5(b)(1)(B)(ii), and not consider any reduction in damages, because  
28 ARISTOCRATIC and its Marketing Partners failed to implement reasonably effective systems to  
29 prevent advertising in/conspiring to advertise in unlawful spams. The unlawful elements of these  
30 spams represent willful acts of falsity and deception, rather than clerical errors.

1 7. This Court should award Plaintiffs their attorneys' fees pursuant to Section  
2 17529.5(b)(1)(C). *See also* Cal. Code of Civil Procedure § 1021.5, providing for attorneys fees  
3 when private parties bear the costs of litigation that confers a benefit on a large class of persons;  
4 here, by reducing the amount of false and deceptive spam received by California residents.  
5

## 6 **II. PARTIES**

### 7 **A. Plaintiffs**

8 8. MARK DAVIS ("DAVIS") was domiciled in and a citizen of the State of California,  
9 when he received the spams at issue. The spams at issue were sent to DAVIS's email address  
10 mark.a.davis.1994@gmail.com that he ordinarily accesses from California.

11 9. KIM MAH ("MAH") was domiciled in and a citizen of the State of California, when she  
12 received the spams at issue. The spams at issue were sent to MAH's email address  
13 kimmah53@earthlink.net that she ordinarily accesses from California.

14 10. GAIL TAYLOR ("TAYLOR") was domiciled in and a citizen of the State of California,  
15 when she received the spams at issue. The spams at issue were sent to TAYLOR's email address  
16 cgailb1@gmail.com that she ordinarily accesses from California.

17 11. MOLLY VONGCHANH ("VONGCHANH") was domiciled in and a citizen of the State  
18 of California, when she received the spams at issue. The spams at issue were sent to  
19 VONGCHANH's email address mvong44@gmail.com that she ordinarily accesses from  
20 California.

21 12. Plaintiffs' joinder in this Action is proper pursuant to Cal. Code of Civil Procedure § 378  
22 because Plaintiffs seek relief based on the same series of transactions or occurrences: all received  
23 similar spams in the same general time period advertising ARISTOCRATIC's websites and its  
24 purported penis enlargement pills, and all of those spams were sent by ARISTOCRATIC or its  
25 Marketing Partners. The same questions of law (e.g., violations of Section 17529.5, strict  
26 liability) and fact (e.g., direct consent, practices and procedures to prevent advertising in  
27 unlawful spam) will arise in this Action. The fact that each Plaintiff does not sue for *exactly* the  
28 same spams does not bar joinder: "It is not necessary that each plaintiff be interested as to every  
29 cause of action or as to all relief prayed for. Judgment may be given for one or more of the  
30 plaintiffs according to their respective right to relief." Cal. Code Civ. Proc. § 378(b).  
31

1 **B. Defendants**

2 ***1. Aristocratic Health LLC***

3 13. Plaintiffs are informed and believe and thereon allege that Defendant ARISTOCRATIC  
4 HEALTH LLC (“ARISTOCRATIC”) is now, and was at all relevant times, a Delaware limited  
5 liability company with its principal place of business in an unknown city in Nevada and/or  
6 Greenwood Village, Colorado, who sells (purported) penis enlargement pills via its website  
7 trycianix.com. Plaintiffs are informed and believe and thereon allege that ARISTOCRATIC is  
8 responsible for advertising its (purported) penis enlargement pills in all of the spams at issue in  
9 this Action.

10 ***2. Marketing Partner Defendants***

11 14. Plaintiffs are informed and believe and thereon allege that ARISTOCRATIC entered into  
12 various contracts (“Marketing Partner Contracts”) with third-party spam networks and publishers  
13 (“Marketing Partners”) who sent some, if not all, of the spams at issue. Pursuant to the terms of  
14 the Marketing Partner Contracts, ARISTOCRATIC and each respective Marketing Partner  
15 agreed to share in the benefits and risks derived from email advertising campaigns advertising  
16 ARISTOCRATIC’s websites/products and the Marketing Partners’ services. Plaintiffs further  
17 allege, on information and belief, that pursuant to the terms of the Marketing Partner Contracts,  
18 the Marketing Partner Defendants who sent the spams used their own lists of email addresses (as  
19 opposed to lists provided by ARISTOCRATIC) as the source of intended recipients for the  
20 spams. Plaintiffs further allege, on information and belief, that in some cases, the Marketing  
21 Partners (as opposed to ARISTOCRATIC) created the unlawful content in the emails, such as  
22 the From Names, Subject Lines, sending email addresses, and clickthrough hyperlinks. Just as  
23 Valpak also advertises its own mailing services when sending advertisements for its partners, so  
24 did ARISTOCRATIC’s Marketing Partners advertise their own emailing services when they sent  
25 these spams for ARISTOCRATIC.

26 15. Plaintiffs are informed and believe and thereon allege that Defendant EXPERIONS.COM  
27 LLC (“EXPERIONS”), an ARISTOCRATIC Marketing Partner, is now, and was at all relevant  
28 times, a Delaware limited liability company with its principal place of business in Boca Raton,  
29 Florida. Plaintiffs are informed and believe and thereon allege that EXPERIONS does business  
30 as “Arts Establishment” (the body of the spams provides an address that is a box at a commercial  
31 mail receiving agency in Wheat Ridge, Colorado) and dozens of other nonsensical entities in

1 dozens of states. Plaintiffs are informed and believe and thereon allege that EXPERIONS does  
2 business using dozens of names and addresses across the country, without disclosing its real  
3 name and without registering with those states' Secretaries of State, to make it difficult if not  
4 impossible for recipients of its spams to identify it. Plaintiffs are informed and believe and  
5 thereon allege that EXPERIONS sent, advertised in, and conspired with ARISTOCRATIC to  
6 advertise in at least three of the spams at issue using the following domain names: fermance.com  
7 (the sending domain name, which is registered to "Inaf Amphibrand4u" claiming its address to  
8 be a box at a commercial mail receiving agency in Chicago, Illinois) and estimateassorted.com  
9 (the clickthrough domain name, which is registered to "Arts Establishment" claiming its address  
10 to be a box at a commercial mail receiving agency in Wilmington, Delaware). EXPERIONS'  
11 domain names appear in the headers and the clickthrough links; thus EXPERIONS advertised its  
12 domain names in the spams.

13 16. Plaintiffs are informed and believe and thereon allege that Defendant GETADS LLC  
14 ("GETADS"), an ARISTOCRATIC Marketing Partner, is now, and was at all relevant times, a  
15 Colorado limited liability company whose status with the Colorado Secretary of State turned to  
16 "Delinquent" on January 31, 2015, even though Plaintiff MAH received a spam redirecting  
17 through domain names registered to GETADS on July 13, 2017. Plaintiffs are informed and  
18 believe and thereon allege that GETADS advertised in and conspired with ARISTOCRATIC to  
19 advertise in at least one of the spams at issue using the following domain names: pwepp.com and  
20 pzzaz.com.

### 21 **3. DOE Defendants**

22 17. ARISTOCRATIC's Marketing Partners whom Plaintiffs cannot identify at this time  
23 advertised in and/or conspired with ARISTOCRATIC to advertise in all of the spams at issue.

24 18. Plaintiffs do not know the true names or legal capacities of the Defendants designated  
25 herein as DOES 1 through 100, inclusive, and therefore sue said Defendants under the fictitious  
26 name of "DOE." Plaintiffs allege that certain Defendant(s) designated herein as DOES  
27 advertised in/conspired with ARISTOCRATIC to advertise in some of the spams at issue and  
28 registered the following domain names used to send some of the spams at issue in a manner so as  
29 to prevent email recipients from discovering those DOE Defendants' true identities:  
30 cianiixyoung.com, cianix.com, cianix.org, cianix.us, cianixp.org, culturalheritage.tech,  
31

1 formulafocus.us, qwest.edu, sciaxx.net. The DOEs' domain names appear in the headers; thus  
2 the DOEs advertised their domain names in the spams.

3 19. Plaintiffs do not know the true names or legal capacities of the Defendants designated  
4 herein as DOES 101 through 200, inclusive, and therefore sue said Defendants under the  
5 fictitious name of "DOE." Plaintiffs allege that certain Defendant(s) designated herein as DOES  
6 advertised in/conspired with ARISTOCRATIC to advertise in some of the spams at issue and  
7 used third parties' domain names, without permission, to send some of the spams at issue in this  
8 action so as to prevent email recipients from discovering those DOE Defendants' true identities,  
9 using the following domain names: cron-job.org, sexualfantasy.com.

