

Copyright Violations on YOU TUBE & GOOGLE VIDEO



Christopher Everard, British Film Director:

Chris Everard is Britain's most well known documentary film maker - his historical films about Edwardian & Georgian Secret Societies, Space Exploration, Paranormal Research, Ancient Civilizations and the death of Princess Diana have been illegally broadcast and then syndicated by Google Inc. without permission. Not only that, but Google Inc. have been selling advertising space alongside his copyrighted works... Now Chris Everard wants compensation & justice...

Attn: YouTube Copyright Infringement
Notification
1st and 2nd Floor
Gordon House
Barrow Street
Dublin 4
Ireland
Email: frcopyright@youtube.com
Fax: +353 1 437 0741

& David Drummond, Senior Vice President
and Legal Officer for Google Incorporated.
& Kent Walker, Vice President & General
Counsel for Google Incorporated



Dossier of Copyright Violations Perpetrated Against Chris Everard:



**1999: Chris Everard's
ENIGMA CHANNEL begins
broadcasting on the internet.**

"...I complied with YOU TUBE's removal process; I filled in and submitted the DMCA forms and successfully asserted that I was the true owner of the copyrights of my ILLUMINATI and SECRET SPACE films in May 1996. At that time, more than 80% of the FACTUAL CONTENT on YOU TUBE was made up of clips from my motion pictures. In May 2006, YOU TUBE complied with my request and removed many clips - but are negligent in the way that clips of my films *continued* to flood onto YOU TUBE, attracting MILLIONS of viewers - even though I had supplied the titles of my films and my contact details. Shortly after, in the fall of 2006, YOU TUBE sold out to GOOGLE Inc. for \$1.6 BILLION, claiming they had attracted enormous audiences..."

Chris Everard says that part of that audience was built via the violation of the copyrights of his films. "Someone, somewhere decided to flood YOU TUBE with my copyrighted works - this effectively starved my organisation of production funds, making it increasingly difficult for me to finance my motion picture projects... YOU TUBE & Google Video violated the FAIR USE guidelines, as many of the clips of my films exceed the 10minute rule. Now I am claiming damages..."

2 **The Enigma Channel is the world's first Global TV Station**



2004: Chris Everard releases a feature-length made-for-cinema historical documentary film "THE ILLUMINATI"



CANNES
FILM
FESTIVAL 2005

May 2005: THE ILLUMINATI is screened at cinemas worldwide - including the Cannes Film Festival.



October 2005: Chris Everard releases his second motion picture SECRET SPACE which immediately exceeds the sales performance of THE ILLUMINATI.



December 2005: YOU TUBE begin broadcasting. YOU TUBE begin building a worldwide audience - that audience - in part - was attracted to YOU TUBE because Chris Everard's films were being illegally shown.



THE ENIGMA CHANNEL Commenced Broadcasting in 1999
Background:

Christopher Everard is sole proprietor of GBC, Australian Independent Medias (AIM) and the Enigma Network, which comprises The Enigma Channel, Enigma Radio Network and Enigma Motion Pictures.

Christopher Everard has written, produced and directed eight feature-length documentaries made for cinema/theatrical release and his television programmes have been broadcast on networks such as Channel 4 television in the United Kingdom. Christopher Everard is a well known British Film Director and author - he is a regular guest on Radio and Television shows around the world, such as the JAMES WHALE RADIO SHOW, The IAN WRIGHT SHOW, RICHARD & JUDY, The Alex Ansary Show, The Richard Syrett Show, The USA Power Hour, 'Coast - to - Coast' etc. etc.

Christopher Everard was the first person to establish a television network on the Internet. On the 9th of September 1999, transmissions via the internet began of a new global television network wholly owned by Christopher Everard: *The Enigma Channel*.

Christopher Everard presented a special lecture at the invitation of the Royal Television Society in July 2000, and is generally regarded as the innovator of Internet Television Broadcasting.

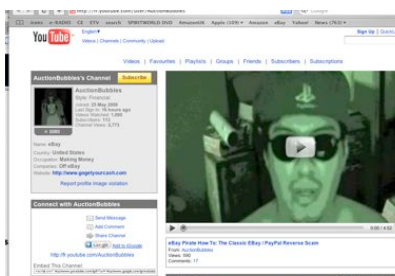
**ROYAL
TELEVISION
SOCIETY**



At this time, almost 80% of the **FACTUAL CONTENT** on **YOU TUBE** was plagiarised from films and television shows made by The Enigma Channel & Chris Everard's Enigma Motion Pictures organisation.



February 2006: Chris Everard receives taunting emails from people who have illegally uploaded his films to YOU TUBE.



2009: People like the so called "eBAY Pirate" who proudly broadcasts on YOU TUBE - he tells members how they can dodge the EBAY & PAYPAL rules and sell pirated DVDs. Pirates began downloading Chris Everard's copyrighted films from YOU TUBE and selling them on EBAY.



In December 2004, Christopher Everard released his first motion picture - a historical documentary film entitled *THE ILLUMINATI*. In October 2005, Christopher Everard released his second film *SECRET SPACE*. Christopher Everard invested in a DVD protection system which has been utilised on all his motion pictures to date, and all his copyrighted works are watermarked with the Enigma Channel URL, and each DVD contains a copyright violation warning. Nevertheless, blatant copyright violation took place, with The Enigma Channel's distinctive films displaying the "EnigmaTV.com" emblem appearing on **GOOGLE VIDEO** & **YOU TUBE**.

These two feature length documentary films became targeted by **YOU TUBE** & **GOOGLE VIDEO** members, with literally hundreds of illegal uploads taking place every week - each upload violating Christopher Everard's copyrights.

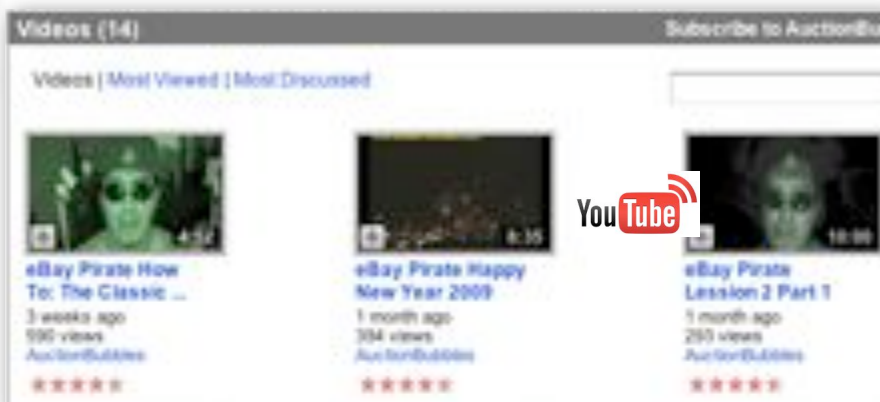
Snyde, taunting emails were received by Mr Everard from people claiming to have uploaded his films to **YOU TUBE**.

As soon as **YOU TUBE** allowed Christopher Everard's copyright works to be made available, the illegal video clips were downloaded and compiled into pirate DVDs and VCDs which then appeared in their hundreds at auction websites such as **EBAY**.

The initial healthy DVD sales from 2004 and 2005 of Christopher Everard's *SECRET SPACE* and *ILLUMINATI* films began to decline dramatically - in direct correlation with the stated growing audience of **YOU TUBE** & **GOOGLE VIDEO**.

By April of 2006, Christopher Everard's Enigma Channel and Enigma Motion Pictures started collecting a dossier of copyright violations broadcast by **YOU TUBE** and **GOOGLE VIDEO/GOOGLE Inc.** who acquired **YOU TUBE** (for \$1,650,000 - 1.65 billion - US dollars in October 2006).

In May 2006, just a few months after **YOU TUBE** were incorporated, Mr Everard wrote to **YOU TUBE** and informed the company that there were *thousands* of copyright violations being perpetrated against Mr Everard on **YOU TUBE**.



This YOU TUBE page contains videos explaining how to counterfeit copyrighted materials. Pirates downloaded Enigma Channel films from YOU TUBE to avoid the on-disc DVD anti-copying device "wormode" used by Enigma Motion Pictures.

4 **In May 2006, the following communication was sent to YOU TUBE:**

From: "Legal Dept The Enigma Channel"
<legal@secretspacedvd.net>
To: <copyright@youtube.com>
Subject: copyright violations
Date: Wed, 17 May 2006 10:55:17 +0200
Dear Sirs
Notification Date 17/5/06 10:53 CET

I, the undersigned, state UNDER PENALTY OF PERJURY that:

I am the owner, or an agent authorized to act on behalf of the owner, of certain intellectual property rights ("IP Owner");

I have a good faith belief that the website or webpage located at the following URL(s) (the "Website") sells, offers for sale, or makes available goods and/or services that infringe the IP Owner's intellectual property rights.

(Abreviated) list of submitted URLs:

<http://www.youtube.com/watch?v=3DTbxM7qy0mZ0&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DaYeFWlbr18&search=3Dilluminati%20dvd>

COPYRIGHT OWNER DETAILS:
Mr Everard, THE ENIGMA CHANNEL
legal@secretspacedvd.com

Owner of copyright: GBC/AIM/Enigma
Contact: Mr C. Everard
(address provided)

However, YOU TUBE were NEGLIGENT:

From: Legal Dept. The Enigma Channel
<legal@secretspacedvd.net>
To: "heather gillette" <heather@youtube.com>
Subject: Fw: DCMA complaint

10 July 2006 19:31 CET

Dear Sirs
We note that **despite our notice** that the following copyrighted material is *still* available on your web site.
Please confirm that you will be removing this immediately.

Regards
legal department
GBC/AIM/Enigma

This follow-up communication from The Enigma Channel dated 10th July 2006 was effectively IGNORED by YOU TUBE.

2006: Mr Everard and his team of Enigma Channel staff collected evidence, presented it in emails to YOU TUBE and complied with the DMCA form supplied by YOU TUBE & GOOGLE Inc in which Mr Everard asserted and confirmed his ownership of video material which was being illegally broadcast, without his permission, on the YOU TUBE website.

Starting in May 2006, Mr Everard sent YOU TUBE & Google Inc. several DMCA complaint notices listing URL weblinks of many video clips violating Mr Everard's copyrighted documentary films and TV shows.

The offending copyrighted works of Mr Everard were NOT WHOLLY removed, but some were. Mr Everard's opinion on this matter is that YOU TUBE & Google Video were concerned of losing their audience by erasing Mr Everard's popular films from their websites. The offending URL weblinks first cited by Mr Everard's DMCA notification of May 17th was in part IGNORED - and Mr Everard had to send a SECOND complaint in July 2006, urging YOU TUBE to remove the clips violating his copyrights. Certainly at this time, there was enormous interest in Mr Everard's films and television shows illegally available on YOU TUBE and Google Video. The following URLs prove that Mr Everard's DMCA complaints were received by YOU TUBE. Today a message displayed at these URL weblinks reads:

"This video is no longer available due to a copyright claim by GBC/AIM/Enigma".

The sample URL weblinks below contain the above removal notice - which dates from May 17th 2006 and was reiterated to YOU TUBE on July 10th 2006.

<http://www.youtube.com/watch?v=w7DkSnhKkSk&search=illuminati>
<http://www.youtube.com/watch?v=LJhpBRgZScl&search=illuminati>
<http://www.youtube.com/watch?v=aHvmmZDGLPs&search=illuminati>
<http://www.youtube.com/watch?v=Ra0VGSOCUxg&search=illuminati>

However, illegal broadcasts of Christopher Everard's *THE ILLUMINATI* and *SECRET SPACE* films *continued*. Mr Everard's DMCA complaint to YOU TUBE, was received by Heather Gillette <heather@youtube.com>. Mr Everard made it very clear that his copyrighted motion pictures *THE ILLUMINATI* and *SECRET SPACE* had NOT been fully removed from YOU TUBE in accordance with his original May 17th DMCA notification, and Mr Everard's staff had to submit yet another DMCA notification in July 2006.

After several communications, and TWO separate DMCA complaint notifications, YOU TUBE *failed to confirm* that the offending materials had been removed. This caused Mr Everard more time and expense in verifying the infringing clips had been removed. Mr Everard did not receive any further communications from Heather Gillette at YOU TUBE. **YOU TUBE did not comply with Mr Everard's request to place a permanent ban on illegal broadcasts of Mr Everard's documentary films.**

Because of YOU TUBE's *negligence*, a huge explosion of copyright violation perpetrated against Mr Everard's series of documentary films *continued*. Mr Everard has since been monitoring copyright violations of his films on YOU TUBE & Google Inc. and can prove NEGLIGENCE on several counts.

D.M.C.A.
DIGITAL
MILLENNIUM
COPYRIGHT
ACT



The Enigma Channel asserted ownership of THE ILLUMINATI and SECRET SPACE series of documentary films - however, in January 2009, YOU TUBE displayed a message saying the copyright of these films was "© SexyGirlsTube". Chris Everard considers this gross negligence on the part of YOU TUBE.



WHAT IS FAIR USE?

Section 107 of the Copyright Act most often quoted in US courts with regards to 'FAIR USE' gives the public certain uses of other people's work. The act states, "The fair use of a copyrighted work . . . for purposes such as criticism, comment, news reporting, **teaching** (including multiple copies for classroom use), scholarship or **research**, is not an infringement of copyright." However, the guidelines now accepted by industry bodies suggest that in all cases, a letter or written communication is ALWAYS sent in order to inform a copyright holder that their work is being used under the FAIR USE guidelines. It is generally accepted that **a maximum running time for a video clip used under FAIR USE guidelines should not exceed 10 minutes in length.**

The uses listed in the Fair Use section of the act favour the advancement of learning - and cannot be interpreted as a 'cover' for multi-billion dollar corporations such as Google and YOU TUBE to host, or provide the facility to share/syndicate copyrighted materials en masse.

WHAT IS P2P - Or Pier to Pier?

P2P is a type of website where video and audio clips can be sent from one member to another. A notorious court case involving Napster.com set a precedent that a website can only describe its activities as "Pier to Pier" (P2P) if the files being swapped are NOT BROADCAST for the public to see. On no account, must copyrighted works be 'swapped' - regardless of whether a website is describing itself as "P2P" or not, international copyright law forbids the re-distribution (swapping or sharing) without the copyright owner's permission.

GOOGLE VIDEO and YOU TUBE are - by definition of the law following the case against Napster - NOT "Pier to Pier" websites - they are in fact Broadcasters, and, as such are not allowed to broadcast copyrighted materials without first acquiring broadcast rights.

On June 6, 2006, Christopher Everard released his third motion picture called "**ILLUMINATI Vol2 - THE ANTICHRIST CONSPIRACY**". Even though Christopher Everard had made it very clear to YOU TUBE that he wanted an ongoing filter / ban on all materials violating his copyrights, the amount of illegal video clips copied from Christopher Everard's films *increased* throughout the summer of 2006, with YOU TUBE boasting of having attained huge audiences.

Mr Everard is aggrieved, because it is evident that part of that huge YOU TUBE audience in 2006 had been cultivated by way of multiple violations of Mr Everard's ENIGMA MOTION PICTURES copyrighted works.

SUMMARY of Communications between Mr Everard & Google/ YOU TUBE 2006 - 2008:

10 JULY 2006: Heather Gillette of YOU TUBE was fully aware of the titles of Mr Everard's films, and had accepted his DMCA (Digital Millennium Copyright Act) submission (proven by the fact that to this day some of the offending URLs have the message "Removed by Request of AIM / GBC / Enigma"). Even though Mr Everard had asserted ownership of his films, and YOU TUBE had Mr Everard's contact details, it is clear from this point onwards that YOU TUBE were NEGLIGENT, as YOU TUBE failed to remove ALL offending materials swiftly, and continued to allow 'SECRET SPACE' & 'THE ILLUMINATI' films to be illegally broadcast, resulting in WORLDWIDE copyright infringement of Mr Everard's copyrighted works.

October 2006: YOU TUBE was acquired by GOOGLE Inc. in the autumn of 2006. After the acquisition and amalgamation of YOU TUBE with the GOOGLE VIDEO service, an explosion of copyright violation perpetrated against the documentary films and television programmes made by Christopher Everard's Enigma Channel network took place.

January 6th 2007: Mr Everard sent a message entitled "LEGAL WARNING" to YOU TUBE. *Mr Everard gave a list of all the titles of his films and requested a PERMANENT BAN on his films being broadcast on YOU TUBE.* Mr Everard lodged a copy this letter with his legal advisors. A reply from someone calling themselves "Misty" - no surname or contact telephone number was offered - glibly asked Mr Everard what the name of his company was (that was OBVIOUS from the previous communications), and again asked Mr Everard to supply the exact same "I, under perjury of law... etc. etc." DMCA statement which Mr Everard had supplied Heather Gillette at YOU TUBE just 8 months previously!

The communication from YOU TUBE's 'Misty' in January 2007 proves that YOU TUBE were negligent in informing their staff of the names of the companies which had successfully had materials removed in the past using the DMCA complaint procedure. Obviously, there had been no communication between Heather Gillette and 'Misty'. Mr Everard is infuriated at this negligence. *If a permanent filter - such as YOU TUBE use to ban pornography - had been implemented, then Mr Everard would not have suffered further financial loss.*

Since Mr Everard's original complaints in May & July of 2006, and January 2007, and May 2008, YOU TUBE and GOOGLE Inc. (the parent company of YOU TUBE) have allowed members to continually violate copyrighted works owned by Christopher Everard. Not just hundreds, not just thousands, nor just hundreds of thousands - but **MILLIONS** of individual copyright violations against Mr Everard have since taken place.