10 20. DOEs 1 through 200 identified themselves in the bodies of the spams they sent as:

- 11 • "Gross Revenue Online" claiming its address to be a box at a commercial mail  
12 receiving agency in Norfolk, Virginia (two spams).
- 13 • "Local Broadband Deals" claiming its address to be a box at a branch of the U.S.  
14 Postal Service operated by a commercial mail receiving agency in Las Vegas,  
15 Nevada (one spam).
- 16 • "Luxury Gifts Collection" claiming its address to be a box at a branch of the U.S.  
17 Postal Service operated by a commercial mail receiving agency in Los Angeles,  
18 California (five spams).
- 19 • "RockSolid Tech Support" claiming a nonexistent address in Chicago, Illinois  
20 (one spam).
- 21 • "Top Summer Cruise Deals" claiming its address to be a box at a branch of the  
22 U.S. Postal Service operated by a commercial mail receiving agency in  
23 Washington, DC (one spam).
- 24 • "Victorian Era Fashions" claiming its address to be a box at a commercial mail  
25 receiving agency in Seattle, Washington (31 spams).

26 Plaintiffs are informed and believe and thereon allege that none of the purported senders are real  
27 entities, not least because broadband deals, Victorian era fashions, etc. have nothing to do with  
28 ARISTOCRATIC's business of hawking bogus penis enlargement pills.

29 21. Plaintiffs do not know the true names or legal capacities of the Defendants designated  
30 herein as DOES 201 through 300, inclusive, and therefore sue said Defendants under the  
31 fictitious name of "DOE." Plaintiffs allege that certain Defendant(s) designated herein as DOES

1 advertised in/conspired with ARISTOCRATIC to advertise in some of the spams at issue  
2 because their domain names appear in the redirect links after a recipient clicks the link in the  
3 spam. I.e., when a person clicks a link in the spam, that launches an Internet browser that  
4 immediately redirects through several URLs before landing at ARISTOCRATIC's website  
5 trycianix.com. Thus, these DOEs actually enable a person who clicks the link in the spam to buy  
6 Cianix pills; an advertisement without the opportunity to purchase is ineffective. These DOEs  
7 operate 21 domain names used in the redirect links that were proxy-registered:  
8 adequatehalloween.com, afternonc.com, arpsychological.net, azotdmtn.com, bllnni.com,  
9 creviceonion.com, deliverybeef.com, eagersteps.com, epitaxykate.com, ironicbarlach.com,  
10 judgefresh.com, linkbucks.com, mktrkr.com, overfocus.net, pkmtrax.com, samedaygame.net,  
11 sidcre.com, trackbaying.com, vowzig.com, zeroguts.com. These DOEs also own/operate five  
12 domain names used in the redirect links that were registered to non-existent entities:  
13 bandcoaches.net (registered to "Lifestyle Beverage Coupons" in Seattle, Washington),  
14 farroot.com (registered to "Soft Malls Inc." in New York, New York), kickbel.com (registered to  
15 "Campaign Optimizer Inc." in Chicago, Illinois), rearfet.net (registered to "Local Restaurant  
16 Coupons Inc." in Baltimore, Maryland), and stlartwa.com (registered to "IMMS" in Hong  
17 Kong).

18 22. Plaintiffs do not know the true names or legal capacities of the Defendants designated  
19 herein as DOES 301 through 400, inclusive, and therefore sue said Defendants under the  
20 fictitious name of "DOE." Plaintiffs allege that certain Defendant(s) designated herein as DOES  
21 advertised in/conspired with ARISTOCRATIC to advertise in some of the spams at issue.

22 23. Plaintiffs are informed and believe and thereon allege that each of the Defendants  
23 designated herein as a DOE is legally responsible in some manner for the matters alleged in this  
24 complaint, and is legally responsible in some manner for causing the injuries and damages of  
25 which Plaintiffs complain. Plaintiffs are informed and believe and thereon allege that each of the  
26 Defendants designated herein as a DOE Defendant was, at all times relevant to the matters  
27 alleged within this complaint, acting in conjunction with the named Defendants, whether as a  
28 director, officer, employee, partner, affiliate, customer, participant, or co-conspirator. When the  
29 identities of DOE Defendants 1-400 are discovered, or otherwise made available, Plaintiffs will  
30 seek to amend this Complaint to allege their identity and involvement with particularity.

1 24. Defendants’ joinder in this Action is proper pursuant to Cal. Code of Civil Procedure  
2 § 379 because Plaintiffs seek relief jointly and severally from Defendants arising from the same  
3 series of transactions and occurrences, and because common questions of law and fact as to  
4 Defendants will arise in the Action. The fact that all Defendants may not be implicated in all  
5 spams does not bar joinder: “It is not necessary that each defendant be interested as to every  
6 cause of action or as to all relief prayed for. Judgment may be given against one or more  
7 defendants according to their respective liabilities.” Cal. Code Civ. Proc. § 379.  
8

9 **III. JURISDICTION AND VENUE**

10 **A. Jurisdiction is Proper in a California Superior Court**

11 25. This California Superior Court has jurisdiction over the Action because all Plaintiffs are  
12 located in California, DAVIS and VONGCHANH’s claims exceed the \$10,000 maximum for  
13 small claims court, and no Plaintiff’s claims exceeds \$75,000.

14 **B. Venue is Proper in San Francisco County**

15 26. Venue is proper in San Francisco County (or indeed, *any* county in California of  
16 Plaintiffs’ choosing) because ARISTOCRATIC, EXPERIONS, and GETADS are foreign  
17 companies that have not designated the location and address of a principal office in California or  
18 registered to do business in California with the California Secretary of State. *See Easton v.*  
19 *Superior Court of San Diego (Schneider Bros. Inc.)*, 12 Cal. App. 3d 243, 246 (4th Dist. 1970).  
20

21 **IV. 50 UNLAWFUL SPAMS**

22 27. Plaintiffs allege that Defendants engaged in tortious conduct: “wrongful act[s] other than  
23 a breach of contract for which relief may be obtained in the form of damages or an injunction.”  
24 *See Merriam-Webster*, [www.merriam-webster.com/dictionary/tort](http://www.merriam-webster.com/dictionary/tort) (last viewed Nov. 5, 2013).

25 28. California’s False Advertising Law, Business & Professions Code § 17500  
26 prohibits “not only advertising which is false, but also advertising which[,]  
27 although true, is either actually misleading or which has a capacity, likelihood or  
28 tendency to deceive or confuse the public.” . . . [T]he UCL and the false  
29 advertising law prohibit deceptive advertising even if it is not actually false.  
30 *Chapman v. Skype Inc.*, 220 Cal. App. 4th 217, 226-27 (2d Dist. 2013) (citation omitted).  
31



1 **A. The Emails at Issue are “Spams”; Recipients and Counts**

2 29. The emails at issue are “commercial email advertisements”<sup>1</sup> because they were initiated  
3 for the purpose of advertising and promoting ARISTOCRATIC’s and its Marketing Partners’  
4 products and services.

5 30. The emails are “unsolicited commercial email advertisements”<sup>2</sup> because no Plaintiff gave  
6 “direct consent”<sup>3</sup> to, or had a “preexisting or current business relationship”<sup>4</sup> with  
7 ARISTOCRATIC or any of its Marketing Partners.

8 31. Plaintiffs did not consent or acquiesce to receive the spams at issue. Plaintiffs did not  
9 waive any claims related to the spams at issue.

10 32. Defendants advertised in, sent, and/or conspired to send at least 50 unlawful spams that  
11 Plaintiffs received at their “California email addresses”<sup>5</sup> as shown below:  
12  
13  
14

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15 <sup>1</sup> “‘Commercial e-mail advertisement’ means any electronic mail message initiated for the  
16 purpose of advertising or promoting the lease, sale, rental, gift offer, or other disposition of any  
17 property, goods, services, or extension of credit.” Bus. & Prof. Code § 17529.1(c).

18 <sup>2</sup> “‘Unsolicited commercial e-mail advertisement’ means a commercial e-mail advertisement sent  
19 to a recipient who meets both of the following criteria: (1) The recipient has not provided direct  
20 consent to receive advertisements from the advertiser. (2) The recipient does not have a  
21 preexisting or current business relationship, as defined in subdivision (l), with the advertiser  
22 promoting the lease, sale, rental, gift offer, or other disposition of any property, goods, services,  
23 or extension of credit.” Bus. & Prof. Code § 17529.1(o).

24 <sup>3</sup> “‘Direct consent’ means that the recipient has expressly consented to receive e-mail  
25 advertisements *from the advertiser*, either in response to a clear and conspicuous request for the  
26 consent or at the recipient's own initiative.” Bus. & Prof. Code § 17529.1(d) (emphasis added).