YOU TUBE sent Mr Everard a communication on May 13th 2006 (ref: Ticket No. 3073-2375498). A member of YOU TUBE staff calling themselves "Christy" replied from "support@youtube.com" at 4pm on May 16th in which Christy states "I can tell you that YouTube will never, EVER accept (ie: broadcast) copyright material...". Mr Everard can prove in court that Christy's assurance that a REMOVE button would be placed under each clip on YOU TUBE to assist copyright owners, and the assurance that YouTube would restrict the broadcasting of copyrighted material was entirely misleading.

Compensation is now in order, as Mr Everard is grievously and financially harmed by these illegal breaches of copyright. *Mr Everard can prove in court that YOU TUBE and GOOGLE are negligent* and have caused immense stress & financial loss to Mr Everard, as these multi-billion dollar corporations expect Mr Everard to 'police' their vast websites, making Mr Everard run in circles, as each infringing clip is removed, it resurfaces almost immediately slightly re-named. By failing to place a simple textural filter on their websites which would effectively ban further infringements of Mr Everard's rights, Google Inc. must now admit negligence and compensate accordingly.

How Many Times Have YOU TUBE Violated Mr Everard's copyrights?

Christopher Everard has made a statistical analysis of the content on YOU TUBE and confidently calculates that he has been a victim of copyright violation on more than 7.1 million occasions, PLUS another 6.8 million unauthorised viewings of his films have taken place on GOOGLE VIDEO - representing enormous lost revenues for his own Enigma Motion Pictures organisation & his Enigma Channel network, which began broadcasting a decade ago.

FIGURE 1 (below): 3rd January 2009: Screen image of a single video clip of Chris Everard's historical documentary entitled "THE ILLUMINATI" being illegally broadcast on YOU TUBE since March 2007... The clip violates the FAIR USE 10minute guideline, and has attracted an enormous audience of more than ONE MILLION viewers to YOU TUBE - with nearly 4,000 YOU TUBE members commenting on how much they enjoyed watching the clip!

YouTube - The Illuminati and the New World Order

<http://fr.youtube.com/watch?v=m595859DT54>

FEBRUARY 2009: YOU TUBE attract millions of viewers, and even sell advertising alongside unauthorised broadcasts of Mr Everard's copyrighted films.

This single clip - subject of Chris Everard's DMCA complaint in May 2006 (which was ignored by YOU TUBE) has attracted nearly 1.25million viewers

This clip alone exceeds the Fair Use guidelines by nearly one minute

Views: 1,187,931

Nearly 4,000 YOU TUBE members have recommended this clip from Chris Everard's film

sebat
03 March 2007
The Illuminati vol 1
URL: <http://fr.youtube.com/watch?v=m595859DT54>
Embed: [robust width="625" height="344" noframe="0">robust width="625" height="344" noframe="0"](#)

More From: sebat

Related Videos

- For All These Who Do Not Believe... 48,267 views
- Dajal Illuminati Satanism 1 of 4 208,392 views
- The Elite sElection of 2008 and the Status Quo 157,671 views
- THE ILLUMINATI 620,855 views
- Barack Obama is a ZIONIST ILLUMINATI part 1

Promoted Videos

Document D1**Subject:** COPYRIGHT INFRINGEMENT BY GOOGLE ADWORDS CLIENT**Date:** Saturday, May 13, 2006 6:34 pm**From:** The Enigma Channel <chris@enigmaTV.com>**To:** <legal@google.com>, (cc'd to <paul133@tiscali.co.uk>)

May 12 2006

To: Google AdWords team

From: Legal Department, GBC – THE ENIGMA CHANNEL / ENIGMA MOTION PICTURES / AIM / BOCCA FILMS

Re: Copyright violation by AdWords Advertiser; <http://www.SuppressedVideos.com>

Dear Sirs

One of your Google AdWords clients operating under the name "<http://www.SuppressedVideos.com>", a Mr Michael Pasco, is selling prate copies of several of our motion picture productions. Our films are copyrighted exclusively to us, with all resale rights reserved, our copyrighted motion pictures are only available through our own website stores.

We have purchased several of our own pirated films from your Google AdWords client and amassed a dossier proving wholesale infringement of copyright.

Your Google AdWords servers are facilitating the infringement of our copyrighted works, and, pursuant to our claim for financial loss, we are formerly informing of our intention to terminate these illegal activities.

We seek your cooperation in permanently terminating all Google AdWords advertisements and 'sponsored links' associated with this client and persuing a policy of vigilance in the future so that your own organisation is not named in future legal actions launched by our company.

Your Google AdWords client's details are;

Administrative Contact:

Pasco, Michael

the discount shop

7 Mitchell st

oswego, New York 13126

United States

Registered through: GoDaddy.com

Domain Name: SUPPRESSEDVIDEOS.COM

Created on: 01-Nov-05

Expires on: 01-Nov-07

Last Updated on: 04-Nov-05

sales@the-discount-shop.com

the discount shop

7 Mitchell st

oswego, New York 13126

United States

(315) 342-4564 Fax --

NO REPLY

We look forward to a swift and permanent resolution.

Singed

For and on behalf of Knight Templeton, legal in-house consultants to;

Christopher Everard

CEO

GBC / AIM/ ENIGMA MOTION PICTURES /

BOCA FILMS / THE ENIGMA CHANNEL

Document D1:

*Document D1 proves that Google were **NEGLIGENT** with regards to stopping counterfeit / fraud being perpetrated using the Google AdWords scheme - this episode shows that anyone can advertise anything with Google - even counterfeit goods - and even when the copyright owner informs Google, the offending advertiser is not withdrawn from Google s online advertising system.*

NOTE: in the autumn of 2008, Mr Everard re-visited the website of this counterfeit peddler - and Michael Pasco was now proudly displaying the "GOOGLE CHECKOUT" logo on his website - boasting of being able to accept payment (for counterfeit goods) using Google s internet payment processing system!

This Google advertiser is STILL to this day (February 2009) selling/ renting counterfeit goods and is STILL a member of Google s AdSense / AdWords advertisement scheme.

Customers who have purchased/ rented pirate copies of Mr Everard s copyrighted works have passed these onto Mr Everard, and many of the counterfeit DVDs feature the YOU TUBE and GOOGLE VIDEO logos - proving that the gross infringement of Mr Everard s copyrights on GOOGLE VIDEO and YOU TUBE was a trigger for counterfeiters to download and then sell Mr Everard s works - using YOU TUBE, GOOGLE VIDEO and even GOOGLE s AdWORDS scheme to shift box loads of illegal merchandise.

OUTCOME of sending Document D1:

NO ANSWER FROM GOOGLE.

Document D3

Subject: LEGAL WARNING - PLEASE PASS ON TO RELEVANT DEPARTMENT AT GOOGLE

Date: Saturday, **May 13, 2006** 10:29 pm

From: The Enigma Channel <chris@enigmaTV.com>

To: <bizdev@google.com>, **business development dept. Google Inc.**

From: Legal Dept. THE ENIGMA CHANNEL / GBC

To: Google Video Team

Re: <http://video.google.com/videoplay?docid=553929379690768858&q=david+icke>

Dear Sirs,

Please remove the above content from Google Video as it infringes our copyrighted work known as **THE ILLUMINATI**.

The person perpetrating this copyright violation is well known to us - he operates <http://www.ConspiracyCentral.net> and <http://www.ConspiracyCentral.com>

Under no circumstances should you allow this person to upload content onto Google Video, as he is operating an illegal storefront selling large quantities of pirated versions of our motion pictures entitled;

THE ILLUMINATI
THE ANTICHRIST CONSPIRACY
 And
SECRET SPACE

Your swift cooperation in removing this copyrighted material from Google Video will be most appreciated.

NOTE: We are already registered as the copyright owners of these films with the Millennium Video registration.

I look forward to your continued cooperation in this matter.

Kind regards

cc Christopher Everard

Signed by Knight Templeton, in-house legal consultants for;
THE ENIGMA CHANNEL / ENIGMA MOTION PICTURES / GBC / AIM

NO REPLY

Document D3:

*The very same day that Mr Everard sent document D1, he sent an email to the **BUSINESS DEVELOPMENT** department at Google (Document D3). This email address is recommended by Google Inc as the **primary email contact address for important corporate matters**.*

*Mr Everard was losing revenue at an alarming rate, as the so called Google Video member "Conspiracy Central" violated Mr Everard s copyrights and broadcast them with the help of Google. Google removed **JUST** the offending clip - **which was swiftly reinstated the next day!***

This communication from Mr Everard was sent from the main server at The Enigma Channel and a tracer report shows it was delivered and opened by Google. At this point, Google Inc. had an opportunity to filter and ban all video clips featuring the titles of Mr Everard s films - just as Google Video have a filter to ban pornography and films made by Hollywood studios.

*It is Mr Everard s opinion that Google chose to ignore these communications, as they knew it would decimate the amount of **FACTUAL PROGRAMMING** on Google Video and leave them with nothing more than camcorder home movies and boring video clips of pets.*

*As a result of Google s **NEGLIGENCE**, the Google Video member "Conspiracy Central" is **STILL TO THIS DAY** broadcasting a clip on Google Video which says "Visit my website, where you can share (ie. illegally copy videos) on an **unrestricted website**". The link to this site is served and ranked by the Google search engine.*

OUTCOME of sending Document D3:

NO ANSWER FROM GOOGLE.



Google & You Tube have built a worldwide audience illegally broadcasting Mr Everard's historical documentary films.

Document D4



Subject: Ticket #3073-2375498 (Copyright Inquiry)
Date: Tuesday, May 16, 2006 4:00 pm
From: YouTube - Support <support@youtube.com>
Reply-To: <support@youtube.com>
To: <chris@enigmaTV.com>

Hi there! I'm going to try to answer all of your questions regarding REMOVING MATERIAL from YouTube! Bear with me, and this should help you!

1. **How can I remove a video?** *We actually do not yet have a way of removing videos* that have been rejected. Our fabulous team of engineers is on top of this as we speak and *it will not be long before there is a "Remove" button* under vids that have been rejected. We thank you for your patience as we work on this.

2. **Why did we remove your video?** I cannot tell you exactly why we removed your video, as it is no longer viewable, but *I can tell you that YouTube will never, EVER accept* pornography, obscene violence or any other obscenities, and/or *copyright material*. Anyone who does upload this material will be greatly disappointed as it will be removed. We want to keep our online community safe, clean, and fun for all audiences and users.

....

5. **How do I get someone else's video removed?**

Unfortunately, there is no direct way of going about this. This is why we have the "Flag" tool. If you find material that is, in your mind, questionable and inappropriate, we rely on our community to FLAG these videos so that they are immediately brought to our attention and we can then take action, if necessary. This is THE BEST WAY to communicate with our staff regarding vulgar or offensive material. We very much appreciate your help with this, as *we cannot possibly review every video that is uploaded. If someone has posted copyright material that you'd like removed, here is how to claim ownership: I need the link to the video and I need one further item satisfied: A statement that the information in the notification is accurate, and under penalty of perjury, that the complaining party is authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.*

Please respond with this statement and a link to the video and I will be able to move forward.

6. **How do I remove comments from my video?** To do this: 1. Simply begin watching the video with the comment in question.
 2. Scroll down to the comment section and locate the comment in question.
 3. Click the 'remove comment' button beneath the comment.

If you wrote in **requesting that your account be deleted**: I have taken note of this request and will need some time to process it. Please give us some time so that we may deactivate your account. I must say, we are sorry to see you go and we hope you enjoyed the site!

Hope this has helped!

Christy
The YouTube Team

[NOTE: No surname, no direct tel. number nor personal email supplied]

Document D4:

This standard information sheet was sent to Mr Everard after he submitted a detailed report of copyright violations against his films and TV shows. At this time (May 2006) YOU TUBE were desperately building their audience and had not yet been acquired by Google Inc. Mr Everard's films were being broadcast by YOU TUBE and attracting more than 200 viewers every HOUR.

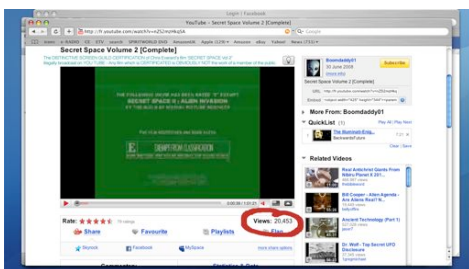
YOU TUBE say in this information sheet that they do not have a way of removing videos. This was patently a LIE, as YOU TUBE were not broadcasting pornography and obviously were filtering any full length Hollywood movies so as to avoid infringing the copyrights of a large corporation who could afford to sue YOU TUBE.

This information sheet contains a downright LIE: In paragraph 2 YOU TUBE say that "YOU TUBE will never, EVER accept copyright material. Mr Everard considered this as a two-faced lie, as YOU TUBE were flagrantly broadcasting every single one of his documentary films which bear the internationally recognised "©" emblem.

Another LIE in this document is that YOU TUBE claim they cannot possibly watch every video - that is not so - as YOU TUBE were actively monitoring and filtering copyright material from Hollywood studios and pornography.

The advice given in this document proves NEGLIGENCE on the part of YOU TUBE - because instead of removing ALL the video clips which violate the copyrights of Mr Everard's films (Mr Everard supplied YOU TUBE with a list of the titles of his films), YOU TUBE put the responsibility of policing their website in the hands of copyright owners - who, according to this document, would have to submit a statement each time they requested a clip be removed.

The REMOVE BUTTON promised in this document has NEVER materialised. In THREE YEARS, and with 1.65 billion dollars of investment from Google Inc., YOU TUBE have been unable to supply a simple REMOVE button.



Google & You Tube have illegally broadcast Mr Everard's historical documentary films since their video websites began. Mr Everard's films are certificated motion pictures - and all feature the **distinctive green Ratings Screen**. Just this one clip has attracted more than 20,000 viewers to YOU TUBE - it is obviously copyrighted material, because it has been awarded a Screen Guild rating certificate - proving that **YOU TUBE's pledge to never broadcast copyrighted material is a misleading lie**. The contradiction in D4 is this: YOU TUBE say they want to keep YOU TUBE free of pornography - so therefore, YOU TUBE must review and filter content. But Mr Everard's films were NOT removed - because his films attracted huge audiences to YOU TUBE... who then went on to SELL ADVERTISING alongside Mr Everard's films.

From: chris@enigmaTV.com [mailto:chris@enigmaTV.com]
 Sent: Saturday, May 13, 2006 9:12 AM
 To: copyright@youtube.com
 Subject: Copyright Inquiry

User-Agent: Mozilla/5.0 (Macintosh; U; PPC Mac OS X; en) AppleWebKit/312.1 (KHTML, like Gecko) Safari/312

Hello

My organisation, The Enigma Channel/GBC are the registered copyright owner of several motion pictures;

SECRET SPACE
THE ANTICHRIST CONSPIRACY
THE ILLUMINATI

all are registered trademarks under British Law.

Please remove **ALL** videos from your 'youtube' websites.

Failure to do so will cause our company to launch legal action and seek damages based on loss of DVD sales due to the content being illegally streamed.

Yours Sincerely
 Christopher Everard
 THE ENIGMA CHANNEL
 London, England
<http://www.EnigmaTV.com>

Document D2:

This is a very direct and straight forward letter Mr Everard sent to the copyright office at YOU TUBE in May 2006, shortly after receiving the semi-anonymous standard information sheet (see document D4 above).

Chris Everard clearly offers a list of his film titles - by searching for these titles, literally HUNDREDS of video clips featuring the distinctive "© EnigmaTV.com" logo and even footage of Mr Everard himself, could be found on YOU TUBE.

This letter is one of the very rare occasions when Mr Everard was given the courtesy of a reply (see below):-



Document D3a

Subject: RE: Copyright Inquiry
Date: Monday, May 15, 2006 9:21 pm
From: heather gillette <heather@youtube.com>
To: <chris@enigmaTV.com>



Dear Mr. Everard,

Thank you very much for this notification. I was unable to locate the videos using the titles that you have listed below. For example, when I search for the illuminati I receive 97 results. Would it be possible for you to send over the links to the videos in question? I will be able to remove these immediately with this information.

Thank you!

Heather Gillette
 Copyright Agent
 YouTube, Inc.

Document D3a:

May 15th 2006: Finally, Mr Everard gets a reply from a person who gives their full name. However, the short reply is facetious - as Heather Gillette only searched for ONE of the film titles which Mr Everard had provided.

In fact, there were more than 390 search results for the title "THE ILLUMINATI" at this time on YOU TUBE - and nearly ALL OF THEM were unauthorised broadcasts of Mr Everard s copyrighted works.

If Heather Gillette had searched for the other film titles Mr Everard had provided, then she would have discovered thousands of unauthorised broadcasts - but, of course, no one at YOU TUBE was willing to admit that in a written letter...

Mr Everard had already at this stage submitted the URL web links for many video clips which violated his copyrights via the YOU TUBE website - Heather Gillette acknowledges this in the first line of her letter - however she is NEGLIGENT at not removing these clips immediately...

Instead, Mr Everard is asked to waste more of his corporate time, money and energy submitting the offending URL addresses again.

FEBRUARY 2009: GOOGLE VIDEO have displayed gross NEGLIGENCE during the last three years, as they have not heeded Mr Everard s warning about Google Video and YOU TUBE member Conspiracy Central : who sells pirated DVDs and provides unauthorised bit-torrent file downloads of Mr Everard s copyrighted works, hosted directly from Conspiracy Central s Google Video account. Many of these files feature the distinctive YOU TUBE logo - proof that Conspiracy Central uses Google Video and YOU TUBE video clips as a source of illegal income.



Document D1A**From:** "Legal Dept The Enigma Channel"

<legal@secretspacedvd.net>

To: <copyright@youtube.com>**Subject:** copyright violations**Date:** Wed, 17 May 2006 10:55:17 +0200

Dear Sirs

Notification Date 17/5/06 10:53 CET

I, the undersigned, state UNDER PENALTY OF PERJURY that:

I am the owner, or an agent authorized to act on behalf of the owner, of certain intellectual property rights ("IP Owner");

I have a good faith belief that the website or webpage located at the following URL(s) (the "Website") sells, offers for sale, or makes available goods and/or services that infringe the IP Owner's intellectual property rights.

<http://www.youtube.com/watch?v=3DTbxM7qy0mZ0&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DaYeFfWlbR18&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DCU8uLB2jw7w&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DCMn0V6-c0Gk&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DLLDIVIFERUU&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DR6JU7F5Pbkg&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3D-SrxgDZM4cl&search=3Dilluminati%20dvd>

<http://www.youtube.com/watch?v=3DiCEUFHEkSew&search=3Dilluminati%20dvd>

Document D1A - page 2

COPYRIGHT OWNER DETAILS:

email address:

legal@secretspacedvd.com

Owner of copyright: GBC/AIM/Enigma

Contact:

Mr C. Everard**La Bennague****Vias 34450****Herault****France**

Tel: 00 33 629 56 30 86

The information in this notice is accurate

(legal dept. copy F.A.O. secretspacedvd.com / illuminatidvd.com team at The Enigma Channel)

NO REPLY**Document D1A: May 17th 2006:**

Sent by email from The Enigma Channel's **SECRET SPACE** Production Office.

To: YOU TUBE's copyright department.

This is an official notification, with accompanying URL web links to many unauthorised broadcasts of Mr Everard's copyrighted works being broadcast on YOU TUBE in 2006.

Mr Everard and his staff noted that many of the video clips were STILL operational long after this notification was sent to YOU TUBE.

*A follow-up communication had to be sent in July 2006, reiterating Mr Everard's request to remove all offending materials, because YOU TUBE were **NEGLIGENT** in their lack of haste in removing the video clips listed in Mr Everard's notification.*

YOU TUBE were NEGLIGENT, as they failed to ACKNOWLEDGE removal of the video clips Mr Everard listed in his notification. This left Mr Everard with the responsibility of checking that the illegal broadcasts of his films had been terminated.

YOU TUBE offered NO REPLY to Mr Everard's notification.

Today, by visiting these links, you will read a message which says "Video Clip Removed by Request of GBC/AIM/Enigma".

*This is proof that YOU TUBE did in fact receive this notification, but were slow in acting on Mr Everard's request. YOU TUBE failed to place a **PERMANENT ban/** filter on his copyrighted works.*

Most of the clips were re-named and reinstated on the YOU TUBE website within 48 hours - making the whole exercise of listing the individual links to offending materials completely futile.

Document D5

Attn: Google Legal / Support, DMCA Complaints (650) 963-3299

Dear Sirs,

Notification Date 17/5/06 10:53 CET

I, the undersigned, state UNDER PENALTY OF PERJURY that:

I am the owner, or an agent authorized to act on behalf of the owner, of certain intellectual property rights ("IP Owner");

I have a good faith belief that the website or webpage located at the following URL(s) (the "Website") sells, offers for sale, or makes available goods and/or services that infringe the IP Owner's intellectual property rights.

"The copyrighted work at issue is the video that appears on

HYPERLINK "<http://video.google.com/videoplay?docid=-3567655929542957177>"
<http://video.google.com/videoplay?docid=-3567655929542957177>

HYPERLINK "<http://video.google.com/videoplay?docid=-4662591797700016217>"
<http://video.google.com/videoplay?docid=-4662591797700016217>

HYPERLINK "<http://video.google.com/videoplay?docid=-3776252111399780043>"
<http://video.google.com/videoplay?docid=-3776252111399780043>

HYPERLINK "<http://video.google.com/videoplay?docid=-7313007737482817256>"
<http://video.google.com/videoplay?docid=-7313007737482817256>

The work infringed upon: "The Illuminati" as appears on our website www.IlluminatiDVD.COM

COPYRIGHT OWNER DETAILS:

HYPERLINK "<mailto:legal@secretspacedvd.com>" legal@secretspacedvd.com

Owner of copyright: GBC/AIM/Enigma Channel/Mr Chris Everard

Contact:

Mr C. Everard

La Bennague

Vlas 34450

Herault

France

Tel: 00 33 629 56 30 86

Email: chris@EnigmaTV.com

**Document D5**

**BY FAX: 17th May 2006:
Notification to GOOGLE
Inc. from The Enigma
Channel.**

**Six weeks prior to this
communication, Google
Video started a Pay-Per-View
service, where visitors could
pay to watch a film in
exchange for a fee.**

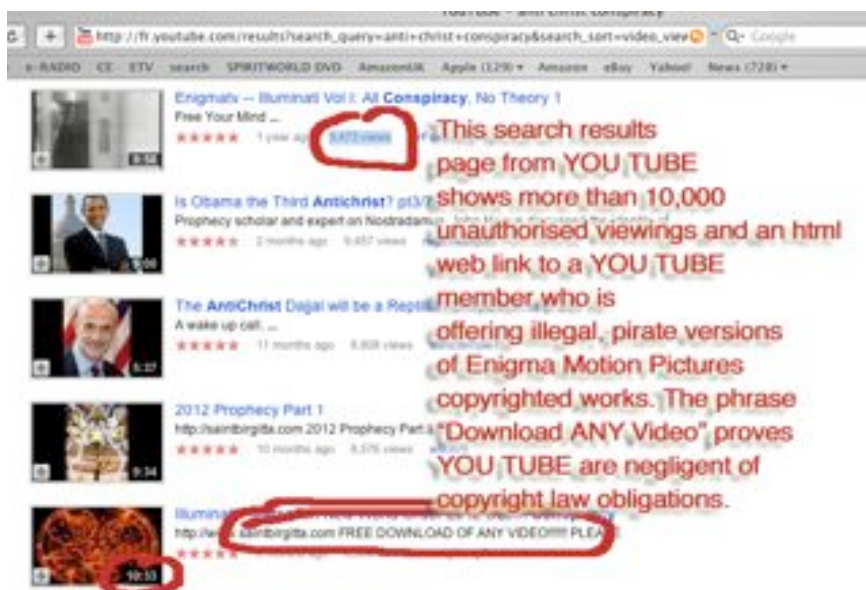
**Chris Everard submitted a
request via the Google
website to have his motion
pictures accepted into the
Pay Per View scheme - thus
hopefully stemming a tidal
wave of illegal versions of
his copyrighted works which
were flooding onto the
Google Video website.**

**Mr Everard's request was
met with no response.**

**The URL web links in this
communication featured
clips from Mr Everard's
copyrighted works which had
been loaded onto Google
Video by a member calling
himself "CONSPIRACY
CENTRAL".**

**This member is still to this
day - in 2009 - broadcasting
unauthorised materials on
Google Video, and Google
Inc. continue hosting the
external link which leads
Google Video viewers
directly to the Conspiracy
Central website where
thousands of copyright
violations against Mr Everard
have taken place.**

**Both YOU TUBE and
GOOGLE Inc. have been
NEGLIGENT in directly
hosting external web links
which lead viewers to
websites where there is
wholesale infringement of Mr
Everard's copyrighted works
taking place every hour.**



The information in this notice is accurate

I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law.

I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

(650) 963-3299, Attn: Google Legal Support, DMCA Complaints

NOTE:

I have previously applied to be part of the Google Video pay per view service.

My request was turned down.

Now I am *INSISTING* that I be accepted into the Google Video pay per view system.

Refusal of my original request 6 weeks ago has led to multiple violations of my copyrighted films.

Thousands of illegal uploads and downloads have no doubt taken place where I have lost major income BECAUSE OF GOOGLE VIDEO.

I also request you put a permanent upload block on any titles which include my copyrighted works:

Trademarked names:

THE ILLUMINATI : ANTICHRIST CONSPIRACY : SECRET SPACE & THE ENIGMA CHANNEL

Please supply a contact email for your organisation.

Note: This is the second time in a week we have had contact you, to stop you illegally broadcasting our copyrighted works.

We request any ip details of those illegally uploading our copyright protected work.
Our motion pictures are copyrighted works.

Each film carries a warning:

"THIS VIDEOGRAMME HAS ALL RIGHTS OF THE COPYRIGHT HOLDER RESERVED. IT IS FORBIDDEN TO RE-SELL, HIRE, LOAN OR COPY THIS COPYRIGHTED WORK".

Our films entitled "THE ILLUMINATI", "SECRET SPACE" and "THE ANTICHRIST CONSPIRACY" - are registered film titles with the Screen Guild of America dating from 2002, and are trademarked brands in the United Kingdom, representing a series of motion pictures and is subject to the copyright of our company, The Enigma Channel, incorporated under British Law in 1997.

We are recognised as the originators and copyright owners of "THE ILLUMINATI" and "SECRET SPACE" brands by the Millennium Copyright Initiative and have reserved all rights to these names.

signed

Christopher Everard

For and on behalf of GBC / THE ENIGMA CHANNEL

cc - Knight Templeton – in-house legal consultants

NO REPLY

In 2007, PAYPAL Inc suspended Conspiracy Central s account after Mr Everard complained about piracy of his films.

The Conspiracy Central video trailer presently broadcasting on Google Video proudly states that you can download unrestricted (ie: free) material - most of it is illegally copied from unauthorised broadcasts of Mr Everard s films on YOU TUBE and GOOGLE VIDEO.

Document D5 page 2: in addition to notification of copyright violations, D5 also contains a REQUEST from Mr Everard for Google Inc. to place a permanent ban on his named copyrighted works.

The Outcome of D5:

1. Conspiracy Central simply reinstated the clips deleted within 24 hours.
2. Google Inc. refused to add The Enigma Channel to their legitimate pay-per-view system.
3. Google Inc. **IGNORED** Mr Everard s request to place a permanent ban on his films.
4. Google Inc. **FAILED** to supply the I.P. address data of copyright violators.
5. Google Inc. were **NEGLIGENT** not to acknowledge the communication, and still to this day Conspiracy Central are hosted by Google Inc. who broadcast a clip urging Google Video viewers to visit a website which flagrantly abuses the copyrights of Mr Everard.



You Tube have consistently violated the FAIR USE guidelines and have broadcast literally THOUSANDS of video clips of Mr Everard's copyrighted works which exceed the TEN MINUTE rule. **YOU TUBE have NEVER asked permission to broadcast or syndicate Mr Everard's films.**

Email from: EBAYER and YOU TUBE Member
"thelizardkingdom", who uses the alias email address:
kooleaide@hotmail.com

28 May 2006 23:06

THE OWNER DOES NOT HAVE THE RIGHT TO OBSTRUCT THE RE-SALES OF THE ITEMS HE PRODUCED OR COPYRIGHTED.

I HAVE CONTACTED MANY OTHER EBAY SELLERS WHO HAVE HAD EXPERIENCES WITH THIS RIGHTS OWNER. THEY HAVE ALL AGREED TO PARTICIPATE IN AN ACTION AGAINST THE RIGHTS OWNER IF A CLASS ACTION WAS REQUIRED.

WE HAVE DISCOVERED THAT THIS PERSON, ENIGMA CHANNEL AND THEIR AFFILIATES, ARE ACTIVELY ATTEMPTING TO SUPPRESS AND STOP ALL RE-SALE OF THE ITEMS THEY PRODUCE OR COPYRIGHT. THAT WAY, IF SOMEONE WANTED TO BUY IT CHEAPER, USED- BECAUSE THEY DO NOT HAVE THE MONEY TO PAY FULL RETAIL, FOR EXAMPLE, THEY MUST BUY IT THROUGH THE RIGHTS OWNER.

WHAT ENIGMA CHANNEL AND THEIR AFFILIATES ARE DOING IS THE MORE EGREGIOUS VIOLATION. THEY ARE UNLAWFULLY OBSTRUCTING COMMERCE AND INTERFERING WITH TRADE.

IF ANY OTHER AUTHOR WERE TO TRY TO PREVENT THE RE-SALE OF HIS BOOKS OR VIDEO MATERIAL, UNLESS SPECIFICALLY STATED "NOT FOR RE-SALE", HE/SHE WOULD BE ADMONISHED BY SOCIETY AND FACE CRIMINAL CHARGES.

Express yourself instantly with MSN Messenger! Download today - it's FREE!
 HYPERLINK "<http://messenger.msn.click-url.com/go/onm00200471ave/direct/01/>"

In May 2006, Mr Everard conducted a thorough investigation of the several people who were downloading unauthorised broadcasts of Mr Everard s copyrighted works from YOU TUBE and Google Video, and then selling these clips on VCDs and DVDs through EBAY - these counterfeiters were using YOU TUBE to advertise their EBAY stores!

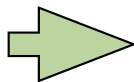
Document D11 is typical of the many taunting emails which YOU TUBE members sent to Mr Everard after he informed YOU TUBE, GOOGLE, EBAY and PAYPAL about their illegal activities.

The flagrant violation of Mr Everard s copyrights by Google Inc. and YOU TUBE incited counterfeiters to even begin threatening Mr Everard with legal action! Pirate copies made from Mr Everard s films featuring the distinctive YOU TUBE and Google Video logos are on file at The Enigma Channel.

To this day - February 2009 - "the lizardkingdom" is still broadcasting works which violate Mr Everard s copyrights on YOU TUBE and Google Video - even though Mr Everard has complained to YOU TUBE & GOOGLE VIDEO many, many times.



From 2006 onwards, YOU TUBE triggered a "GOLD RUSH" for COUNTERFEITERS and DVD PIRATES. They downloaded Mr Everard's films from unauthorised broadcasts on YOU TUBE...



Mr Everard purchased pirate versions of his films from EBAY members. Many of these illegal DVDs and VCDs feature the distinctive YOU TUBE logo.



D6 - page 1 - OFFICE COPY - From Chris@EnigmaTV.com & Legal@SecretSpaceDVD.com - to :- heather@youtube.com
Date 10 July 06

----- Original Message -----

From: Legal Dept "The Enigma Channel"

To: heather gillette, YOU TUBE

Sent: Sunday, July 09, 2006 3:35 PM

Subject: DCMA complaint - You Tube, DMCA Complaints

Dear Sirs

Notification Date 10 July 06 11:46 CET

I, the undersigned, state UNDER PENALTY OF PERJURY that:

I am the owner, or an agent authorized to act on behalf of the owner, of =
 certain intellectual property rights ("IP Owner");=20

I have a good faith belief that the website or webpage located at the =
 following URL(s) (the "Website") sells, offers for sale, or makes =
 available goods and/or services that infringe the IP Owner's =
 intellectual property rights.=20

1 THE ILLUMINATI:The copyrighted work at issue is the video that appears on

<http://www.youtube.com/watch?v=3Dw7DkSnhKkSk&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DLJhpBRgZScI&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DaHvmmZDGLPs&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DRa0VGSOCUxg&search=3Dilluminati>
http://www.youtube.com/watch?v=3D_L8sfSk_YEE&search=3Dilluminati
<http://www.youtube.com/watch?v=3DKVB0t-Mtkm8&search=3Dilluminati>
<http://www.youtube.com/watch?v=3D-CvurWawTvw&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DWOBv-aUkDDI&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DjGlja-VGJaA&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DZZd0XI3xmdc&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DUK0F1igqQB&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DZZd0XI3xmdc&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DW3lszPRDOQk&search=3Dilluminati>
http://www.youtube.com/watch?v=3D7_K6BhSoxfQ&search=3Dilluminati
http://www.youtube.com/watch?v=3D3Ju87b_rgxw&search=3Dilluminati
<http://www.youtube.com/watch?v=3DphzYYEXmK4Q&search=3Dilluminati>
http://www.youtube.com/watch?v=3D_lhSxxeW_DI&search=3Dilluminati
<http://www.youtube.com/watch?v=3D1YmvgtG2gH4&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DJB3WDs1o2ws&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DVgK8yTbACRs&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DXT54EWwaYr0&search=3Dilluminati>
<http://www.youtube.com/watch?v=3DvhGzYqvyvME&search=3Dilluminati>

July 2006, Mr Everard sends yet another official DMCA complaint to YOU TUBE.

At this time, more than FOUR THOUSAND unauthorised broadcasts of Mr EVERard s films were taking place on YOU TUBE every week.

The web links cited by Mr Everard in Document D6 concern flagrant copyright breeches of his film entitled THE ILLUMINATI. The court is asked to note that the ACTUAL TITLE of Mr Everard s film is part of the web link address assigned to each illegal clip by YOU TUBE.

This means that YOU TUBE ACTIVELY NAME EACH WEB LINK. If you refer to Mr Everard s previous notification of May 17th 2006, then it is EVIDENT that YOU TUBE MUST HAVE REALISED THEY WERE YET AGAIN ALLOWING THE UPLOAD OF MATERIALS WHICH A PREVIOUSLY FILED DMCA NOTIFICATION/ COMPLAINT had asked them to BAN.

On several occassions, Mr Everard had offered a list of his film titles - "THE ILLUMINATI" was one of them - and it is obvious that YOU TUBE were wholly NEGLIGENT to allow this new crop of illegal video clips to be broadcast.

Most of the clips were re-named and reinstated on the YOU TUBE website within 48 hours - making the whole exercise of listing the individual links to offending materials completely futile.

17 **D6 continued...**

The work infringed upon: "THE ILLUMINATI DVD" as appears on our website; ILLUMINATIDVD.COM

COPYRIGHT OWNER DETAILS:

legal@secretspacedvd.com

Owner of copyright: GBC/AIM/Enigma

Contact:

Mr C. Everard

La Bennague

Vlas 34450

Herault

France

Tel: 00 33 629 56 30 86



The information in this notice is accurate=20

I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law.