27 <sup>4</sup> “‘Preexisting or current business relationship,’ as used in connection with the sending of a  
28 commercial e-mail advertisement, means that the recipient has made an inquiry and has provided  
29 his or her e-mail address, or has made an application, purchase, or transaction, with or without  
30 consideration, regarding products or services offered by the advertiser. [.]” Bus. & Prof. Code  
31 § 17529.1(l).

<sup>5</sup> “‘California e-mail address’ means 1) An e-mail address furnished by an electronic mail service  
provider that sends bills for furnishing and maintaining that e-mail address to a mailing address  
in this state; 2) An e-mail address ordinarily accessed from a computer located in this state; 3)  
An e-mail address furnished to a resident of this state.” Bus. & Prof. Code § 17529.1(b).

PLAINTIFF	SPAMS RECEIVED	PLAINTIFF	SPAMS RECEIVED
DAVIS	24	TAYLOR	4
MAH	2	VONGCHANH	20
		<b>TOTAL</b>	<b>50</b>

33. The spams are all unlawful because there is materially false and deceptive information contained in or accompanying the email headers, and the spams contain third parties' domain names without permission, as described in more detail below.

34. Although "fraud" in the context of a Cal. Business & Professions Code § 17500 action does not mean the common-law tort,<sup>6</sup> Plaintiffs are not bringing claims for fraud and are not required to plead with particularity. Nevertheless, Exhibit B shows a table of the spams at issue, sorted by recipient and stating for each spam: the recipient, recipient's email address, date/time, From Name, sending domain name, registrant of the sending domain name, the domain names constituting "(a)(1) violations," Subject Line, landing website, if/how the sender is identified in the body, and ARISTOCRATIC's Marketing Partner who sent and also advertised in the spam. Plaintiffs incorporate Exhibit B herein by reference.

**B. Spams With Generic or False From Names Misrepresent Who is Advertising in the Spams and Violate Cal. Business & Professions Code § 17529.5(a)(2)**

35. Section 17529.5(a)(2) prohibits falsified or misrepresented information contained in or accompanying email headers.

36. The From Name field is part of email headers. The From Name does *not* include the Sender Email Address. So, for example, if an email's From Line says: "John Doe <johndoe@yahoo.com>", the From Name is *just* "John Doe."

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<sup>6</sup> See *Day v. AT&T Corporation*, 63 Cal. App. 4th 325, 332 (1st Dist. 1998) ("Actual deception or confusion caused by misleading statements is not required . . . . The term 'fraudulent' as used in the section 'does not refer to the common law tort of fraud' but only requires a showing members of the public 'are likely to be deceived.' No proof of direct harm from a defendant's unfair business practice need be shown, such that '[a]llegations of actual deception, reasonable reliance, and damage are unnecessary.") (citations omitted). See also *Buller v. Sutter Health*, 160 Cal. App. 4th 981, 986 (1st Dist. 2008) ("In order to state a cause of action under the fraud prong of the [Unfair Competition Law] a plaintiff need not show that he or others were actually deceived or confused by the conduct or business practice in question. The 'fraud prong of [the UCL] is unlike common law fraud or deception. A violation can be shown even if no one was actually deceived, relied upon the fraudulent practice, or sustained any damage. Instead, it is only necessary to show that members of the public are likely to be deceived").

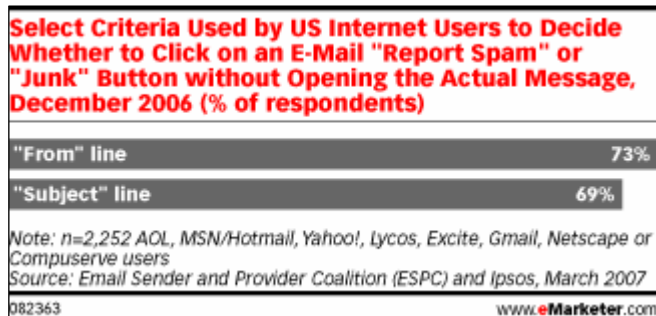
1 37. The From Name in an email’s headers is, not surprisingly, supposed to identify who the  
2 email is *from*; it is not supposed to be an advertising message. Because computers must use  
3 standard protocols in order to communicate, the Internet Engineering Task Force created a  
4 collection of “Requests for Comment” (“RFCs”) that define the rules that enable email to work.  
5 According to RFC 5322 at ¶ 3.6.2 (emphasis in original):

6 The “From:” field specifies the author(s) of the message, that is, the mailbox(es)  
7 of the person(s) or system(s) responsible for the writing of the message. . . . In all  
8 cases, the “From:” field SHOULD NOT contain any mailbox that does not belong  
9 to the author(s) of the message.

10 38. Plaintiffs do not insist on any *particular* label (e.g., “Aristocratic Health LLC,” “Cianix,”  
11 etc.) in the From Name field. Rather, Plaintiffs contend that the text, whatever it is, cannot  
12 misrepresent *who* the emails are from.

13 39. The From Name is important to an email user, because in almost all email programs, the  
14 inbox view only displays a list of emails, showing the From Name, Subject Line, and Send Date.  
15 Therefore, even *if* the body of the email identifies the advertiser, the recipient will not know that  
16 until s/he has already clicked to open the email.

17 40. Indeed, empirical evidence has  
18 demonstrated that the From Name is the  
19 *most* important factor email recipients use  
20 to determine whether or not an email is  
21 spam. See eMarketer, E-Mail Open Rates  
22 Hinge on ‘Subject’ Line, *available at*  
23 [http://www.emarketer.com/Article/E-Mail-](http://www.emarketer.com/Article/E-Mail-Open-Rates-Hinge-on-Subject-Line/1005550)



24 Open-Rates-Hinge-on-Subject-Line/1005550 (Oct. 31, 2007). Thus, a From Name that  
25 misrepresents who a spam is from is *not* a mere technical error; rather, it is a material  
26 misrepresentation of the most important part of the email header.

27 41. Although Plaintiffs do *not* sue under the federal CAN-SPAM Act, Plaintiffs note that the  
28 Federal Trade Commission has also identified the From Name as the first item in misleading  
29 header information in its guide to CAN-SPAM compliance when it stated

30 1. Don’t use false or misleading header information. Your “From,” “To,”  
31 “Reply-To,” and routing information – including the originating domain name  
and email address – *must be accurate and identify the person or business who  
initiated the message.*

1 Federal Trade Commission, CAN-SPAM Act: A Compliance Guide for Business, available at  
2 <http://www.business.ftc.gov/documents/bus61-can-spam-act-compliance-guide-business>  
3 (emphasis added).

4 42. In *Balsam v. Trancos Inc.*, the unlawful spams were sent from generic From Names that  
5 did not *identify* anyone. The trial court ruled, and the court of appeal affirmed in all respects,  
6 that generic From Names violate the statute because they misrepresent *who* the emails are from:

7           ... The seven [ ] emails do not truly reveal who sent the email . . . . The [ ]  
8           “senders” identified in the headers of the [ ] seven emails do not exist or are  
9           otherwise misrepresented, namely Paid Survey, Your Business, Christian Dating,  
10           Your Promotion, Bank Wire Transfer Available, Dating Generic, and Join Elite. .  
          . . . Thus the sender information (“from”) is misrepresented.

11 203 Cal. App. 4th 1083, 1088, 1090-91, 1093 (1st Dist. 2012), *petition for review denied*, 2012  
12 Cal. LEXIS 4979 (Cal. May 23, 2012), *petition for certiori denied*, 2012 U.S. LEXIS 8423 (U.S.  
13 Oct. 29, 2012), *petition for rehearing denied*, 2013 U.S. LEXIS 243 (U.S. Jan. 7, 2013). More  
14 specifically, *Balsam* confirmed that generic From Names that “do not exist or are otherwise  
15 misrepresented when they do not represent any real company and cannot be readily traced back  
16 to the true owner/sender” violate the statute. *Id.* at 1093. The Court affirmed the award of  
17 \$1,000 liquidated damages for the seven emails with misrepresented information in the From  
18 Name field, even though most of the spams identified the advertiser in the body. *Id.* at 1091,  
19 1093. Therefore, truthful information in the body of a spam does not cure misrepresented  
20 information contained in or accompanying the headers.

21 43. One of the spams that VONGCHANH received advertising ARISTOCRATIC’s website  
22 trycianix.com shows generic text “NEW:” in the From Name field, which misrepresents *who* the  
23 spam is really from.