I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

After Document D6 was sent, YOU TUBE NEGLECTED to reply and confirm deletion of clips violating Mr Everard s copyrights. Once again, it was Mr Everard who was left with the responsibility of policing the YOU TUBE global network of websites.

Mr Everard is now seeking reimbursement of his lost time & money due to the negligence of YOU TUBE & Google Inc.

At this time, Mr Everard s film clips on YOU TUBE were attracting tens of thousands of viewers per week - many of whom were drawn to YOU TUBE by the fact that they could illegally view Mr Everard s films and television programmes freely.

Document D7

From: Legal Dept "The Enigma Channel"

To: heather gillette, copyright agent, YOU TUBE

Sent: Monday, **July 10, 2006** 7:31 PM

Subject: Fw: DCMA complaint

10 July 2006 19:31 CET

Dear Sirs

We note that despite our notice that the following copyrighted material is still available on your web site.

Please confirm that you will be removing this *immediately*.

Regards

Legal Department
GBC/AIM/Enigma Channel

Email Sent For & On Behalf of Christopher Everard

D7 Sent BY EMAIL from the SECRET SPACE Production Office at The Enigma Channel to YOU TUBE, July 10th 2006.

This document proves massive neglect on the part of YOU TUBE. After Document D7 was sent to Heather Gillette at YOU TUBE, no further acknowledgement, apology or any other communication was received from YOU TUBE's Heather Gillette. Yet again, the whole exercise of listing the individual links to offending materials and submitting a DMCA complaint form was completely futile, as the illegally broadcast clips which were subject of previous DMCA complaints were all reinstated with slightly changed file names.

After this date, YOU TUBE s global network of websites perpetrated an explosion of copyright violations against Mr Everard s copyrighted works.



BY FAX to: (650) 963-3299, Attn: Google Legal Support, DMCA Complaints
Notification Date **11th JULY 2006** 10:53 CET

I, the undersigned, state **UNDER PENALTY OF PERJURY** that:

I am the owner, or an agent authorized to act on behalf of the owner, of certain intellectual property rights ("IP Owner");

I have a good faith belief that the website or webpage located at the following URL(s) (the "Website") sells, offers for sale, or makes available goods and/or services that infringe the IP Owner's intellectual property rights.

1 The work infringed upon: **"Secret Space"** as appears on our website secretspacedvd.COM

2 SECRETSPEACE:"The copyrighted work at issue is the video that appears on

HYPERLINK "<http://video.google.com/videoplay?docid=4663630780446932130&q=secret+space>" <http://video.google.com/videoplay?docid=4663630780446932130&q=secret+space>
HYPERLINK "<http://video.google.com/videoplay?docid=5160645340440219363&q=secret+space>" <http://video.google.com/videoplay?docid=5160645340440219363&q=secret+space>
HYPERLINK "<http://video.google.com/videoplay?docid=4925757315108133164&q=secret+space>" <http://video.google.com/videoplay?docid=4925757315108133164&q=secret+space>
HYPERLINK "<http://video.google.com/videoplay?docid=-2400513563402373710&q=secret+space>" <http://video.google.com/videoplay?docid=-2400513563402373710&q=secret+space>
HYPERLINK "<http://video.google.com/videoplay?docid=1586353707837835705&q=secret+space>" <http://video.google.com/videoplay?docid=1586353707837835705&q=secret+space>
HYPERLINK "<http://video.google.com/videoplay?docid=-7927561230860630740&q=secret+space>" <http://video.google.com/videoplay?docid=-7927561230860630740&q=secret+space>

3 HYPERLINK "<mailto:legal@secretspacedvd.net>" legal@secretspacedvd.net

4 (in reference to Google's request to supply PERSONAL DETAILS of copyright violators) THIS IS NOT POSSIBLE . GOOGLE VIDEO HAS ALLOWED THE UPLOAD OF THESE VIDEOS IN MANY CASES ANONYMOUSLY. WE DO NOT HAVE RESOURCES TO TRACK DOWN THESE EMAIL ADDRESSES. THIS IS AN UNREASONABLE REQUEST.

YOU HAVE BEEN PROVIDED WITH SUFFICIENT DETAIL TO SHOW YOU HAVE BEEN MADE AWARE THAT THERE IS SERIOUS DOUBT OVER THE LEGALITY OF THE MATERIAL YOU ARE BROADCASTING. BY ALLOWING ONGOING BROADCAST OF THIS COPYRIGHTED MATERIAL YOU ARE CAUSING US TO INCUR FINANCIAL LOSSES WHICH WE MAY SEEK TO RECOVER SHOULD A RESPONSIBLE ACTION NOT BE TAKEN TO REMEDY THIS SITUATION IMMEDIATELY.

5. "I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law."

**D10 - SENT BY FAX to
GOOGLE Inc. 11 July 2006**

This communication concerns mass violations of the copyrights of Mr Everard's film "SECRET SPACE".

Note: The URL web links listed by Mr Everard in this communication all contain the NAME of Mr Everard's copyrighted motion picture .

The URLs are created by GOOGLE Inc. (not the member), and as such it would demonstrably be a very simple matter to place a permanent filter on all content which contains a registered trademark / title of Enigma Motion Pictures.

Mr Everard makes it quite clear in this communication that financial loss is being caused due to Google Inc.'s NEGLECT and facilitation of unauthorised broadcasting of Mr Everard's copyrighted works.

The illegal clips of SECRET SPACE were removed - but within a few days were back on the Google Video site - the clips had been sequentially renumbered - essentially the EXACT SAME clips which are the subject of this DMCA notification are STILL being broadcast by Google Video (just with a different part suffix).

19

Document D10 continued...

6. "I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed."

7.

COPYRIGHT OWNER DETAILS:

HYPERLINK "<mailto:legal@secretspacedvd.com>" legal@secretspacedvd.com

Owner of copyright: GBC/AIM/Enigma

Contact:

**Mr C. Everard
La Bennague
Vlas 34450
Herault
France**

Tel: 00 33 629 56 30 86

The information in this notice is accurate

I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law.

I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

SENT BY FAX (650) 963-3299, Attn: Google Legal Support, DMCA Complaints



By typing "SECRET SPACE" into the Google Video search engine TODAY, Google Inc. will offer not one, not two, not three - but ALL the parts of Chris Everard's entire series of documentaries about the secret space program. Of the search results found on February 10th 2009, 100% are the copyrighted works of Chris Everard - most of which, by Google's own admission, have been broadcast for more than one year.

Google Inc. neglected their responsibility to bide by international copyright law, and failed to answer or even acknowledge Mr Everard's reasonable request, and, in effect, also failed to permanently remove the offending materials.

Document D9



SENT BY FAX: To: (650) 963-3299, Attn: Google Legal Support, DMCA Complaints

Notification Date **21/07/06** 10:53 CET

I, the undersigned, state **UNDER PENALTY OF PERJURY** that:

I am the owner, or an agent authorized to act on behalf of the owner, of certain intellectual property rights ("IP Owner");

I have a good faith belief that the website or webpage located at the following URL(s) (the "Website") sells, offers for sale, or makes available goods and/or services that infringe the IP Owner's intellectual property rights.

1 The work infringed upon: **"THE ILLUMINATI"** as appears on our website ILLUMINATIDVD.COM

2 THE ILLUMINATI: The copyrighted work at issue is the video that appears on HYPERLINK "<http://video.google.fr/videoplay?docid=-3776252111399780043&q=illuminati>" <http://video.google.fr/videoplay?docid=-3776252111399780043&q=illuminati>

Document D9 - SENT by FAX to Google July 21st 2006 (Enigma Channel Office Copy).

This communication concerns the continuing violations of the copyrights of Mr Everard's historical documentary film "THE ILLUMINATI".

The URL listed was actually active and witnessed as such by a member of The Enigma Channel's production team long after this notification was faxed to Google Inc.



20 **Document D9 continued...**

3 HYPERLINK "<mailto:legal@secretspacedvd.net>" legal@secretspacedvd.net

4 (in response to Google requesting the personal contact details of the copyright violators)

THIS IS NOT POSSIBLE . GOOGLE VIDEO HAS ALLOWED THE UPLOAD OF THESE VIDEOS IN MANY CASES ANONYMOUSLY. WE DO NOT HAVE RESOURCES TO TRACK DOWN THESE EMAIL ADDRESSES. THIS IS AN UNREASONABLE REQUEST. YOU HAVE BEEN PROVIDED WITH SUFFICIENT DETAIL TO SHOW YOU HAVE BEEN MADE AWARE THAT THERE IS SERIOUS DOUBT OVER THE LEGALITY OF THE MATERIAL YOU ARE BROADCASTING.

BY ALLOWING ONGOING BROADCAST OF THIS COPYRIGHTED MATERIAL YOU ARE CAUSING US TO INCUR FINANCIAL LOSSES WHICH WE MAY SEEK TO RECOVER SHOULD A RESPONSIBLE ACTION NOT BE TAKEN TO REMEDY THIS SITUATION IMMEDIATELY.

5. "I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law."

6. "I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed."

7

Owner of copyright: GBC/AIM/Enigma

Contact:

Mr C. Everard

La Bennague

Vias 34450

Herault

France

Tel: 00 33 629 56 30 86

NO REPLY

The information in this notice is accurate

I have a good faith belief that use of the copyrighted materials described above on the allegedly infringing web pages is not authorized by the copyright owner, its agent, or the law.

I swear, under penalty of perjury, that the information in the notification is accurate and that I am the copyright owner or am authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

Faxed to: **(650) 963-3299**, Attn: Google Legal Support, DMCA Complaints

Google Inc. have since earned ADVERTISING REVENUE from selling display advertisements alongside video clips of Mr Everard's film "THE ILLUMINATI", which attracts thousands of viewers to Google Inc. every day, and - in total - has generated an enormous worldwide audience for GOOGLE Inc. which has profited greatly from broadcasting Mr Everard's films without permission.

Mr Everard's dossier of communications proves that GOOGLE Inc. were sufficiently informed on a regular basis, and Mr Everard had made it quite clear that a permanent ban was the wisest solution to the problem.

Because GOOGLE Inc. neglected to acknowledge Mr Everard's DMCA notifications, and allowed further uploads and unauthorised syndications of Mr Everard's works, a tidal wave of copyright violations against Mr Everard took place during the summer of 2006.

Shortly after Mr Everard's communication, Google Inc. bought YOU TUBE for \$1.65billion US dollars. YOU TUBE were claiming a huge global audience. Several millions of YOU TUBE viewers had demonstrably been attracted to watching YOU TUBE by the free broadcasts of Mr Everard's copyrighted works.

To: YOU TUBE

From: <chris@enigmaTV.com>

Subject: Copyright Inquiry

Date: Sun, 7 Jan 2007 03:32:49 -0800 (PST)

From: CHRISTOPHER EVERARD, GBC / ENIGMA MOTION PICTURES

DATE: January 6th 2007 (date difference due to international dateline)

LEGAL WARNING:

You Tube is allowing flagrant violation of my copyrighted works. You Tube is allowing illegal DVD pirates to link to their websites, using clips of my copyrighted works to then ensnare customers and sell them illegally made copies of my films.

Remove all references and links to the following:

THE ILLUMINATI copyright 2004, Enigma Motion Pictures (featuring DAVID ICKE)

SECRET SPACE copyright 2005, Enigma Motion Pictures & Australian Independent Media (featuring DAVID ICKE)

THE ANTICHRIST CONSPIRACY copyright 2006, Enigma Motion Pictures & Black Bocca Films, Italy (featuring DAVID ICKE)

SPIRITWORLD copyright 2007, Enigma Motion Pictures, GBC, AIM International, Black Bocca Films & ChristopherEverard.com

ALL VIOLATING FILES MUST BE REMOVED IMMEDIATELY.

By carrying the "copyright You Tube, Inc" text at the bottom of the offending pages, you are implying that your organisation is representing my copyrighted works.

YOUR ORGANISATION IS EXPECTED TO ACKNOWLEDGE THIS COMMUNICATION WITH ASSURANCES THAT THE LISTED COPYRIGHTED WORKS WILL BE PERMANENTLY BANNED FROM BEING FEATURED ON YOUR WEBSITE IN THE FUTURE.

signed

Christopher Everard, for THE ENIGMA CHANNEL, ENIGMA MOTION PICTURES

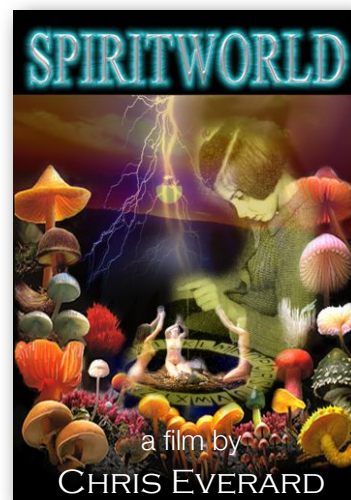
and

Derek Chambers, KNIGHT TEMPLETON ATTORNEYS

Document D12 - Upon legal advice, Mr Everard sent an official LEGAL WARNING to YOU TUBE in January 2007.

At this stage, YOU TUBE had not honoured their pledge of placing a 'REMOVE' button under video clips.

Mr Everard had produced & directed a new motion picture entitled SPIRITWORLD and wanted to make it very clear to YOU TUBE that he wanted all references to the trademarked titles of his films too be removed from YOU TUBE.



Unauthorised broadcasts of Chris Everard's documentary about paranormal research hugely boosted YOU TUBE's audience in 2007 & 2008.



In January 2007, Mr Everard gave YOU TUBE a clear and concise list of his film titles, explaining that they must CEASE and DESIST from broadcasting his copyrighted works - especially his new film SPIRITWORLD. YOU TUBE neglected their obligations and as a result, SPIRITWORLD was a 'hit' film on YOU TUBE. Google Inc are now selling advertising alongside Mr Everard's film.



Subject: Re: [#98934863] Copyright Inquiry
Date: Monday, January 8, 2007 10:54 pm
From: Copyright Service <copyright@support.youtube.com>
To: <chris@enigmaTV.com>

Hi there,

Thank you very much for your notification. In order to take action on your request, I need three further items satisfied (please see our DMCA policy page located at: http://www.youtube.com/t/dmca_policy):

- The name of the company or individual claiming the rights to the content
- A statement that the information in the notification is accurate, and under penalty of perjury, that the complaining party is authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.
- Links to the specific videos you would like removed.

Please just respond with the requested information and statement if possible and I will be able to move forward.

Regards,

Misty
 The YouTube Team

*Document D13 represents, in Mr Everard's opinion, a **corporate INSULT** from YOU TUBE.*

The glib reply is from "Misty" at YOU TUBE, who apparently has no surname or desk telephone number. Mr Everard's legal warning (see D11) was not passed to an appropriate member of legally trained staff.

*With \$1.65billion dollars of capitalisation, YOU TUBE could not muster an appropriate response. The letter asks 'The name of the company' who is claiming copyright ownership - surely this is **OBVIOUS** - it is Mr Everard!*

*Mr Everard's request to remove all references to his film titles is effectively **IGNORED** by YOU TUBE.*

It is clear that YOU TUBE neglected to inform their staff member "Misty" that Mr Everard's films had already been the subject of DMCA complaints filed at YOU TUBE just a few months earlier.



the enigma radio network
 Intelligent Radio For Planet Earth

www.EnigmaRadio.net



YOU TUBE and GOOGLE Inc. have consistently used Mr Everard's internationally recognised trademarks without permission.

the enigma[®] channel

www.EnigmaTV.com

A.I.M
 Australian
 Independent
 Medias

gbc

global broadcasting corporation

Document D14

Subject: COPYRIGHTED TRADEMARK BEING USED WITHOUT PERMISSION

Date: Monday, **May 19, 2008** 4:29 pm

From: The Enigma Channel <chris@enigmaTV.com>

To: <dns-admin@google.com> Google Administration

May 19th 2008

To: YOU TUBE.COM

Administrative Contact:

Domain Administrator (NIC-14719283) YouTube, Inc.
1000 Cherry Avenue, Suite 200 San Bruno CA 94066 US
+1.6502530000 Fax- +1.6506188571

From: Christopher Everard, CEO: THE ENIGMA CHANNEL & ENIGMA MOTION PICTURES

Hello,

It has come to our attention that you have submitted a search bot file to Google that includes the registered name of our organisation which is actually a registered trademark.

Also, the search result refers to a copyrighted motion picture / videogramme owned by our organisation – **SECRET SPACE VOL.2** - and this implies that illegally viewing or downloading the infringing material is available from <http://www.youtube.com>

Here is the offending website result from Google:

YouTube - Enigma Secret Space.II pt6/6

The Enigma channel has produced some of the most important,ground breaking, no holds barred documentaries in recent times...A MUST SEE.!!!..

www.youtube.com/watch?v=KzhO2AM_HAY&feature=related
http://www.youtube.com/watch?v=KzhO2AM_HAY&feature=related
[%20-%2057k](#) - [57k](#) - [Cached](#) - [Similar pages](#)

The Metasearch string is:

<http://www.google.co.uk/search?source=ig&hl=en&rlz=&q=enigma+channel&btnG=Google+Search&meta=>

Please will you de-register the offending search string from google and all other search engines **and refrain from using registered trademarks** as part of your search bot submissions.

If the search string is the result of a subscriber to your website, then *please suspend the account of the copyright offender.*

THE ENIGMA CHANNEL runs an affiliate program for fellow broadcasters.

If you would like more information, then **please call our French HQ contact line: 0033 66 64 57 267 within GMT business hours.**

Document D14 was sent to GOOGLE Inc. (the parent of YOU TUBE) by Email. Mr Everard chose to send this communication to the main administration email address offered by Google Inc. on the international registrar database - so that it was SURE that Google Inc. received it. Mr Everard's communication was reported as SENT & RECEIVED by his email server, May 2008.