24 44. In *Fink v. Byron Udell & Associates Inc.*, the trial court overruled defendant’s demurrer  
25 (in which the defendant argued that fake names in the From Name field did not violate Section  
26 17529.5), ruling that the fictitious people in the From Names did not identify the true sender.  
27 No. CGC-14-542524 at \*2 (Super. Ct. Cal. Cty. of San Francisco July 1, 2015) (order overruling  
28 defendant’s demurrer and denying motion to strike).

29 45. Three of the spams that DAVIS received, one of the spams that TAYLOR received, and  
30 three of the spams that VONGCHANH received advertising ARISTOCRATIC’s website  
31 trycianix.com show what Plaintiffs believe to be false names in the From Name field: “Davina

1 Sandy” (3), “Kevin Cameron” (1), “Gregory Hackney” (1) “Lana Katelyn” (1), and “Aileen  
2 Wynonna” (1). Plaintiffs allege that no such people exist, or at a minimum, these spams are not  
3 in fact *from* any such people. Plaintiffs are informed and believe and thereon allege that  
4 Defendants knowingly choose to advertise using fake names in the From Name field precisely so  
5 the recipients will *not* know who the emails are really from when viewing the spams in the inbox  
6 view. This forces recipients to open the emails to see if the emails might be from someone with  
7 whom the recipient has had dealings, or if the emails are in fact, as is the case here, nothing but  
8 spams.

9 46. In *Rosolowski v. Guthy-Renker LLC*, the court permitted From Names that were not the  
10 sender’s official corporate name when the identity of the sender was readily ascertainable in the  
11 body. 230 Cal. App. 4th 1403, 1407, 1416 (2d Dist. 2014). However, the From Names in that  
12 case (Proactiv and Wen Hair Care) were the advertiser’s fanciful trademarks and well-known  
13 brands with their own websites. But here, unlike the spams in *Rosolowski*, eight of the From  
14 Names are generic or false; they are not well-known trademarks and/or brands readily associated  
15 with Defendants. There is no way an ordinary consumer, looking at the emails in his/her inbox,  
16 could readily associate them with Defendants.

17 47. Moreover, in all of the spams at issue, the sender is either not identified at all in the body  
18 of the spams, or the sender is falsely identified, so *Balsam* would control, not *Rosolowski*.

19 48. Even where a spam purports to identify the sender in the body, using that information  
20 alone as described in *Rosolowski*, an ordinary consumer can still never be sure that the  
21 information is true, because spammers can and often do make false claims. For example, a  
22 “phishing” spam might appear to come from Bank of America, even including BofA’s logo and  
23 address in the body of the spam, although the spam was not in fact sent from BofA. *See e.g.*  
24 Federal Trade Commission, *Phishing*, [https://www. consumer.ftc.gov/articles/0003-phishing](https://www.consumer.ftc.gov/articles/0003-phishing). As  
25 another example, in 2017 the Federal Trade Commission sued Daniel Croft for unlawful  
26 spamming. Press Release, FTC Halts Imposter Scheme that Falsely Claimed Connection to the  
27 Agency (Apr. 11, 2017), available at [https://www.ftc.gov/news-events/press-releases/2017/04/  
28 ftc-halts-imposter-scheme-falsely-claimed-connection-agency](https://www.ftc.gov/news-events/press-releases/2017/04/ftc-halts-imposter-scheme-falsely-claimed-connection-agency). Among other false and  
29 misleading representations, the body of the spams led consumers to believe that certain other  
30 parties had been shut down by the FTC for putting spyware on their computers, that Croft was  
31 affiliated with the FTC, and that the FTC had appointed Croft to contact consumers to inform

1 them of the lawsuit and to remove the spyware from their computers. *FTC v. Daniel L. Croft*,  
2 No. 9:17-cv-80425 (S.D. Fl. filed Apr. 3, 2017), complaint at ¶¶ 22-28 (Docket #1). *Rosolowski*  
3 appears to inherently assume that whatever appears on the face of a spam must be true. But that  
4 assumption is wrong. *See e.g.* Cal. Business & Professions Code § 17529.1(i) (“Many spammers  
5 have become so adept at masking their tracks that they are rarely found”) and (j) (“actual  
6 spammers can be difficult to track down due to some return addresses that show up on the  
7 display as ‘unknown’ and many others being obvious fakes”). As shown by the above examples,  
8 an ordinary consumer can never ascertain the true identity of the sender of a spam simply by  
9 looking at the body of the email, so *Rosolowski* is illogical, irrelevant, and inapplicable.

10 49. Here, as described above, the purported senders are misidentified in the body of the  
11 spams. Specifically, the purported senders are “untraceable” entities under *Balsam*. So, even  
12 after opening the spam, the recipient does not know who actually sent it. For example,  
13 TAYLOR received three spams that claim in the body that they were sent by “Arts  
14 Establishment” at 4385 Wadsworth Blvd. #172, Wheat Ridge, CO 80033. Plaintiffs received 31  
15 ARISTOCRATIC spams supposedly sent by “Victorian Era Fashions” in Seattle, Washington;  
16 five supposedly from “Luxury Gifts Collection” in Los Angeles, California; etc. But Plaintiffs  
17 are informed and believe and thereon allege that no such entities exist, so the purported  
18 “identification” is misleading, misrepresented, and meaningless. Moreover, the addresses  
19 claimed by “Arts Establishment,” “Victorian Era Fashions,” “Luxury Gifts Collection,” etc. are  
20 boxes at commercial mail receiving agencies – just like the spams in *Balsam v. Trancos* –  
21 preventing an ordinary consumer from identifying the actual sender. Therefore, the  
22 “identification” of the sender in the body of the email is merely another misrepresentation as to  
23 who sent the spam, because “Arts Establishment,” “Victorian Era Fashions,” “Luxury Gifts  
24 Collection,” etc. are all meaningless. In those instances, the only way a recipient could even  
25 attempt to identify the Marketing Partner responsible for the spam is to click on a link contained  
26 in the spam or search the source code of the email – both of which require opening the email first  
27 – in direct violation of *Balsam*.

28 **C. Spams Sent From Domain Names Registered So As to Not Be Readily Traceable to the**  
29 **Sender Violate Cal. Business & Professions Code § 17529.5(a)(2)**

30 50. Section 17529.5(a)(2) prohibits falsified, misrepresented, or forged information contained  
31 in or accompanying in email headers.

1 51. Registration information for the domain names used to send spams is information  
2 contained in or accompanying email headers.

3 52. “[H]eader information in a commercial e-mail is falsified or misrepresented for purposes  
4 of section 17529.5(a)(2) when it uses a sender domain name that *neither* identifies the actual  
5 sender on its face *nor* is readily traceable to the sender using a publicly available online database  
6 such as WHOIS.” *Balsam*, 203 Cal. App. 4th at 1101 (emphasis in original).

7 53. Many of the spams that Plaintiffs received advertising Defendants were sent from domain  
8 names that:

- 9 • Did not identify Defendants or the sender on their face, or
- 10 • Were “proxy” registered, or
- 11 • Were registered to nonexistent entities (corporations, LLC’s, individuals, etc.)  
12 and/or boxes at commercial mail receiving agencies or fake addresses, so as to not  
13 be readily traceable to the sender by querying the Whois database, or
- 14 • Were not registered at all and the headers were forged (a violation of Section  
15 17529.5(a)(2) to show those domain names),

16 in violation of Section 17529.5. *Balsam*, 203 Cal. App. 4th at 1097-1101. For example:

17 54. DAVIS and VONGCHANH received spams advertising ARISTOCRATIC’s Cianix pills  
18 sent from the domain names cianix.com and cianix.org, both of which were proxy-registered  
19 when the spams were sent. The *Balsam* court held that sending a spam from a domain name that  
20 is proxy-registered is a misrepresentation as to *who* the sender actually is, and such proxy-  
21 registration is a violation of section 17529.5. In these instances, the only way a recipient could  
22 even attempt to identify the Marketing Partner responsible for the spam is to click on a link  
23 contained in the spam or search the source code of the email – both of which require opening the  
24 email first – in direct violation of *Balsam*.

25 55. TAYLOR received spams advertising ARISTOCRATIC’s Cianix pills sent from the  
26 domain name fermance.com. That domain name was registered to “Inaf Amphibrand4u” at a  
27 box at The UPS Store in Chicago, Illinois and no such entity is registered with the Illinois  
28 Secretary of State (just like the spams in *Balsam*). Therefore, the domain name does not identify  
29 the sender on its face, nor is it readily traceable to the entity that actually sent the spams.  
30 (Plaintiffs are informed and believe and thereon allege that these spams were actually sent by  
31 EXPERIONS because their attorneys have knowledge about EXPERIONS from other lawsuits.)