Mr Everard's DMCA complaints and requests for a permanent filter/ban on his film titles had been effectively ignored by YOU TUBE and GOOGLE Inc.

From 2008 onwards, YOU TUBE and GOOGLE Inc. began a sharing and syndication program, which has since resulted in Mr Everard's copyrighted works being made available to an audience of more than 200 million persons - through the unauthorised syndication to MY SPACE and FACEBOOK.

Mr Everard warned Google Inc. and YOU TUBE about the "passing off" of his registered trademarks in their search engine submissions on May 19th 2008.

GOOGLE Inc. and YOU TUBE ignored Mr Everard's communication.

The web link URL cited by Mr Everard is STILL ACTIVE in 2009 - it is preceded by a fake company logo "RealWorld" - presumably a YOU TUBE member - and has attracted THOUSANDS of viewers to YOU TUBE.

Mr Everard's warning about PASSING OFF his copyrighted works using search engine meta tags and bot files has been IGNORED.

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Document D14 continued...

If we do not receive an amiable reply, then we shall issue further actions which may adversely affect your organisation.

All content of THE ENIGMA CHANNEL & ENIGMA MOTION PICTURES is copyrighted material and any use or reference to use by unauthorised parties is an infringement of international copyright law.

Sincerely,

Christopher Everard

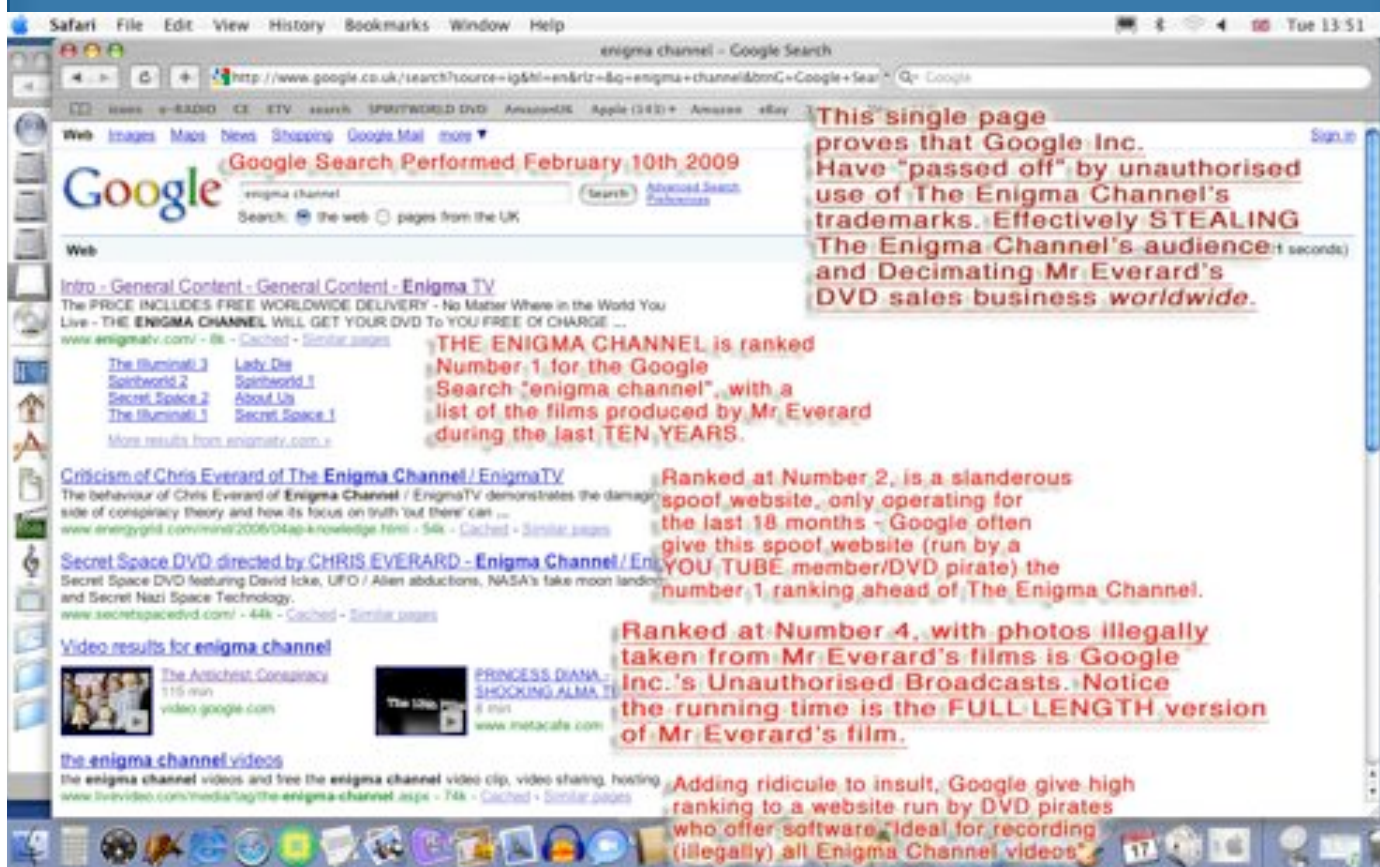
cc. Natasha Holmes-Benson – legal and business affairs

THE ENIGMA CHANNEL

Chris@EnigmaTV.com

The second URL web link cited by Mr Everard in document D14 is also STILL ACTIVE - it now violates the copyright of not one but TWO of Mr Everard's films - THE ILLUMINATI (Vol.2) and a film about Princess Diana, where the proceeds are donated to a charitable fund - this film also has now been illegally broadcast across the global YOU TUBE and Google Video websites.

THE ILLUMINATI (Vol.2) is TODAY being broadcast without permission by GOOGLE Inc. in it's FULL RUNNING TIME, without a scintilla of respect for the FAIR USE guidelines or international copyright law.



A search on GOOGLE Inc. for "enigma channel" reveals Google are acting like a corporate parasite, giving themselves fourth highest ranking worldwide by "passing off" as the Enigma Channel.



Mr Everard asks this: with Google Inc. offering FREE FULL LENGTH broadcasts of Mr Everard's films and also giving high search engine ranking to known DVD Pirates - how is Mr Everard meant to recover the production expenses of his television programmes and motion pictures?

Mr Everard can prove that his worldwide DVD sales have been adversely affected - and that this fall off in sales can be directly correlated to the escalation of copyright violations by Google Inc. and YOU TUBE.

GOOGLE Inc. have never ONCE acknowledged a single communication from Mr Everard. Mr Everard is now seeking compensation.

EXPERT WITNESS No1:

For an Expert Witness, Mr Everard will be calling on Mr Ken Boehm, who is the Chairman of The National Legal and Policy Center (NLPC) of Washington D.C. In 2007, an NLPC Report was submitted to the U.S. Congress which cited GOOGLE VIDEO as RESPONSIBLE for LEGITIMIZING COPYRIGHT VIOLATIONS - *Especially in Terms of Video Piracy...*

In the late summer of 2007, The National Legal and Policy Center (NLPC) submitted their report to members of the United States Congress detailing the extent of *copyright violations* on Google Video.



2007: Google Video is Reprimanded for Copyright Violations in Report Submitted to U.S. Congress

In the summer of 2007, the NLPC examined the extent of copyrighted material being hosted on Google Video and released a "Top 50" list of copyrighted movies. In the latest inspection of the site, conducted from September 10 to September 18 2007, the NLPC uncovered 300 additional instances of copyrighted films, including 60 movies released that year... *continued*

IS Mr EVERARD OVER STATING THE CASE WHEN HE CLAIMS THAT HIS FILMS HAVE CONTRIBUTED TO YOU TUBE and GOOGLE VIDEO's WORLDWIDE VIEWING AUDIENCE?

The National Legal and Policy Center (NLPC) published a list of copyright violations perpetrated by Google Video members against WARNER BROTHERS, when their 2005 hit motion picture "HARRY POTTER & THE GOBLET OF FIRE" was illegally uploaded onto Google Video for 434 days. During that period, the Harry Potter film attracted 165,367 viewings. By comparison, a single clip from Mr Everard's film THE ILLUMINATI which was illegally uploaded onto Google's YOU TUBE website 390 days ago has racked up nearly 1,250,000 (1.25million) viewers to Google Inc. This is proof that the public's interest in Mr Everard's films has greatly contributed to the audience of Google Video and YOU TUBE.

In fact, if Google Video and YOU TUBE had respected the law and DISALLOWED (via a filter system) Mr Everard's films from being illegally broadcast, then Google Inc. would have had nearly 7,000,000 less viewers - and a smaller audience means less advertising revenue.

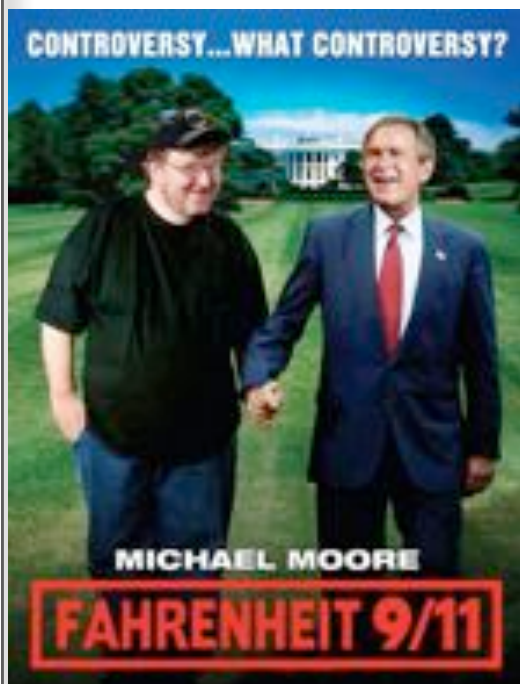
It is Mr Everard's opinion that Google Inc. TARGETED Enigma Motion Pictures - gambling that Mr Everard would be pushed out of business and therefore leaving his copyrighted works to be broadcast illegally at Google's leisure.

The NLPC says that 300 pirated films on Google Video received 22 million views in 2007 and that many other copyrighted works continue to show up on Google Video.

NLPC Chairman, Ken Boehm, addressed these concerns in an open letter to Congress which accompanied the NLPC Report, he stated; "Google Inc.'s seemingly indifferent attitude towards Internet video piracy has resulted in a *legitimization* or 'mainstreaming' of *video piracy* which has broad and damaging implications for all intellectual property owners".

Mr. Boehm's letter to Congress also points out Google Inc.'s promise that it intends to install **video filtering technology** on its video sharing services. Mr. Boehm said "Google has been promising video filtering technology since at least the fall of 2006". On July 27th 2007, Google again announced that it would launch a filtering system that would be activated by September of 2007 that would hopefully prevent pirated copyright material from being uploaded to Google Inc.'s **You Tube** video sharing site.

As of today - February 2009 - more than *two years* after the 2007 NLPC report to Congress, **Google Inc. still had not implemented the promised filter/removal technology either for its YouTube or Google Video sites.**" Mr Everard's opinion is that Google Inc. are risking copyright litigation claims, in pursuit of creating a huge global viewing audience for its Google Video and You Tube websites. Google Inc. claim advertising revenues in the region of several billion dollars per financial quarter - and Mr Everard believes that his motion pictures and TV shows have been instrumental in cultivating an audience for **FACTUAL CONTENT** on **YOU TUBE** and Google Video.



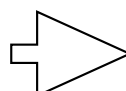
Chris Everard's **ILLUMINATI** film Attracts a Larger Audience to **YOU TUBE & GOOGLE VIDEO** Than Michael Moore's **Fahrenheit 911** - Mr Everard is the single most important provider of (illegally broadcast) **FACTUAL CONTENT** on **YOU TUBE & Google Video**.



730,000
Viewings

Google
Video BETA

1,200,000
+Viewings



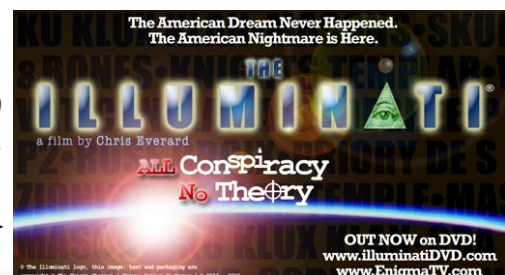
ARE GOOGLE Inc. GUILTY OF RESTRICTING Mr EVERARD's MERCANTILE ACTIVITIES?

Is there any proof for the suspicion that Google Inc have actively sought to "hijack" The Enigma Channel's global audience? Mr Everard thinks there is. In 2005, Mr Everard opened a Google AdWORDS account. This system allows an advertiser to list **KEYWORDS** which the Google search engine then uses to gauge your advert's relevance to a phrase or word searched for by a member of the public.

The response to Mr Everard's Google AdWORDS campaign was phenomenal - racking between 200 and 400 DVD sales per DAY. However, as soon as Google Inc launched Google Video, and Mr Everard's films were broadcast without consent, the Google AdWORDS team **TERMINATED** most of the **KEYWORDS** in Mr Everard's account.

Mr Everard protested by email but only was sent a standard, contradictory message, saying that it was Google Inc's prerogative to terminate **KEYWORDS**. Eventually, Mr Everard was forced to cancel his advertising campaign with Google AdWORDS, because they had **TERMINATED ALL KEYWORDS** and Mr Everard's adverts for his film **THE ILLUMINATI** failed to appear on search results (even though Google Inc continued to debit monthly advertising fees from his credit card!). Google even terminated the keyword "**ILLUMINATI**" from Mr Everard's account - which is the *actual NAME* of the product being advertised. This is equivalent to, say, the jeans manufacturer **LEVIS** having their brand name "**501 JEANS**" terminated from their **KEYWORDS**.

In Mr Everard's opinion, Google Video were quick to learn of the worldwide popularity of his films - which outstrip even the popular **HARRY POTTER** films - and soon it was "**GOOGLE VIDEO - The Illuminati**" which would be displayed in **TOP RANKING** on the Google search engine - **NOT Mr Everard's www.illuminatiDVD.com website.**



EVIDENCE THAT Mr EVERARD's FILMS HAVE PROVIDED VALUABLE FACTUAL CONTENT TO YOU TUBE and GOOGLE VIDEO:

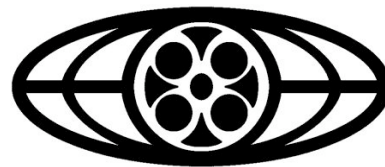
In 2007, the NLPC estimated that Internet piracy/ copyright theft and the resulting loss in revenues are as high as \$2.3 billion in lost revenue to the U.S. film industry (plus, according to Mr Everard, about the same again for European film studios).

Recently, Google Video hosted pirate copies of the film "Sicko", which was produced and directed by Mr Everard's fellow documentary film maker **Michael Moore**. At the 2005 CANNES FILM FESTIVAL, both Michael Moore's documentary film *Fahrenheit 911* and also Mr Everard's film *THE ILLUMINATI* were both released to the public. Mr Moore's film won the Palme d'Or at Cannes, and was illegally uploaded onto the Google Video website - where it sat for 226 days, attracting a viewing audience of 734,711 people to Google Video. Today, you may still find versions of Michael Moore's film on GOOGLE VIDEO, but the soundtrack has been terminated - turning Mr Moore's film into a 'silent movie'. This tactic still allows Google Video to profit from the traffic which may be searching for Michael Moore's film - whilst simultaneously paying "lip service" to copyright law.

Unfortunately, Mr Everard has not been so lucky - every clip he has complained about in his DMCA notifications have been **reinstated** - sometimes within hours - and even though Mr Everard has sent umpteen legal warnings containing a list of his film titles, he has **NEVER RECEIVED A REPLY** from GOOGLE VIDEO.

Mr Everard's *ILLUMINATI* film, in comparison to Michael Moore's *Fahrenheit 911*, has so far attracted MILLIONS upon MILLIONS of viewers - far more than the illegal broadcasts of Micheal Moore's film - proof enough, that **Mr Everard's films are instrumental in building huge viewing audiences on YOU TUBE and GOOGLE VIDEO.**

Chris Everard's **SECRET SPACE** documentary films attract thousands of people every week to **GOOGLE Inc.** who have illegally used the titles of Mr Everard's films to steal the Audience of The Enigma Channel & decimate DVD sales.



MPAA

MOTION PICTURE ASSOCIATION OF AMERICA

LETTERS OF SUPPORT for CHRISTOPHER EVERARD and ENIGMA MOTION PICTURES

Mr Everard employs some of the world's greatest talents in graphic design, animation, soundtrack composition, matte artists, narrators, actors, special effects technicians, lighting engineers, scenery and costume designers. Many have won awards.

Mr Everard will read in court LETTERS OF SUPPORT from members of BAFTA (British Academy of Film & Television Arts) two of which have received honours from Her Majesty. These letters support Mr Everard's claim for compensation and berate the flagrant disregard for copyrights with particular regard to Google Inc.'s syndication and sharing facility which has wholly been responsible for the unauthorised distribution of Mr Everard's works.



The MOTION PICTURE ASSOCIATION OF AMERICA Recently Caused the SHUTDOWN of a Website Operating on the Same Principles as GOOGLE VIDEO (see below)

CAN GOOGLE Inc. & YOU TUBE FILTER OUT CONTENT BEFORE IT IS LOADED ONTO THE INTERNET?