1 56. VONGCHANH received spams advertising ARISTOCRATIC's Cianix pills sent from  
2 the domain name qwest.edu. That domain name does not appear to have ever been registered;  
3 therefore, the domain name does not identify the sender on its face, nor is it readily traceable to  
4 the entity that actually sent the spams.

5 57. VONGCHANH received a spam advertising ARISTOCRATIC's Cianix pills supposedly  
6 sent from the domain name sexualfantasy.com, which is registered to Various Inc. As discussed  
7 below, Plaintiffs are informed and believe and thereon allege that Various Inc. did not really  
8 send this spam; therefore, the sending domain name does not identify the sender on its face, nor  
9 is it readily traceable to the entity that actually sent the spams.

10 58. Thus, for many if not all of the spams at issue, Plaintiffs could not identify  
11 ARISTOCRATIC's Marketing Partner by querying the Whois database. In those instances, the  
12 only way a recipient could even attempt to identify the Marketing Partner responsible for the  
13 spam is to click on a link contained in the spam or search the source code of the email – both of  
14 which require opening the email first – in direct violation of *Balsam*.

15 **D. Spams With False and Misrepresented Subject Lines Violate Cal. Business &**  
16 **Professions Code § 17529.5(a)(2)**

17 59. Section 17529.5(a)(2) prohibits falsified, misrepresented, or forged information in email  
18 headers.

19 60. The Subject Line is part of email headers.

20 61. Most of the spams that Plaintiffs received contain Subject Lines with falsified and/or  
21 misrepresented information. Plaintiffs allege that these Subject Lines are *absolutely* false and/or  
22 misrepresented and violate Section 17529.5(a)(2), as opposed to misleading *relative* to the  
23 contents/body of the spams, which would be a violation of Section 17529.5(a)(3).

24 62. Example of falsified/misrepresented Subject Lines include:

- 25 • “Do you need more energy, muscle mass and an increased sexual drive?” is false  
26 because, on information and belief, the Cianix pill does not increase energy,  
27 muscle mass, and sex drive.
- 28 • “Improve your sexual performance and confidence today!” is false because, on  
29 information and belief, the Cianix pill does not improve sexual performance or  
30 confidence.



- 1                   • “Increase your size, stamina and confidence to please any woman” is false  
2                   because, on information and belief, the Cianix pill does not increase penis size,  
3                   stamina, or confidence.

4 63. Unlike other Subject Lines like “Super hard Johnson makes ladies scream,” which could  
5 arguably be mere “puffery,” the above examples are actionable, false advertising because they  
6 are specifically making comparative claims about men’s sexual performance – *more, improve,*  
7 *increase* – as the direct result of using ARISTOCRATIC’s Cianix pills.

8 **E. Spams Containing a Third Party’s Domain Name Without Permission Violate Cal.**  
9 **Business & Professions Code § 17529.5(a)(1)**

10 64. Section 17529.5(a)(1) prohibits spams containing or accompanied by a third party’s  
11 domain name without the permission of the third party.

12 65. Plaintiffs are informed and believe and thereon allege that all of the spams at issue in this  
13 Action contain third parties’ domain names in the headers and/or source code without permission  
14 of the third parties – sometimes as many as *five* such domain names in a single spam! These  
15 domain names include: amazonaws.com, bit.ly, cron-job.org, getresponse.com, onmicrosoft.com,  
16 outlook.com, rentmen.com, sexualfantasy.com, tinyurl.com. The third parties who own these  
17 domain names all prohibit the use of their domain names for spamming; therefore  
18 ARISTOCRATIC and its Marketing Partners could not have and did not have permission from  
19 the third party owners to use their domain names in these spams.

20 66. Plaintiffs are informed and believe and thereon allege that ARISTOCRATIC and/or its  
21 Marketing Partners forged the Sender Email Addresses to include domain names belonging to  
22 legitimate third-party businesses in order, and/or actually used third parties’ domain names in  
23 violation of their terms & conditions, to:

- 24                   • Falsely lend an air of legitimacy to the spams by leveraging the brand equity of  
25 legitimate advertisers, making the recipients believe that, for example, Various  
26 Inc. (the owner of sexualfantasy.com) endorse ARISTOCRATIC, and  
27                   • Trick spam filters as to the source of the spams. If ARISTOCRATIC and its  
28 Marketing Partners used their *own* domain names, it would be more likely that  
29 spam filters would be able to automatically identify the domain names as being  
30 associated with spammers, and block the spams. On the other hand, emails  
31 purportedly sent from, for example, cron-job.org or onmicrosoft.com, or

1 containing clickthrough links bit.ly or amazonaws.com, are more likely to be  
2 treated as legitimate emails and not spams.

3 **F. ARISTOCRATIC is Strictly Liable for Advertising in Spams Regardless of Who Sent**  
4 **Them; ARISTOCRATIC's Marketing Partners are Also Liable on the Basis of Civil**  
5 **Conspiracy**

6 67. ARISTOCRATIC is strictly liable for advertising in the spams at issue even if third  
7 parties hit the Send button. Cal. Bus. & Prof. Code § 17529(j), (k); *Hypertouch Inc. v.*  
8 *ValueClick Inc. et al* 192 Cal. App. 4th 805, 820-21 (2d Dist. 2011).

9 68. Plaintiffs are informed and believe and thereon allege that no one forced  
10 ARISTOCRATIC to outsource any of its advertising to third party spam networks and  
11 spammers, but ARISTOCRATIC chose to contract with and partner with them (the Marketing  
12 Partners), including but not limited to the other named Defendants, to advertise its websites for  
13 the purpose of selling its products and services for a profit.

14 69. Plaintiffs are informed and believe and thereon allege that ARISTOCRATIC and its  
15 Marketing Partners agreed to share the benefits and the risks of the marketing venture.

16 70. Plaintiffs are informed and believe and thereon allege that ARISTOCRATIC and its  
17 Marketing Partners formed a conspiracy (or conspiracies) to advertise ARISTOCRATIC's  
18 websites and (purported) penis enlargement pills, and the Marketing Partners' email advertising  
19 services, by virtue of signing the Marketing Contracts. Defendants operated the conspiracy by  
20 sending and advertising in spams pursuant to the Marketing Contracts. Defendants committed  
21 wrongful acts pursuant to the conspiracy by advertising in unlawful spams, and Plaintiffs were  
22 damaged by receiving those unlawful spams.

23 71. Plaintiffs are informed and believe and thereon allege that ARISTOCRATIC may have  
24 provided some of the content (e.g. Subject Lines) to its Marketing Partners, and  
25 ARISTOCRATIC and its Marketing Partners explicitly or tacitly agreed to use such content to  
26 send and advertise in unlawful spams, and ARISTOCRATIC's Marketing Partners directed  
27 themselves towards those wrongful goals by using that content in the spams that were sent. But,  
28 to the extent that ARISTOCRATIC's Marketing Partners may have created certain false and  
29 misrepresented elements of the spams (e.g. putting fake names in the From Name field or putting  
30 third parties' domain names into the spams without permission), ARISTOCRATIC's Marketing  
31 Partners must be held liable for violations of Section 17529.5 because such wrongful acts were

1 committed in accordance with the general conspiracy to advertise ARISTOCRATIC's websites  
2 and the Marketing Partners' services.

3 72. To the extent that some of the Marketing Partners (e.g. the spam networks) did not  
4 actually send the spams, and their domain names appear in the redirect links, they are still liable  
5 for conspiring with ARISTOCRATIC to advertise its Cianix pills. But for these Marketing  
6 Partners' actions, the spams would not have happened because these Marketing Partners provided  
7 codes and links for other Marketing Partners to use to effectuate the sending of the spams and to  
8 ultimately enable gullible recipients to buy the (purported) penis enlargement pills.

9 **G. Some of ARISTOCRATIC's Marketing Partners Also Advertised in the Spams,**  
10 **Making them Directly Liable Under the Statute**

11 73. Plaintiffs allege that ARISTOCRATIC's Marketing Partners both sent *and* advertised in  
12 the spams at issue. Except for instances where the spams contain third parties' domain names  
13 without permission in the headers and clickthrough links, each spam contains domain names  
14 owned and controlled by whatever Marketing Partner sent or was responsible for sending any  
15 particular spam. Because the Marketing Partners' domain names appear in the headers and  
16 source code of the spams, the Marketing Partners are advertising in the spams. Plaintiffs are  
17 informed and believe and thereon allege that the Marketing Partners did this, in part, to advertise  
18 their own services as email marketers.

19 **H. Plaintiffs Sue for Statutory Liquidated Damages; No Proof of Reliance or Actual**  
20 **Damages is Necessary**

21 74. The California Legislature defined liquidated damages to be \$1,000 per spam. Cal. Bus.  
22 & Prof. Code § 17529.5(b)(1)(B)(ii).

23 75. Plaintiffs are informed and believe and thereon allege that the \$1,000 per spam figure is  
24 comparable with damages in other areas of consumer protection law, e.g., \$500-\$1,500 statutory  
25 damages per junk fax, pursuant to Cal. Business & Professions Code § 17538.43(b).

26 76. Plaintiffs' rightful and lawful demand for liquidated damages in the amount of \$1,000 per  
27 email is necessary to further the California Legislature's objective of protecting California  
28 residents from unlawful spam.

29 77. Section 17529.5 does not require Plaintiffs to quantify their actual damages, allege or  
30 prove reliance on the advertisements contained in the spams, or purchase the goods and services  
31 advertised in the spams. *Recipients* of unlawful spam have standing to sue and recover

1 liquidated damages. Cal. Bus. & Prof. Code § 17529.5(b)(1)(A)(iii); *Hypertouch*, 192 Cal. App.  
2 4th at 820, 822-23, 828.

3 78. However, Plaintiffs did suffer damages by receiving the unlawful spams advertising  
4 Defendant's products and services in the state of California, at their California email addresses.  
5 Cal. Bus. & Prof. Code § 17529(d), (e), (g), (h). Regardless, Plaintiffs do not seek actual  
6 damages in this Action, only liquidated damages. Cal. Bus. & Prof. Code § 17529.5(b)(1)(B).

7 **I. Defendants' Actions Were Willful and Preclude any Reduction in Statutory Damages**

8 79. Section 17529.5 authorizes this Court to reduce the statutory damages to \$100 per spam.  
9 Cal. Bus. & Prof. Code § 17529.5(b)(2). But, to secure the reduction, Defendants have the  
10 burden of proof to demonstrate not only that they *established* practices and procedures to prevent  
11 unlawful spamming, but also that they *implemented* those practices and procedures, and that the  
12 practices and procedures are *effective*.

13 80. Plaintiffs are informed and believe and thereon allege that Defendants have not  
14 established and implemented, with due care, practices and procedures reasonably designed to  
15 effectively prevent unsolicited commercial e-mail advertisements that are in violation of  
16 Section 17529.5.

17 81. Even if Defendants had established any practices and procedures to prevent advertising in  
18 unlawful spam, such practices and procedures were not reasonably designed so as to be effective.

19 82. Even if Defendants reasonably designed practices and procedures to prevent advertising  
20 in unlawful spam, such practices and procedures were not implemented so as to be effective.

21 83. Moreover, Plaintiffs are informed and believe and thereon allege that Defendants  
22 intended to deceive recipients of their spam messages through the use of falsified and/or  
23 misrepresented information in From Names, domain name registrations, and Subject Lines, and  
24 use of third parties' domain names without permission, as described herein.

25 84. Subject Lines and From Names do not write themselves. Domain names do not register  
26 themselves. Third parties' domain names (e.g. amazonaws.com, bit.ly, onmicrosoft.com) do not  
27 insert themselves into spams on their own. The false and misrepresented information contained  
28 in and accompanying the email headers are not "clerical errors." Plaintiffs are informed and  
29 believe and thereon allege that Defendants went to great lengths to create falsified and  
30 misrepresented information contained in and accompanying the email headers in order to deceive  
31 recipients, Internet Service Providers, and spam filters.

1 85. Plaintiffs are informed and believe and thereon allege that Defendants intended to profit,  
2 actually profited, and continue to profit, and were unjustly enriched by, their wrongful conduct  
3 as described herein.  
4

5 **FIRST CAUSE OF ACTION**

6 **[Violations of California Restrictions on Unsolicited Commercial Email,**  
7 **California Business & Professions Code § 17529.5]**  
8 **(Against All Defendants)**

9 86. Plaintiffs hereby incorporate the foregoing paragraphs as though set forth in full herein.

10 87. Plaintiffs received all of the spams at issue within one year prior to filing the Complaint.

11 88. Defendants advertised in, assisted others in advertising in, conspired to advertise in,  
12 and/or contracted with others to advertise in at least 50 unsolicited commercial email  
13 advertisements sent to Plaintiffs' California electronic mail addresses that had materially  
14 falsified and/or misrepresented information contained in or accompanying the email headers and  
15 contained third parties' domain names without permission, in violation of Section 17529.5. The  
16 unlawful elements of these spams represent willful acts of falsity and deception, rather than  
17 clerical errors.

18 89. The California Legislature set liquidated damages at One Thousand Dollars (\$1,000) per  
19 email.

20 90. Defendants have not established and implemented, with due care, practices and  
21 procedures to effectively prevent advertising in unlawful spams that violate Section 17529.5 that  
22 would entitle them to a reduction in statutory damages.

23 91. Plaintiffs seek reimbursement of attorneys' fees and costs as authorized by Section  
24 17529.5(b)(1)(C).

25 92. The attorneys' fees provision for a prevailing spam recipient is typical of consumer  
26 protection statutes and supported by Cal. Code of Civil Procedure § 1021.5. By prosecuting this  
27 action, Plaintiffs expect to enforce an important right affecting the public interest and thereby  
28 confer a significant benefit on the general public or a large class of persons. The necessity and  
29 financial burden of private enforcement is such as to make the award appropriate, and the  
30 attorneys' fees should not, in the interest of justice, be paid out of the recovery of damages.  
31

1 WHEREFORE, Plaintiffs pray for judgment against Defendants as hereinafter set forth.

2  
3 **PRAYER FOR RELIEF**

4 **(Against All Defendants)**

- 5 A. An Order from this Court declaring that Defendants violated California Business &  
6 Professions Code § 17529.5 by advertising in unlawful spams.
- 7 B. Liquidated damages against Defendants in the amount of \$1,000 for each of at least 50  
8 unlawful spams, as authorized by Section 17529.5(b)(1)(B)(ii), for a total of at least  
9 \$50,000 (subject to reduction by any settlements with third parties), as set forth below:

10

<b>PLAINTIFF</b>	<b>DAMAGES SOUGHT</b>	<b>PLAINTIFF</b>	<b>DAMAGES SOUGHT</b>
DAVIS	\$24,000	TAYLOR	\$4,000
MAH	\$2,000	VONGCHANH	\$20,000
		<b>TOTAL</b>	<b>\$50,000</b>

11  
12  
13

- 14 C. Liquidated damages against ARISTOCRATIC, in the amount of \$1,000 for each of 50  
15 unlawful spams (\$50,000) that it advertised in that were sent to Plaintiffs, according to  
16 proof.
- 17 D. Liquidated damages against EXPERIONS, jointly and severally with ARISTOCRATIC,  
18 in the amount of \$1,000 for each of three unlawful spams (\$3,000) that it advertised in, or  
19 conspired to advertise ARISTOCRATIC in, that Plaintiffs received, according to proof.
- 20 E. Liquidated damages against GETADS, jointly and severally with ARISTOCRATIC, in  
21 the amount of \$1,000 for the one unlawful spam (\$1,000) that it advertised in, or  
22 conspired to advertise ARISTOCRATIC in, that Plaintiffs received, according to proof.
- 23 F. Liquidated damages against each DOE 1-400 (when their true names are learned and they  
24 are added to the Action), jointly and severally with ARISTOCRATIC, in the amount of  
25 \$1,000 for each of the unlawful spams they advertised in, or conspired to advertise  
26 ARISTOCRATIC in, that Plaintiffs received, according to proof.
- 27 G. Attorneys' fees as authorized by Section 17529.5(b)(1)(C) and Cal. Code of Civil  
28 Procedure § 1021.5 for violations of Section 17529.5.
- 29 H. Costs of suit.
- 30 I. Such other and further relief as the Court deems proper.
- 31

LAW OFFICES OF JACOB HARKER

Date: February 22, 2018

BY: \_\_\_\_\_

JACOB HARKER  
Attorneys for Plaintiffs

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# EXHIBIT A





Mark Davis <mark.a.davis.1994@gmail.com>

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**Increase your size, stamina and confidence to please any woman.**

1 message

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Cianix <freebottle@cianix.us>

Wed, Feb 22, 2017 at 7:42 AM

**Super hard Johnson makes ladies scream**

**Love pill for pickup artists**

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## THE ALL NATURAL ERECTION FORMULA

**100% GUARANTEED**  
TO MAKE YOUR PENIS FIRM AND  
“SPRINGY HARD” LIKE A TEENAGER!!



**MEN! CIANIX IS ABSOLUTELY GUARANTEED TO GIVE YOU  
GIGANTIC HARD-ONS!**

NOBODY ELSE CAN MAKE THIS MONEY-BACK PROMISE.