Since 1997, Silicon Graphics Corp (part of Apple Computer and neighbours to Google Inc.) have had software which can analyze video clips by picture content - for example, by analyzing skin tone and amount of flesh tones, the Silicon Graphics software can effectively detect - and ban - pornography. In the last decade, there have been many, many advances in video image analysis software. Mr Everard performed a web search for software products and found many products which would easily identify members of YOU TUBE and Google Video who infringe his trademarked film titles. After all, it is the member who supplies the NAME of the clip being uploaded to Google Video and YOU TUBE. By simply implementing Mr Everard's request detailed in document D5 (page 2), Google Inc could have easily BANNED any further violations of Mr Everard's copyrights - but that, of course, would have meant that Google Video and YOU TUBE would have LOST Mr Everard's hugely popular FACTUAL CONTENT, where, even by Google Inc.'s own admission, has built a worldwide viewing audience which is so important when trying to attract advertising revenue. Mr Everard can demonstrate in court simple filter technology, which Google Inc. are NEGLIGENT in failing to implement.

The court is asked to remember that on 16th of May 2006, YOU TUBE gave Mr Everard a document (D4) which said that YOU TUBE were committed to keeping the YOU TUBE website free of pornography and copyrighted material. Mr Everard requested *several times* in writing that Google Inc. place a BAN on the title of his films. It is obvious to anyone who has the most basic knowledge of internet search engine technology, that Google Inc can impose a BAN on any clips which Google Video and/or YOU TUBE members post to their websites which contain the titles of Mr Everard's films.

In recent times, many similar video sharing websites have set up filtering systems to block copyrighted material. Google is a \$150+ Billion corporation with arguably the most advanced search technology in the world. The argument that Google Inc. cannot block pirated content because of technological or financial reasons is, according to Washington's NLPC "laughable".



LEGAL PRECEDENTS:

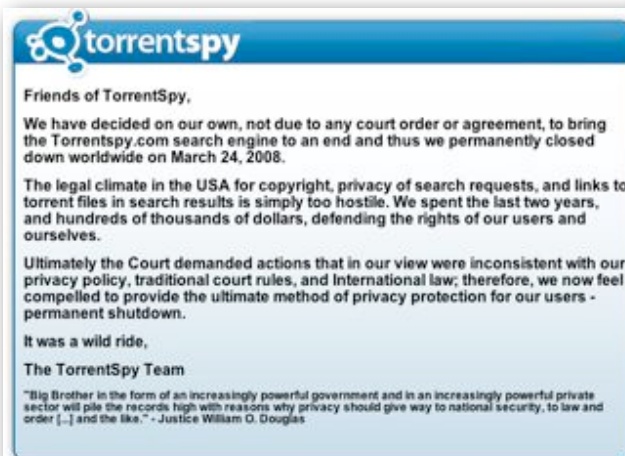
Is there any legal precedent for SHUTTING DOWN a website which allows it's users to flagrantly breach international copyright law? A letter of support for Mr Everard's compensation claim will be provided by a senior member of the MOTION PICTURE ASSOCIATION of AMERICA (MPAA).

Mr Everard's colleagues at the MPAA recently SHUTDOWN a website which operated on the exact same principles as Google Video and YOU TUBE - that is, that the website which violated Mr Everard's and fellow MPAA members' copyrights initially claimed that it was not THEY who were responsible - but it was THEIR MEMBERS who were infringing copyrights.

The MPAA, with Mr Everard's support, and the support of thousands of MPAA and BAFTA members worldwide, led a legal battle which resulted in the SHUTDOWN of TORRENTSPY. The legal tussles ended in March 2008, and it is yet to be seen if there will be an American precedent set up for legal reference in future cases.

For two years TORRENTSPY had violated Mr Everard's copyrighted works and - like YOU TUBE - was issuing press releases implying TORRENTSPY had superior software to track and block copyrighted content. In actuality, evidence was gathered by MPAA members and associates which proved that the claims were basically bogus. TORRENTSPY - in this respect - are really no different to Google Inc. - TORRENTSPY sought to build an enormous worldwide audience for their website by allowing flagrant breaches of copyright - which would attract millions of people lured by the hope of watching Mr Everard's films (and thousands of other works) for free.

Mr Everard's associates at the MPAA shutdown TORRENTSPY - today, the following screen is displayed - even to the last, TORRENTSPY - like so many of these other internet start-ups LIE.



Does The Enigma Channel Sufficiently Protect it's Copyrighted Works?

Mr Everard's own technicians have designed a simple filtering system which scans video clips for the internationally recognised "©" symbol. Mr Everard's team at The Enigma Channel have also developed a simple system which displays the email address of a website member superimposed over a video clip. This system is implemented on all Enigma Channel broadcasts so that copyright theft can quickly and easily be identified and traced back to the member who violated the copyright.

Mr Everard has also implemented the WORMCODE protection system on all his DVD products. All productions of Enigma Motion Pictures carry a copyright infringement warning. In fact, Mr Everard's film SPIRITWORLD Vol.2 had to have - at considerable extra expense to Mr Everard - a custom-made copyright infringement message, which clearly prohibits the dissemination of his films on "video sharing sites".

The court is asked to consider the important fact that Google Video and YOU TUBE are NEGLIGENT in failing to place a simple "REMOVE" button under video clips, AND have failed to supply a simple COPYRIGHT VIOLATION EMAIL ADDRESS on their websites.

In summary, Mr Everard has done all within his powers to protect his copyrighted works, and has demonstrably sent many communications requesting that Google place a permanent ban on his film titles. Mr Everard has also requested several times that his trademarked film titles and the name of his organisation NOT be used in search engine submission files by Google Inc. Mr Everard can prove Google Inc. have been negligent in all respects to the copyrights owned by Mr Everard and also negligent of their obligations under international law. To date, Google Video have not answered or acknowledged a single letter or fax from Mr Everard.

2008: YOU TUBE's "PLAYLIST" FACILITY ALLOWS UNINTERRUPTED VIEWING OF Mr EVERARD's FULL-LENGTH MOTION PICTURES:

The Fair Use guidelines say that the copyright owner must be informed if more than 10 minutes of material is used. YOU TUBE boast of a "10 minute maximum" on all uploaded clips, but these *individual* clips can be viewed as one *continuous* film.

Mr Everard's dossier of evidence proves that YOU TUBE are allowing members to present my copyrighted documentary films in their FULL RUNNING TIME (typically 2 hours) using a "playlist" facility provided by YOU TUBE.

The YOU TUBE playlist facility stacks individual video clips and plays them sequentially without further intervention of the YOU TUBE viewer. These "playlists" are accessible worldwide, and are viewable even by people who do not have a registered YOU TUBE member account.

YOU TUBE have made it easy for a viewer to select one of Mr Everard's films and watch it in it's uninterrupted full running time without further clicks.

The Playlist facility is the sole creation of YOU TUBE, and, in Mr Everard's opinion has been created so as to facilitate the uninterrupted viewing of motion pictures on YOU TUBE.

FIGURE 4 (next page): YOU TUBE's "PLAYLIST" Allows Viewers to View Chris Everard's motion pictures in their Full Running Time. For example SECRET SPACE Volume One has been viewed 2,974 times as a COMPLETE film. Chris Everard's film "SECRET SPACE" was the subject of many DMCA complaints, in which Mr Everard requested his film and all references to his film be removed in 2006, 2007 & 2008. However, not only is Mr Everard's SECRET SPACE documentary film series STILL being violated on YOU TUBE, the PlayList is displayed with the message "The Video Has Been Removed Due to Terms of Use Violation" - however, the offending material is STILL there! Are YOU TUBE merely paying 'lip service' to Mr Everard's DMCA complaints? The YOU TUBE page illustrated below, also is "passing off" the material, displaying the "EnigmaTV" trademark.



FIGURE 4: YOU TUBE's "PLAYLIST" Allows Viewers to View Chris Everard's motion pictures in their Full Running Time - in Mr Everard's opinion, this is a work-around YOU TUBE are using in order to escape the Fair Use guidelines. For example, SECRET SPACE Volume One has been viewed 2,974 times as a COMPLETE film. Chris Everard's film "SECRET SPACE" was the subject of many DMCA complaints, however, not only is Mr Everard's SECRET SPACE documentary film series STILL being violated on YOU TUBE, the Playlist is displayed with the message "The Video Has Been Removed Due to Terms of Use Violation" - however, the offending material is STILL there! Normally, a broadcaster would pay Mr Everard for the rights to broadcast a film - Mr Everard is claiming compensation for lost broadcast rights AND compensation for lost DVD sales, due to YOU TUBE's Playlist facility. The Playlist facility is the sole creation of YOU TUBE and its implementation on the YOU TUBE site has, in Mr Everard's opinion, stolen the audience away from his own Enigma Channel TV network, the Playlist facility is NOT the work of YOU TUBE members - but of YOU TUBE and Google Inc. themselves, and thus it is these corporations - and not their members - who must compensate Mr Everard for his considerable losses.

Have YOU TUBE attempted to Protect the Rights of Copyright Owners?

YOU TUBE have been promoting an overly complex **CONTENT ID** scheme for the last twelve months, which would require Mr Everard to send ALL his motion pictures and television shows to YOU TUBE's headquarters as digital files (ie. in a format most vulnerable to reversioning and piracy), with a written detailed description of each of his copyrighted works. Mr Everard considers this like a Christian willingly placing his head in the lion's mouth! YOU TUBE do not offer any financial incentive, or even offer to pay the expenses of such a costly operation. According to YOU TUBE's own DAVID KING (You Tube's "product manager") this is how the CONTENT ID system works:



What is YouTube Content ID?

YouTube's technology lets rights owners:

- Identify user-uploaded videos comprised entirely OR partially of their content and
- choose, in advance, what you want to happen when those videos are found. Make money from them. Get stats on them. Or block them. It's up to you.

[NOTE: You Tube's CONTENT ID system does not offer the option of a permanent BAN or FILTER so that content never even reaches the YOU TUBE network - which is what Mr Everard has requested umpteen times in many DMCA complaints since 2006]

How does Content ID work?

You give us reference files (video or audio) of content that you own, plus some data describing it.

We compare videos uploaded to YouTube against those reference files.

Our technology automatically identifies your content and applies your preferred policy: monetise, track, or block

In February 2009, Mr Everard tried to join the Content ID scheme at YOU TUBE. Firstly, the video presentation by YOU TUBE's David King explaining how copyright owners can use the system had it's soundtrack removed - leaving Mr Everard in the dark about how the scheme will work.

Mr Everard's opinion is that *on paper*, YOU TUBE's CONTENT ID programme sounds good - but Mr Everard asks if this is merely YOU TUBE paying "lip service" to copyright law? YOU TUBE have had Mr Everard's multiple DMCA complaints on file since 2006 - **if YOU TUBE were actually serious about their CONTENT ID scheme - then why have YOU TUBE been negligent in informing Mr Everard about it? The CONTENT ID scheme has not been mentioned in ANY communications received from YOU TUBE. And what about Google Video? Would Mr Everard be required to go through this irksome and costly process a second time for the sake of removing infringing material from Google Video?**

YOU TUBE's FAKE CONTENT ID PROGRAMME :

In order for YOU TUBE's CONTENT ID Programme to work efficiently, YOU TUBE request that Mr Everard provide his films and television shows (of which there are more than 100), and hand over *digital video files* of each of his copyrighted works. Mr Everard is then required to also supply a written description of each video file. These video files will be used by YOU TUBE as "*reference files*" against which newly uploaded material is compared.

In Mr Everard's opinion, the financial cost of such an operation, which will require literally hundreds of hours of video files to be encoded and transmitted or sent by mail to YOU TUBE is very considerable. **The cost is a burden on Mr Everard which he considers to be the sole responsibility of YOU TUBE.**

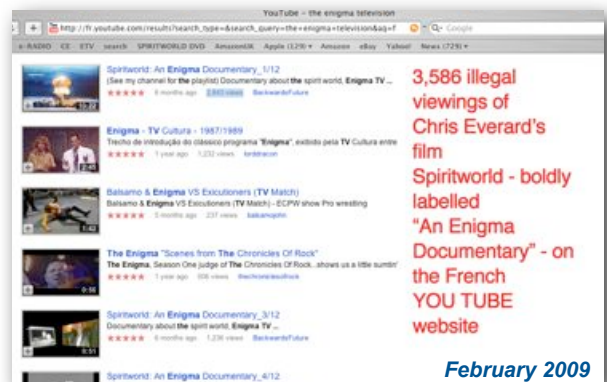
Secondly, and more importantly, Mr Everard is suspicious of why YOU TUBE are demanding that Mr Everard and other victims of copyright infringement hand over their copyrighted works in digital form - *Mr Everard will explain to the court that every single DMCA complaint which he has submitted to YOU TUBE and GOOGLE Inc. has contained the web address of infringing video clips of his films and TV shows.* This means that **YOU TUBE could easily take on the responsibility of using the offending clips listed in Mr Everard's previous DMCA complaints as so called "reference files" and begin filtering new uploaded content immediately, without adding an extra burden to Mr Everard.** In this way, YOU TUBE would at least display an eagerness to cooperate in protecting Mr Everard from copyright violation *immediately* - without the added delay and cost of supplying and then analyzing more than a hundred hours of Mr Everard's copyrighted works.



THE CONTENT ID PROGRAMME

YOU TUBE have had Mr Everard's contact details on file since 2006, and have received many requests from Mr Everard to remove video clips which infringe his copyrights. However, no member of YOU TUBE staff has bothered to contact Mr Everard and tell him about the CONTENT ID Programme - which is meant to protect copyright owners.

YOU TUBE's CONTENT ID Programme requires Mr Everard to send digital video files of all his television shows and documentary films to YOU TUBE. YOU TUBE executives do not even sign their surnames on emails - and have allowed flagrant breaches of copyright. Mr Everard's costs in making digital video files of all his 100 + television shows and motion pictures will NOT be paid for by YOU TUBE. The CONTENT ID Programme does not offer to pay Mr Everard a share of advertising revenue from his video clips alongside which YOU TUBE and Google Inc. have already profitted by selling advertising space in the previous months.



HAVE GOOGLE Inc. BROKEN THE LAW BY EARNING AD REVENUE FROM ADVERTISEMENTS SOLD ALONGSIDE Mr EVERARD's COPYRIGHTED WORKS?

John Stickevers, an intellectual-property attorney at the law firm Bromberg & Sunstein in Boston says "**The law states that you can't receive profits directly attributable to the infringing content**". The law states that in order to profit from selling advertising space alongside content, you must own the copyright to that content (or at the very least have licensed the content with full permission, in writing).

According to ABC News in the USA, Zahavah Levine is YouTube's general counsel. **Levine discounts this concern because he says "to date, You Tube has never sold an ad against an individual video."** **Of course, we only have Levine's word for this. Mr Everard received a written assurance in May 2006 from YOU TUBE that they would never EVER broadcast copyrighted content - this assurance was a lie. Why now, Mr Everard asks the court, should he believe anything YOU TUBE's legal representatives say?**

Mr Everard would like to draw the court's attention to YOU TUBE's Content ID programme, which gives the owners of copyrighted material the option of "monetizing" their content. It works like this; in exchange for allowing YOU TUBE to broadcast copyright owners' clip(s), YOU TUBE will *share* with the copyright owner advertising revenue from advertisements placed alongside each clip.

This "monetizing" option, by YOU TUBE's own admission, proves that **YOU TUBE have an effective system in place which allows them to assign advertisements to particular video clips.**

It is therefore evident that the advertisements placed alongside Mr Everard's video clips - which have been earning revenue for YOU TUBE & Google Inc. - have been *managed* by **YOU TUBE executives who have the demonstrable ability to marry chosen video clips with particular advertisements.**

Since 2008, YOU TUBE have been placing advertisements alongside Mr Everard's video clips from the QUICK Hamburger restaurant chain, TIC TAC mints and other brands owned by Fortune 500 companies.

How were these advertisements placed on YOU TUBE? Who sold the advertising space? Why has Mr Everard not been offered a share of the advertising revenue, when YOU TUBE know full well that Mr Everard is the copyright owner?

It is Mr Everard's opinion that in order to flout the law and effectively STEAL content which generates advertising revenue, Google Inc. have implemented a cunning plan: YOU TUBE would have us believe that the advertisements are NOT sold alongside PARTICULAR video clips. However, YOU TUBE's Content ID Programme, by their own admission, allows YOU TUBE executives to identify certain video clips on their website and then have the ability to place adverts alongside those chosen clips. Is it not therefore logical to presume that this same process, which enables valuable advertising space alongside Mr Everard's hugely popular copyrighted films and television programmes to be married to suitable advertisers is used by YOU TUBE advertising sales executives?



Since 2008, Google Inc.'s subsidiary YOU TUBE has been selling advertising space alongside Mr Everard's copyrighted works.

Mr Everard's films have attracted more than 7million viewers, and Google Inc. have sold ad space to Fortune 500 corporations who own household brands such as TIC TAC MINTS, and the QUICK HAMBURGER RESTAURANT CHAIN - Everyone has profited from the success of Mr Everard's films on YOU TUBE - EXCEPT - Mr Everard himself.



The law states that in order to profit from selling advertising space alongside content, you must own the copyright to that content (or at the very least have licensed the content with full permission, in writing).

GOOGLE Inc. VET ADVERTISING ENQUIRIES USING "SPYWARE":

Mr Everard will state to the court that it is *Common Sense* and accepted industry practice that YOU TUBE would seek to lure huge advertising revenues by actively identifying the most popular clips on YOU TUBE - in this case the copyrighted works of Mr Everard - and then selling space alongside Mr Everard's films and television programmes to advertisers.