**SIGN UP FOR FREE TRIAL INSTANTLY!**

You have received this email because you have previously provided us with your email address and shown an interest in Cianix. If you do not want to receive future emails from us please follow this [link](#)

**VICTORIAN  
ERA FASHIONS**

93 S JACKSON ST NUMB 91384 SEATTLE, WA 98104-2818 US

To unsubscribe please go [here](#)

http://bit.ly/2ktl5RP

http://rearfet.net/RLI=113530-UI=412609316-OI=22782-ONI=670367-SI=1219501-CI=100-BI=0-II=2694321-IDSP=96-KLEM=11-TIE=4-IDE=13764076-MID=567-FID=79944-DIOM=0

http://deliverybeef.com/2567e6ba1ef96ea000/22782\_13764076\_11/113530\_412609316\_670367\_1219501\_100\_2694321\_0\_567\_79944\_13764076\_0

http://blnni.com/?a=994&c=13633&s1=690016&s2=22782\_13764076\_11&s3=582674287

https://stlartwa.com/?a=994&c=13633&s1=690016&s2=22782\_13764076\_11&s3=582674287&ckmguid=bce76615-31cd-4d92-b934-f182fd0c1e1f

https://www.trycianix.com/us/v5/dfo1/?AFFID=994&C1=690016&C2=22782\_13764076\_11&C3=582674287

The screenshot shows a web browser window with a red warning banner at the top: "WARNING: Due to extremely high media demand, there is limited supply of Cianix™ in stock as of March 15th 2017". Below the banner is the Cianix logo and the slogan "LONGER + HARDER + STRONGER STAMINA ERECTIONS PERFORMANCE". The browser's address bar shows the URL: "https://www.trycianix.com/us/v5/dfo1/?AFFID=994&C1=690016&C2=22782\_13764076\_11&C3=582674287". Below the browser window is a network log window showing a list of URLs and their corresponding status codes and times. The log includes the following entries:

- 00:00... http://bit.ly/2ktl5RP
- + 0.000 http://bit.ly/2ktl5RP
- + 0.261 http://rearfet.net/RLI=113530-UI=412609316-OI=22782-ONI=670367-SI=1219501-CI=100-BI=0-II=2694321-IDSP=96-KLEM=11-TIE=4-IDE=13764076-MID=567-FID=79944-DIOM=0
- + 1.027 http://deliverybeef.com/2567e6ba1ef96ea000/22782\_13764076\_11/113530\_412609316\_670367\_1219501\_100\_2694321\_0\_567\_79944\_13764076\_0
- 00:00... Cianix
- + 0.000 http://blnni.com/?a=994&c=13633&s1=690016&s2=22782\_13764076\_11&s3=582674287
- + 0.767 https://stlartwa.com/?a=994&c=13633&s1=690016&s2=22782\_13764076\_11&s3=582674287&ckmguid=bce76615-31cd-4d92-b934-f182fd0c1e1f
- + 1.738 https://www.trycianix.com/us/v5/dfo1/?AFFID=994&C1=690016&C2=22782\_13764076\_11&C3=582674287
- + 4.092 https://www.trycianix.com/us/v5/dfo1/app/desktop/fonts/geomanist-regular-webfont.woff2
- + 4.097 https://www.trycianix.com/us/v5/dfo1
- + 5.080 https://gc.kis.scr.kaspersky-labs.com/550E8IDE-A4B5-6F42-8IP9-6EC4B3EEF364/initUrl=https%3A%2F%2Fwww.trycianix.com%2Fus%2Fv5%2Fdfo1%2F%3FAFFID%3D994%26C1%3D690016%26C2%3D22782\_13764076\_11%26C3%3D582674287
- + 9.368 https://gc.kis.scr.kaspersky-labs.com/550E8IDE-A4B5-6F42-8IP9-6EC4B3EEF364/initUrl=https%3A%2F%2Fwww.trycianix.com%2Fus%2Fv5%2Fdfo1%2F%3FAFFID%3D994%26C1%3D690016%26C2%3D22782\_13764076\_11%26C3%3D582674287

The network log window also shows a "Page Summary" for the URL "http://bit.ly/2ktl5RP".

## Original Message

**Message ID** <72d6cd39-a91c-4030-9876-149975d55ff0@BY2NAM01FT008.eop-nam01.prod.protection.outlook.com>

**Created at:** Wed, Feb 22, 2017 at 7:42 AM (Delivered after 2 seconds)

**From:** Cianix <freebottle@cianix.us>

**To:**

**Subject:** Increase your size, stamina and confidence to please any woman.

**SPF:** PASS with IP 52.36.183.240 [Learn more](#)

**DKIM:** PASS with domain adult2017.onmicrosoft.com [Learn more](#)

### [Download Original](#)

#### Copy to clipboard

Delivered-To: mark.a.davis.1994@gmail.com  
Received: by 10.223.147.133 with SMTP id 5csp1003769wrp;  
Wed, 22 Feb 2017 07:42:08 -0800 (PST)  
X-Received: by 10.99.115.30 with SMTP id o30mr24693278pgc.27.1487778128099;  
Wed, 22 Feb 2017 07:42:08 -0800 (PST)  
Return-Path: <O8@stonatthio.offersvault1.onmicrosoft.com>  
Received: from mail.lf2.cuni.cz (ec2-52-36-183-240.us-west-2.compute.amazonaws.com. [52.36.183.240])  
by mx.google.com with ESMTP id  
c195si1535773pga.289.2017.02.22.07.42.07  
for <mark.a.davis.1994@gmail.com>;  
Wed, 22 Feb 2017 07:42:08 -0800 (PST)  
Received-SPF: pass (google.com: domain of  
o8@stonatthio.offersvault1.onmicrosoft.com designates 52.36.183.240 as  
permitted sender) client-ip=52.36.183.240;  
Authentication-Results: mx.google.com;  
dkim=pass header.i=@adult2017.onmicrosoft.com;  
spf=pass (google.com: domain of  
o8@stonatthio.offersvault1.onmicrosoft.com designates 52.36.183.240 as  
permitted sender) smtp.mailfrom=O8@stonatthio.offersvault1.onmicrosoft.com  
Date: Wed, 22 Feb 2017 15:42:06 +0000  
DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;  
d=adult2017.onmicrosoft.com; s=selector1-adult2017-onmicrosoft-com;  
h=From:Date:Subject:Message-ID:Content-Type:MIME-Version;  
bh=V28/SPyAkQlzyAj5rXFIfzV/iDVdsWz3FpezMAM5U4=;  
b=b1LufFwxhMx1T6s9ylVNk/XjHAFTrBhVPLmQh+KCKbprPf61hqH26wx80ZmmF1HBQbI0o3eBUMY  
iaHw9Uc2olFC8lcBUKgV1/3s3AgXdEfsPeTFEnNkAFPEHeF8P1YUr4jM2Egivid9BuaVaK+NuhcG4I  
YwPL/pLJ96EM8GGRohk=  
MIME-Version: 1.0  
Content-Type: text/html; charset="ASCII"  
Content-Transfer-Encoding: base64  
From: Cianix <freebottle@cianix.us>  
Subject: Increase your size, stamina and confidence to please any woman.  
Message-ID: <72d6cd39-a91c-4030-9876-149975d55ff0@BY2NAM01FT008.eop-nam01.prod.protection.outlook.com>  
Date: Tue, 21 Feb 2017 20:37:56 +0000

PGJvZHkgc3R5bGU9Im1hcndpbiowcHg7cGFkZGluZzowcHg7Ij4NCjxmb3JtIGFjdGlvbj0iIiBt  
ZXR0b2Q9InBvc3QiIHN0eWxlPSdtYXJnaW4tbGVmdDphdXRvOw0KIG1hcndpbilyaWdodDphdXRv  
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LXJhZG11czogMTVweDsNCiAgICAtd2Via210LWJvcmlcilyYWRpdXM6IDE1cHg7DQogICAgLW1v  
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bEdDeXY5Ij4NCgk8SU1nIHNyYz0iaHR0cDovL293Lmx5L1JRRnYzMDhaTGNxIj48L2E+DQo8R09P  
Z0xlPg==

## **EXHIBIT B**

Recipient	Recipient Email	Date	From Name	Sending Domain	Registrant	(a)(1) Violation
Davis	mark.a.davis.1994@gmail.com	2017-02-22 0742	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-03-04 1416	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-05 0831	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-06 0952	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-06 1512	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-06 1532	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-08 1521	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-09 0145	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-03-09 0243	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-03-12 1020	Cianix	cianix.com	Proxy	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-15 0823	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-15 1414	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-16 0534	'Davina Sandy'	cianix.org	Proxy	bit.ly, onmicrosoft.com, outlook.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-16 0752	'Davina Sandy'	cianix.org	Proxy	bit.ly, onmicrosoft.com, outlook.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-17 1517	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-20 1024	Kevin Cameron	qwest.edu	Not Registered	bit.ly, onmicrosoft.com, outlook.com
Davis	mark.a.davis.1994@gmail.com	2017-03-22 1007	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-22 1038	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-26 1533	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Davis	mark.a.davis.1994@gmail.com	2017-03-29 0923	Cianix	formulafocus.us	Ali Shan, Pakistan	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-04-02 0439	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-04-03 1358	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-04-05 0318	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-04-11 0124	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Davis	mark.a.davis.1994@gmail.com	2017-07-13 0853	Thank You - Znyev---	cron-job.org	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Mah	kimmai53@earthlink.net	2017-07-17 1052	Cianix	cron-job.org	Patrick Schlangen (BIG Software), Germany	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Mah	kimmai53@earthlink.net	2017-07-17 1052	Cianix	cron-job.org	Patrick Schlangen (BIG Software), Germany	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Taylor	cgalibi@gmail.com	2017-06-03 1848	CIANIX	fermanace.com	Inaf Amphibrand4u, Chicago IL	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Taylor	cgalibi@gmail.com	2017-06-14 1014	CONGRATULATIONS - CIANIX	fermanace.com	Inaf Amphibrand4u, Chicago IL	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Taylor	cgalibi@gmail.com	2017-06-17 0809	CONGRATULATIONS - CIANIX	fermanace.com	Inaf Amphibrand4u, Chicago IL	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Taylor	cgalibi@gmail.com	2017-06-18 1046	Gregory Hackney	culturalheritage.tech	Proxy	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Vongchanh	mwong44@gmail.com	2017-03-21 0847	'Davina Sandy'	cianix.org	Proxy	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Vongchanh	mwong44@gmail.com	2017-03-26 0831	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, getresponse.com
Vongchanh	mwong44@gmail.com	2017-03-30 1136	Cianix	formulafocus.us	Ali Shan, Pakistan	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-03-30 1144	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-02 0340	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-04 0223	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-04 1120	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-05 0416	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-05 1209	Lana Katelyn'	cianix.org	Not Registered	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-05 1434	Alleen Wynonna	sciex.net	Not Registered	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-06 0224	NEW:	sexualfantasy.com	Various Inc., Campbell CA	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com, sexualfantasy.com
Vongchanh	mwong44@gmail.com	2017-04-07 0843	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-15 1020	Cianix	cianixp.org	Not Registered	bit.ly, onmicrosoft.com, outlook.com
Vongchanh	mwong44@gmail.com	2017-04-18 1608	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com
Vongchanh	mwong44@gmail.com	2017-04-19 1223	Cianix	cianixyoung.com	Unknown	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-23 0943	Cianix	cianix.us	Ervin Qesja, Albania	bit.ly, onmicrosoft.com, outlook.com, amazonaws.com
Vongchanh	mwong44@gmail.com	2017-04-25 0221	Cianix	qwest.edu	Not Registered	tinymail.com, onmicrosoft.com, outlook.com
Vongchanh	mwong44@gmail.com	2017-04-27 0931	Cianix	qwest.edu	Not Registered	tinymail.com, onmicrosoft.com, outlook.com
Vongchanh	mwong44@gmail.com	2017-04-29 1552	Cianix	qwest.edu	Not Registered	tinymail.com, onmicrosoft.com, outlook.com
Vongchanh	mwong44@gmail.com	2017-05-01 0738	Cianix	qwest.edu	Not Registered	tinymail.com, onmicrosoft.com, outlook.com



Recipient	Recipient Email	Date	Subject	Landing Page	Sender ID in Body	Sender
Davis	mark.a.davis.1994@gmail.com	2017-02-22 0742	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-04 1416	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-05 0831	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-06 0952	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-06 1512	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-06 1532	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-08 1521	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-09 0145	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-09 0243	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-12 1020	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-15 0823	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-15 1414	Increase your size, stamina and confidence to please any woman. >>> Super hard Johnson makes ladies scream <<<	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-16 0534	Super hard Johnson makes ladies scream	trycianix.com	Luxury Gifts Collection, Los Angeles CA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-16 0752	Super hard Johnson makes ladies scream	trycianix.com	Luxury Gifts Collection, Los Angeles CA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-17 1517	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-20 1024	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-22 1007	Increase your size, stamina and confidence to please any woman. 'Improve your sexual performance and confidence today!'	trycianix.com	None	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-22 1038	Increase your size, stamina and confidence to please any woman. 'Improve your sexual performance and confidence today!'	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-26 1533	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-03-29 0923	Are you looking for a natural, herbal male supplement?	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-04-02 0439	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-04-03 1358	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-04-05 0318	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Davis	mark.a.davis.1994@gmail.com	2017-04-11 0124	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Mah	kimmah53@earthlink.net	2017-07-13 0853	~Increase your size, stamina and confidence to please any woman~ Congratii! Tell us where to send your 30 Day Trial	trycianix.com	Local Broadband Deals, Las Vegas NV	Doe
Mah	kimmah53@earthlink.net	2017-07-17 1052	Stay standing with Cianix	trycianix.com	Top Summer Cruise Deals, Washington DC	Doe
Taylor	cgai1b1@gmail.com	2017-06-03 1848	CONGRATS!(cgai1b1) _Get Your Trial of Cianix Trial Today	trycianix.com	Arts Establishment, Wheat Ridge CO	Expertions
Taylor	cgai1b1@gmail.com	2017-06-14 1014	CONGRATS!(cgai1b1) * You've been selected to try CIANIX. Claim Now!	trycianix.com	Arts Establishment, Wheat Ridge CO	Expertions
Taylor	cgai1b1@gmail.com	2017-06-17 0809	CONGRATS!(cgai1b1) * You've been selected to try CIANIX. Claim Now!	trycianix.com	Arts Establishment, Wheat Ridge CO	Expertions
Taylor	cgai1b1@gmail.com	2017-06-18 1046	The Latest and Most Powerful Male Supplement Available Online.	trycianix.com	None	Doe
Vongchanh	cgai1b1@gmail.com	2017-03-21 0847	Super hard Johnson makes ladies scream	trycianix.com	Luxury Gifts Collection, Los Angeles CA	Doe
Vongchanh	mwong44@gmail.com	2017-03-26 0831	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-03-30 1136	Are you looking for a natural, herbal male supplement?	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-03-30 1144	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-02 0340	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-04 0223	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-04 1120	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-05 0416	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-05 1209	Do you need more energy, muscle mass and an increased sexual drive?	trycianix.com	Luxury Gifts Collection, Los Angeles CA	Doe
Vongchanh	mwong44@gmail.com	2017-04-05 1434	Cianix - You're at the age of knowing how to get things done.	trycianix.com	RockSolid Tech Support, Chicago IL	Doe
Vongchanh	mwong44@gmail.com	2017-04-06 0224	Cianix - You're at the age of knowing how to get things done.	trycianix.com	Gross Revenue Online, Norfolk VA	Doe
Vongchanh	mwong44@gmail.com	2017-04-07 0843	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-15 1020	Increase your size, stamina and confidence to please any woman.	trycianix.com	Luxury Gifts Collection, Los Angeles CA	Doe
Vongchanh	mwong44@gmail.com	2017-04-18 1608	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-19 1223	Increase your size, stamina and confidence to please any woman.	trycianix.com	Gross Revenue Online, Norfolk VA	Doe
Vongchanh	mwong44@gmail.com	2017-04-23 0943	Increase your size, stamina and confidence to please any woman.	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-25 0221	14 Day Trial of Purple Rhino - Where do we send your Trial Bottle?	trycianix.com	Gross Revenue Online, Norfolk VA	Doe
Vongchanh	mwong44@gmail.com	2017-04-27 0931	14 Day Trial of Purple Rhino - Where do we send your Trial Bottle?	trycianix.com	Victorian Era Fashions, Seattle WA	Doe
Vongchanh	mwong44@gmail.com	2017-04-29 1552	Your new sexual world is waiting for its leader	trycianix.com	None	Doe
Vongchanh	mwong44@gmail.com	2017-05-01 0738	14 Day Trial of Purple Rhino - Where do we send your Trial Bottle?	trycianix.com	None	Doe