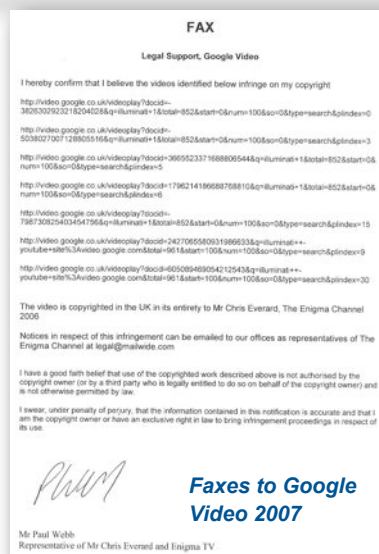
After all, this is *exactly* how advertising on ALL television networks is sold - commercials booked in the ad breaks of the most popular films and television programmes are sold at 'premium' rate. If YOU TUBE do NOT use this method, then it is a unique and rare phenomenon within the world of TV Network advertising sales.

It is interesting to note that *YOU TUBE do not offer a direct telephone number for their advertising sales department on their website and instead insist that all preliminary enquiries are via email. The replies to Mr Everard's communications with YOU TUBE were found to contain a "SPYWARE" Report* which summarises the geographical location of Mr Everard's computer, the type of software Mr Everard has installed and other data which has been extracted from Mr Everard's emails. ***This SPYWARE is used and implemented by YOU TUBE and vets all incoming emails to the YOU TUBE offices.*** It is Mr Everard's opinion that the reason YOU TUBE scan incoming emails with SPYWARE is that YOU TUBE are wary of a "sting" operation, where YOU TUBE executives are entrapped into quoting for a *specific* advertisement position alongside a *specific* video clip - and inadvertently break the law, and give evidence to the rightful owner of the copyrighted video clip that they are actively profiting from selling ad space against the copyrighted works of a third party.

The law states that in order to profit from selling advertising space alongside content, you must own the copyright to that content (or at the very least have licensed the content with full permission, in writing).

Mr Everard will present in court video and audio recordings of his telephone conversations in which he tries to make contact with an advertising sales person at YOU TUBE. ***No YOU TUBE employee on the various switchboards even offered to take Mr Everard's telephone number and call him back.*** This is very odd and secretive behaviour - as it is normal business practice for all incoming advertisement enquiries to be immediately passed to an ad sales executive... After all, ***YOU TUBE and Google Inc. boast of making \$5billion US dollars in turnover every financial quarter from advertising revenue*** - but they have no direct telephone number for their ad sales team on any of their websites - and no one offers to write down the telephone number of a prospective advertiser!

Mr Everard will convince the court that the SPYWARE used by YOU TUBE executives to vet emails is installed and used for one simple reason - that is, ***YOU TUBE are only willing to speak to advertisers after the geographical location and i.p. address of the enquirer has been ascertained.***



FIGURES 7 - 10:

Copies of Faxes sent to Google Inc. in 2007 listing multiple violations of Mr Everard s films. Each Web address listed on these faxes contains the actual trademarked TITLE of Mr Everard s films. Instead of using this information to enroll Mr Everard into the CONTENT ID Programme and protect Mr Everard s works, YOU TUBE sold advertising alongside Mr Everard s films - without Mr Everard s knowledge or permission.



FIGURE 11:

*Mr Everard s content is **QUALITY FACTUAL PROGRAMMING** - which attracts millions of high disposable income viewers to **YOU TUBE** and **GOOGLE VIDEO**. Just this single 10minute clip attracts a 1,000,000+ audience per year. **YOU TUBE** and **GOOGLE VIDEO** have illegally broadcast more than **TWENTY HOURS WORTH** of Mr Everard s films and television programmes.*

*In 2008, **YOU TUBE** started selling advertising alongside Mr Everard s films and television shows.*

CONTENT ID & AD REVENUE - WHERE IS Mr EVERARD s MONEY?

The Content ID system says that YOU TUBE will "monetize" a chosen video clip by *selling advertising space alongside it* and sharing the proceeds with the copyright owner of the video clip in question. However, YOU TUBE expect copyright owners to sign up and become part of the CONTENT ID Programme without first explaining a/. How much of a 'share' will be handed over to the copyright holder (is it 1%, 10%, 50%?) and also fail to indicate b/. How much revenue is charged / earned for each advertisement.

Why is such vital information left out of the CONTENT ID sign-up page? It is Mr Everard's opinion that YOU TUBE do not publish this important information, as they and their parent, *Google Inc.* are wary of showing that they are able to identify popular clips and make substantial revenues from selling specific ads alongside "hit" shows on YOU TUBE and Google Video.

Another important omission from the CONTENT ID Programme's sign-up page is *how much* YOU TUBE and Google Inc. are prepared to pay to copyright owners who have had adverts sold alongside their video clips **BEFORE** the copyright owner joined the content ID programme.



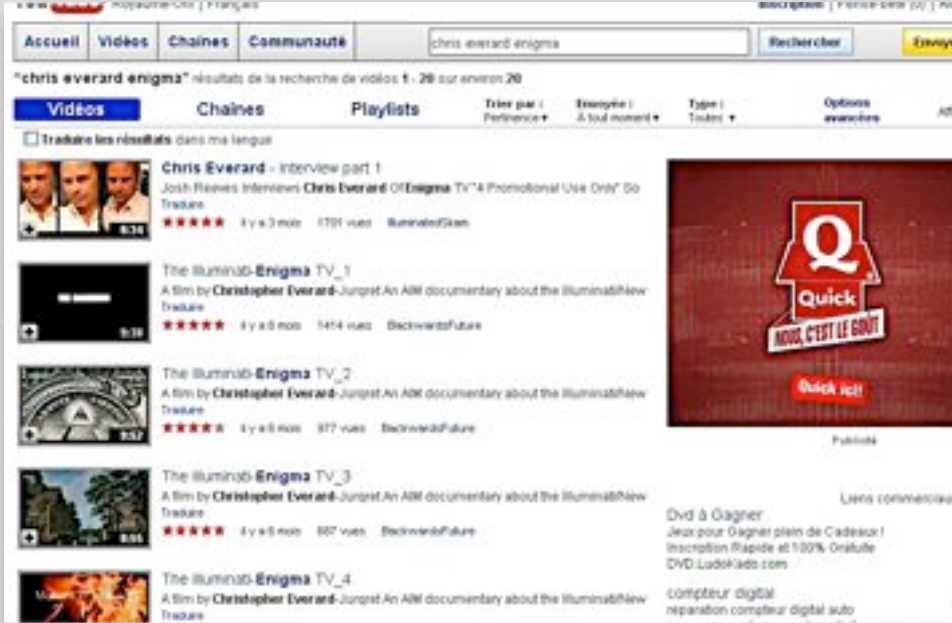
Mr Everard is claiming the ad revenue for advertisements Google Inc. sold alongside his television programmes and films.



**CONTENT ID PROGRAM
WHERE'S THE MONEY?**



*Google Inc. Boast of a \$5,000,000,000 billion dollar turnover every financial quarter - That s **TWICE** the combined annual turnover of **HOLLYWOOD**. Many Hollywood movies have been illegally broadcast by Google Video.*



Mr Everard's copyrighted films and television programmes have *already* earned advertising revenue for Google Inc. during the last several months and expects to be paid **ALL** the ad revenue his clips have earned before any further contractual arrangement (such as the Content ID Programme) is considered.

Using the parlance of our American cousins, Mr Everard's films and television programmes have already been "monetized" by Google Inc. - without Mr Everard's permission - and against the law - and, accordingly, Mr Everard expects at the very least to be paid over the ad revenue which his video clips have attracted to Google Inc. **BEFORE** he ever considers joining YOU TUBE's CONTENT ID Programme.

HOW DO GOOGLE Inc. SELL ADVERTISING SPACE?

Google Inc. would have the court believe that the billions of dollars worth of advertisements displayed on the YOU TUBE and Google networks are placed against video clips without Google Inc. executives knowing a thing. YOU TUBE's legal counsel say that somehow, some marvelous automatic system places adverts alongside video clips and that no one at Google Inc. knows which clip is playing alongside which advert, and that the adverts displayed alongside Mr Everard's films and television programmes have been put there by a high-tech Ad Sales version of the 'Tooth Fairy'.

Mr Everard considers the above scenario - if it is true - to be an admission of negligence on the part of Google Inc., as many advertisements are rated for strong language & sexual content and taste by the MPAA and British Board of Film Censors - simply put, many advertisements are unsuitable for children to see - and many advertisements carry a parental guidance certificate. Mr Everard considers it negligent for Google's miraculous automatic advertisement sales and placement system to be left to "free wheel" itself, potentially exposing children to advertisements designed for an adult audience.

Figure 12:
CORPORATE PIRACY: After receiving several DMCA complaints and letters from Mr Everard stating he wanted a ban placed on his trademarked films and TV shows, YOU TUBE begin selling advertising space alongside Mr Everard's copyrighted works. **EVERY SINGLE** search result on this page is an incident of corporate identity theft - and actual financial theft from The Enigma Channel.



Does the "TOOTH FAIRY" place adverts alongside Mr Everard's copyrighted works on YOU TUBE? Or are the advertisements sold by Google Inc. executives?

Google Inc. brag about making \$5,000,000,000 billion dollars every financial quarter from advertising revenue - surely that is evidence enough that Google Inc. are proactively selling advertising space alongside YOU TUBE content which attracts big audiences.

In any event, Google Inc. must now pay over to Mr Everard the advertising revenue which they have earned by displaying commercials alongside his films and television programmes.

GOOGLE Inc. SUPPLY DATA TO ADVERTISING AGENCIES - AND GET THE AGENCIES TO HANDLE THEIR DIRTY LAUNDRY :

Mr Everard is a seasoned broadcaster, who has been in the industry for 20 years - that is more than TWICE the length of time that Google Inc. have even existed. If it is true Google Inc. do not know which advertisements are placed against which video clips - then how do they invoice their advertisers?

Mr Everard spoke with a top advertising agency who has booked ad space with YOU TUBE in the past. Mr Everard was curious to find out if YOU TUBE advertising sales executives were a/. aware of the popularity of his films & b/. were willing to sell advertising space alongside specifically chosen video clips. Mr Everard's dossier of evidence reveals that top advertising agencies who are buying advertising space from Google Inc. are assigned a password to a system which allows the Media Buyers at each agency to upload advertisements onto a proprietary advertisement management system.

Mr Everard has discovered that the YOU TUBE **Statistical Database** - which is available to all YOU TUBE members and **reports on how popular the video clips uploaded by each user are on a country-by-country basis, is linked to the advertising sales/media buying software supplied by Google Inc. to the world's top advertising agencies. Mr Everard was told that the type of television programmes and films he produces - factual documentaries - actually lure the BIGGEST and RICHEST advertisers - such as car manufacturers and retailers of super luxury goods.**

Mr Everard will show the court that it is the *Media Buying* executives at advertising agencies *themselves* who pick and choose where to place their advertisements - however, this does NOT exonerate Google Inc. **Advertising agency Media Buyers decisions are based on data supplied by Google Inc. and YOU TUBE.** Although YOU TUBE and Google Inc. claim they are not 'knowingly' selling space alongside content which they do not own, **Mr Everard can prove that the statistical data which influences the choice of where advertisements are placed (and how frequently) is serviced and supplied by Google Inc. Google Inc. are therefore negligent of the law in this respect. Mr Everard has collected evidence about a major advertising campaign which WAS sold directly by Google Inc. and therefore assumes that his own copyrighted films and television shows have been used as bait to earn millions of dollars in advertising revenue.**

HOW MUCH HAVE GOOGLE BEEN CHARGING TO ADVERTISE ALONGSIDE Mr EVERARD s FILMS & TV SHOWS?

There is absolutely no published data on any Google Video or YOU TUBE website which simply lists the **cost** of advertising alongside a video clip on YOU TUBE or Google Video. This is known as an advertising RATE CARD.

Because Google Inc. do not publish a Rate Card as such, in order to file his claim for compensation, Mr Everard has used an industry accepted formula for accurately estimating the ad revenue his films and television shows have earned Google Inc. Mr Everard has screen recorded his clips with advertisements displayed alongside them on Google Inc. websites (and Google affiliated websites) in various countries around the world.

It is Mr Everard's opinion that *the reason Google Video and YOU TUBE have not published a RATE CARD of their advertising rates is that this data could be used by the owners of copyrighted material which has been illegally broadcast by Google Inc. to accurately calculate the revenues which have been effectively STOLEN from the copyright owners.*



GOOGLE VIDEO ALERTS! The System Which Feeds The Multi Billion Dollar Google Advertising Machine:

In February 2009, Mr Everard and several members of his staff at The Enigma Channel created what is known as GOOGLE VIDEO ALERTS on the Google Video website.

The GOOGLE ALERT facility is provided by Google Inc. and is NOT the invention of a third party or member of the public.

The Google Alert system sends an email to anyone (they do not have to be a member of the Google Video website) who is interested to know whenever a VIDEO CLIP of a certain subject is uploaded onto Google Video.

Mr Everard searched for his registered trademark: "enigma tv" - that is a trademark which Google Inc. do not have permission to use...

37 **GOOGLE VIDEO ALERTS! PROOF THAT GOOGLE Inc. COULD PROTECT Mr EVERARD s COPYRIGHTED WORKS - IF THEY WANTED.**

Below, we see a screen from the O2 email account of the marketing director at The Enigma Channel. You can clearly see that after a Google Video Alert was created for the trademark of Mr Everard's television network "Enigma TV", emails from Google Inc. soon appeared in the Enigma Channel's email account.



The email below contained web links to an unauthorised broadcast of Mr Everard's film. The email was received virtually instantaneously from Google Inc. Almost as soon as the Enigma Channel's trademark had been typed into the Google Video Alerts system, web links to pirated versions of Mr Everard's films began to appear almost on a daily basis in our marketing manager's email account. This is evidence that Google Inc. have the ability to search for the titles of films and television programmes on their websites - however, instead of heeding Mr Everard's many requests to have a ban placed on Google Video in order to protect his copyrighted works - Google Inc. use the "Google Video Alerts" system to earn money... money earned from selling ad space alongside Mr Everard's films...

The screenshot shows the O2 Webmail interface. The left sidebar lists services, with 'O2 Webmail' selected. The main area shows an inbox with a table of emails. A green arrow points to the email from 'Google Alerts'.

		From	Subject	Date	Size
<input type="checkbox"/>	@	Successful Onli...	Get your iStore Quickstart Marketing Guide	12:22	1 KB
<input type="checkbox"/>		eBay Auction Tutor	Create a Full Time income on eBay	12:14	5 KB
<input type="checkbox"/>		Facebook	Carrie Senior added you as a friend on Facebook...	01/02/2009	1 KB
<input type="checkbox"/>		Google Alerts	Google Video Alert - enigma.tv	01/02/2009	5 KB
<input type="checkbox"/>		Facebook	Hett Collins sent you a message on Facebook...	31/01/2009	1 KB
<input type="checkbox"/>		Linda F., Las V...	Success with girls for you	31/01/2009	1 KB
<input type="checkbox"/>		Facebook	Craig Street commented on a photo of you on Facebook...	30/01/2009	1 KB
<input type="checkbox"/>		eBookers.com	WIN tickets to Bangkok in our fantastic new game	30/01/2009	14 KB
<input type="checkbox"/>		Bish Network	Free 4 Room System Installation Only	30/01/2009	1 KB

Look at the actual TITLE of the clip which the Google Video Alert system has connected the viewer to: The trademark owned by Mr Everard "Enigma TV" appears in the title of the video clip. **Since 2006 Google Video and YOU TUBE have had umpteen requests from Mr Everard to cease and desist from using his registered trademarks on their websites. Google Inc. are therefore guilty of "passing off" on the Enigma Channel s internationally recognised trademark.**



This GOOGLE ALERT contains the name of one of Mr Everard's films AND the trademark of his TV network.

The Google Video Alert does contain a short version of the Enigma Channel's website address - but the address is un-clickable - it does *not* connect you with the Enigma Channel. Rather, the Google video Alert **connects you with one of Google Inc.'s affiliates** who pass advertising revenue back to Google Inc. in exchange for a share of the Google AdWords advertising programmes... **The Google Video Alerts software gives Google Inc. the perfect opportunity to be honest and respect the law, as the system would effectively enable Google Inc. to honour Mr Everard's written request to filter and ban all uploaded video files which violate his copyrights.**

Another interesting aspect to the title of the clip flagged in the Google Video Alert is that **the original title of Mr Everard's film has been converted to read "ILLUMINATI PROJECT - Part 55"**. The original motion picture produced by Mr Everard had just FOUR chapters on the original DVD (not 55). The "part 55" is a suffix which has been added each time that Mr Everard submitted his DMCA complaints. Within just a few hours, the exact same clips which Mr Everard requested YOU TUBE and GOOGLE VIDEO remove were reinstated - usually with just the suffix changed. For example, Mr Everard would request the removal of a clip using a DMCA complaint procedure - the name could for example be "ILLUMINATI part 2" - within hours, the exact same clip would resurface on YOU TUBE and GOOGLE VIDEO renamed as "ILLUMINATI Part 22". Even though Google Inc. have been warned by Mr Everard to desist from broadcasting his films, these slightly altered renamed versions are continually broadcast by Google Inc. - and, de facto, continually earn advertising revenue and big audiences for Google Inc.

Google Inc. have the ability to FILTER/BAN references to Mr Everard's films from YOU TUBE & Google Video using their GOOGLE ALERT software. Why haven't they already done this? ANSWER: Because Mr Everard's films have attracted 13million viewers & earn revenue for Google Inc. - By banning Mr Everard's films, Google Inc. would have lost viewers AND advertising revenue.

Google Inc. have been NEGLIGENT in allowing Google Video and YOU TUBE members to simply change just ONE numeral or letter in the title of a video clip which has been removed due to Mr Everard's DMCA complaints.

Google Inc. and YOU TUBE have been negligent to not realize that members just change the last digit of a video clip - and thus the clip almost instantaneously resurfaces on the internet - forcing Mr Everard to search for the clip, record it, name it in a fresh DMCA form and fax this to Google Inc.

Mr Everard considers this as NEGLIGENCE by Google - and also considers this a rather CONVENIENT loophole in the DMCA complaints system which Google Inc. are PROFITING from.

This video clip, flagged by the Google Video Alerts System, clearly displays a copyright violation prohibition notice - Mr Everard set up GBC to distribute his motion pictures to cinemas and has lost theatrical release revenues due to piracy on Google websites.

Notice the TIC TAC advert to the right



Secondly, where exactly on the internet is the video clip which has been flagged from the Google Video Alerts system? Surprisingly, the Google Video Alerts system has connected the viewer to the clip on a **French** video sharing website called **DAILY MOTION**.

Why has Google Inc. directed the viewer to a competitor's website to view the clip? In Mr Everard's opinion, the answer is because the video clip automatically calls up a list of other video clips illegally stolen from Mr Everard. As soon as any one of these other clips is chosen (and they are ALL the copyrighted property of Mr Everard) an interesting phenomenon occurs - **ADVERTISEMENTS** all of a sudden appear beside the illegal broadcasts of Mr Everard's films and television shows. The screen below shows that by clicking **SPIRITWORLD** - a film produced by Mr Everard in 2007 - multiple adverts begin cascading past this very popular film. Adverts placed by the Distributors for SAMSUNG, SONY, DAILY MOTION's Own Proprietary Motion-Maker Video Editing Software, Quick Hamburgers, TIC TAC MINTS etc etc. all play alongside Mr Everard's clip. Remember: the initial clip and connection to the Daily Motion website were instigated by Google Inc. illegally "passing off" using Mr Everard's trademark...



Google Inc. have been sharing advertising revenue with affiliate websites.



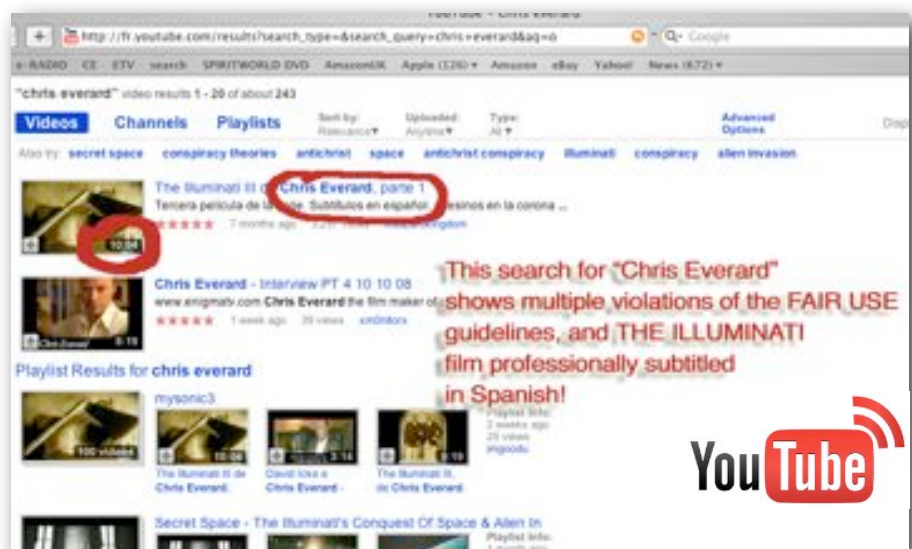
Here we see advertisements featuring products from SONY, NEC and SAMSUNG placed alongside Mr Everard's illegally broadcast motion picture SPIRITWORLD.

It is Mr Everard's opinion that these adverts on the French DAILY MOTION website have been cited by the GOOGLE VIDEO ALERTS system, because Google Inc. take a share in the profits from the ad revenue. There is no other reason why Google Inc. would promote a competitor. The only person left with no monetary profit is Mr Everard.

INTERNATIONAL PIRACY:

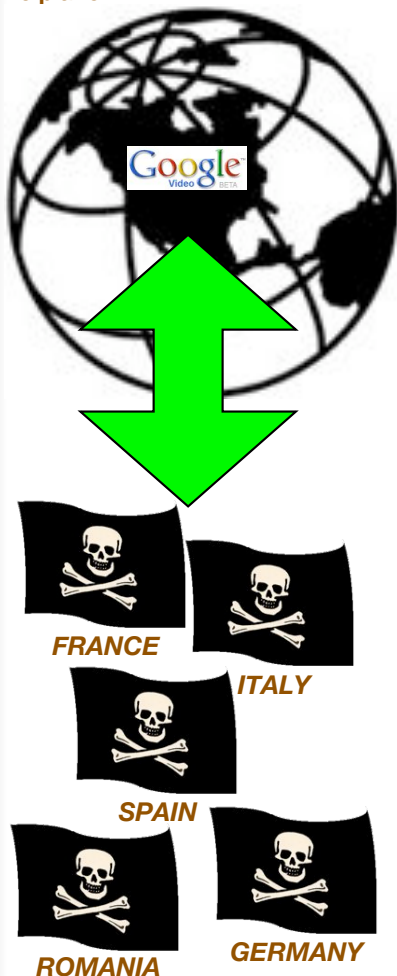
DOES YOU TUBE & Google Inc. SIT BY AND WATCH IT HAPPEN... OR ARE THEY PROACTIVE IN THE DISTRIBUTION & PROMOTION OF PIRATED FOREIGN LANGUAGE VERSIONS OF Mr EVERARD'S FILMS? EITHER WAY - GOOGLE Inc. HAVE HOSTED ILLEGAL FOREIGN VERSIONS of Mr EVERARD'S FILMS and PROMOTED THEM USING GOOGLE VIDEO ALERTS...

The astute reader would now ask : "Why has the Google Video Alerts system connected the viewer to a FRENCH video sharing website - Mr Everard's films are only available in English". Right?



Wrong. In 2007, Mr Everard's plumber (who is Belgian) told Mr Everard that he had watched a film produced by Mr Everard - the broadcast was on the French DAILY MOTION.com

Mr Everard collected evidence for his dossier from foreign YOU TUBE and Google Video websites - who have been broadcasting PROFESSIONALLY TRANSLATED versions of Mr Everard's films and taking a Profit Share from advertising revenue generated by the foreign audiences who have been illegally watching Mr Everard's copyrighted works on Google Inc. websites which operate right around the planet.



Professionally subtitled versions of Mr Everard's copyrighted works have been broadcast and made available for syndication/sharing by YOU TUBE and Google Video:

Google Inc. members have been sharing and syndicating FOREIGN LANGUAGE versions of Mr Everard's copyrighted works. Are YOU TUBE and GOOGLE Inc. executives (or agents) making these foreign sub-titled versions of Mr Everard's copyrighted works to boost international ad revenue? It is EVIDENT that whoever is responsible has very deep pockets indeed.

It costs a minimum of £2,000 to sub-title a two hour documentary film into a foreign language. Mr Everard's films have been targeted on Google Video and YOU TUBE, and now appear in Turkish, Russian and other European languages. The quality of translation on the illegally made versions of Mr Everard's films is impeccable - no doubt made in a professional studio. The sub-titling has been executed with precision, with the original scientific vocabulary of Mr Everard's narration faithfully translated and timed to coincide with the picture.

Who financed the production of these foreign sub-titled versions of Enigma Motion Picture productions? Are we to believe that these expensive foreign versions have been made by a member of the public who then distributes them freely on YOU TUBE? What possible financial incentive could there be for that scenario?

It is a crime of international proportions.

Detectives are always taught that when a crime is committed the first question should be: "Who Benefits?".

Logically, the only beneficiaries of this crime are Google Inc. who alert anyone using their GOOGLE VIDEO ALERTS proprietary software and entice them to watch Mr Everard's films on foreign affiliated websites who are part of the Google AdWords and AdSense programmes.

The existence of these illegal foreign language versions - which by YOU TUBE's own statistics, have attracted thousands of viewers from Spanish, German, French and Italian speaking territories - have effectively hijacked Enigma Motion Pictures' future DVD sales in these important foreign markets.

Mr Everard's dossier of evidence suggests that *it is too expensive for a member of the public to sub-title a film.* Mr Everard is expecting full compensation for loss and future loss of foreign DVD sales in Germany, France, Russia, Italy and all Spanish speaking territories. **Mr Everard is financing a private investigation which will identify the sub-titling companies who were commissioned to make these illegal versions of Christopher Everard's copyrighted works.**

Private investigators have been given a brief to ascertain if it is possible that these illegal foreign versions of Mr Everard's copyrighted works have been financed directly by YOU TUBE, or GOOGLE VIDEO, or affiliates of YOU TUBE and/or GOOGLE VIDEO, or have been made by a professional organisation with links to YOU TUBE/GOOGLE Inc.

If Google Inc. had not been so negligent after receiving many requests to have a filter/ban placed on Mr Everard's copyrighted works, then the explosion of international piracy perpetrated against Mr Everard would not have happened.



HUNDREDS OF BLOGGING WEB PAGES ARE DIRECTLY ACCESSIBLE VIA YOU TUBE & GOOGLE VIDEO:

THESE BLOGS OFTEN HAVE VIDEO COMMERCIALS on YOU TUBE & GOOGLE VIDEO ADVERTISING PIRATED VERSIONS OF Mr EVERARD's FILMS & TV SHOWS

Google Inc. have argued in the past that they have NO IDEA that their members are involved in international criminal activity.

This is itself is an admission of gross negligence, which can be interpreted under British law with a recent legal precedent in a case which contained the following ruling; "...the breaking of copyright law, created by a company or individual not tending to their obligations with regards to limiting the enticing or inciting of criminal activity (such as piracy) to take place, is negligent, and as such damages in part may be awarded to those who have suffered as a result of unbridled infringement that is the direct result of the company or individual not paying good attention to, and potentially inciting, the violation of copyrighted works".

(British ruling)

The first foreign language versions of Mr Everard's films appeared on GOOGLE VIDEO and were uploaded & broadcast without his permission LONG AFTER his many DMCA complaints were sent to Google Inc. in 2006. Google's Share software is responsible for these foreign language versions being syndicated to video sharing sites worldwide. Many clips display the distinctive YOU TUBE or GOOGLE VIDEO logos. Interestingly, the YOU TUBE logo has been positioned to mask the Enigma Channel's own URL graphic, and the subtitles themselves are used to mask the URL of Mr Everard's motion picture websites.

The FUTURE FOREIGN DVD sales of documentary films and television programmes made by Mr Everard's ENIGMA CHANNEL & ENIGMA MOTION PICTURES have been provably harmed by Google Inc.'s unpoliced Syndication/Sharing software. Google's Share button triggers a glib notice asking if the person about to violate Mr Everard's copyright is the owner - there is a simple YES and NO option.

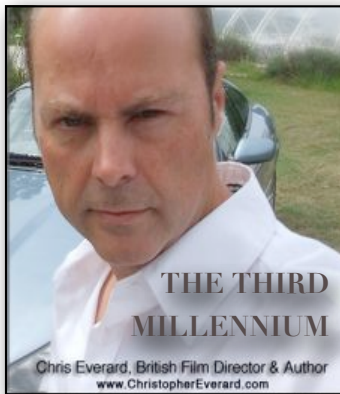
Google Inc. are negligent in not having a bona fide content verification module installed in their syndication/sharing software - using the Google Inc. software, a completely anonymous person - can click "yes - I own the copyright" - and the chosen video clip can then be sent to third parties such as FACEBOOK, who claim an audience/membership of 150million people worldwide.

Violating Mr Everard's copyrights using the proprietary Google Inc. software takes approximately 15 seconds. This single feature created by Google Inc. is responsible for an avalanche of foreign pirated versions of Mr Everard's films right around the planet.

Because of Google Inc.'s negligence, Mr Everard is now facing an enormously expensive task of policing the multi-language, multi-million dollar YOU TUBE and GOOGLE VIDEO websites - and third party video sharing websites - in multiple languages - clearly, Google's copyright infringement notice which is displayed at the time of posting a clip should be in multiple languages - Mr Everard considers this as gross negligence on the part of Google Inc., as it is Industry Practice that all MPAA, FACT and BAFTA motion picture producers place a multiple language copyright infringement warning on all their copyrighted works - it is a common feature of most DVDs.

It is utterly negligent that Google Inc. have not done this - when they themselves are responsible for alerting viewers to Mr Everard's copyrighted works on foreign video sharing websites such as DAILY MOTION.com using their Google Alerts software.

Christopher Everard is particularly aggrieved at this threat/theft of his future DVD sales in these important foreign territories, as a considerable investment has already been made in making French packaging for his ILLUMINATI historical documentary, and sales to the Spanish speaking territories have been factored into Mr Everard's business plan for 2010.



The professionally made sub-titled versions of Mr Everard's films in the Spanish language are a particular point of grievance, as Mr Everard has regularly appeared on the 'THIRD MILLENNIUM' TV show in Mexico, and the violations of copyright on YOU TUBE & Google Video have effectively trounced Mr Everard's plans for selling sub-titled versions of his DVD motion pictures in Mexico, Argentina, Columbia, and all the other Spanish speaking territories where his appearances on the THIRD MILLENNIUM TV series have laid the foundation for potentially healthy sales.

Mr Everard has launched an investigation and is sending questionnaires to the one hundred or so sub-titling agencies worldwide to ascertain the culprits with deep pockets who financed the production of the sub-titled versions of his films which have attracted hundreds of thousands of viewers from all over the world to YOU TUBE & Google Video.

Mr Everard is seeking compensation and cooperation from Google Inc. in order to help him identify the criminals who have been operating on the YOU TUBE and Google Video websites.

Mr Everard contacted a YOU TUBE members who said the original source of his subtitled films came from Google Video. They all promised to remove the clips - but, like every single YOU TUBE member Mr Everard has ever corresponded with - their apologies were bogus - in fact, they brazenly added MORE clips of Mr Everard's films to YOU TUBE, knowing full well that YOU TUBE have pledged to forever keep their identity secret in the YOU TUBE membership agreement.



YOU TUBE had several written warnings from Mr Everard that since 2006 there was wholesale piracy of his films taking place on their website. If YOU TUBE had heeded the warnings of Mr Everard, then thousands of foreign & domestic DVD sales of Mr Everard's films would not have been lost to piracy. YOU TUBE's negligence has created an expensive 'clean up' operation for Mr Everard and his staff at the Enigma Channel.



Illuminati Vol 1
ITALIAN
GERMAN
TURKISH

Illuminati Vol 3
SPANISH

Secret Space
ITALIAN



SpiritWorld Vol1
PORTUGUESE
FRENCH
(dubbed)

= 270,000 LOST DVD SALES



Mr Everard has been policing YOU TUBE at great financial cost, tracing the origins of foreign language versions of his films. GOOGLE Inc. Have Shared Advertising Revenue with DAILY MOTION.com in Paris Who Have Gained a Large Audience Showing the Dubbed & Subtitled Versions of Mr Everard's Films. Mr Everard calculates that the foreign versions of his films broadcast on YOU TUBE and GOOGLE VIDEO have trounced his future foreign DVD sales in many important territories worldwide.





WHAT ABOUT YOU TUBE s CONTENT VERIFICATION PROGRAMME?

In addition to the CONTENT ID Program, YOU TUBE have been bragging about their CONTENT VERIFICATION PROGRAM - apparently this is an application designed for copyright owners - Again NO ONE from YOU TUBE bothered to contact Mr Everard about this Content Verification Program. Since 2006, YOU TUBE and GOOGLE Inc. have been FULLY AWARE that they were facilitating and actually violating Mr Everard s copyrights.

So, in February 2009, Mr Everard decided to sign up to this service offered by YOU TUBE. At the first option, Mr Everard was foiled, as the first question asks "Select The Country Where Your Copyright Applies" - Mr Everard owns the outright world copyrights to ALL his motion pictures and television programmes. In what Mr Everard considers a "sneaky ommission", the YOU TUBE web page does not offer a "WORLD RIGHTS" option - forcing copyright owners to choose a single country.

The form has no facility for Mr Everard to write the NAME of his copyrighted works. YOU TUBE insist on the form to be signed and provide a single button which is labeled SUBMIT/PRINT. In order to sign the document, Mr Everard had to print it, so he clicked the aforementioned button - only to find that during the printing process, the form SUBMITTED ITSELF UNSIGNED to YOU TUBE. Mr Everard's CONTENT VERIFICATION PROGRAMME Confirmation Number is: lbc0xt9Q7zA.

Mr Everard decided to then re-submit a CONTENT VERIFICATION FORM - this time to assert and verify ownership of his copyrights for the United Kingdom (remember, this process would need Mr Everard to sit at his computer for about *three days* filling in and submitting the form for EACH country in the world, as YOU TUBE have failed to provide a WORLD RIGHTS option).

When Mr Everard re-opened the CONTENT VERIFICATION form on the YOU TUBE website, he found that the opening page which allows him to select different countries around the world had vanished. The reason?

An Enigma Channel engineer verified that a *secret file* known as a 'cookie' had been placed on Mr Everard's computer by YOU TUBE. The Cookie effectively disables the country-by-country selection page, and thus now YOU TUBE have only the first country registered on the form (United States) and not the WORLD COPYRIGHT status which Mr Everard holds for all his motion pictures and television programmes.

Secondly, because YOU TUBE supply a combined SUBMIT & PRINT button, the form asserting Mr Everard's copyrights for the United States was sent unsigned.

In Mr Everard's opinion, this is yet another omission designed as a "get out" loophole by YOU TUBE. Assuming that Mr Everard's Content Verification form is even read - YOU TUBE could (and probably would) argue in a court of law that they kept Mr Everard's films and television programmes on their websites "...because the form was not signed..."



Google Inc. are negligent in not bothering to search through previous DMCA complaints and tell copyright owners that the CONTENT VERIFICATION and CONTENT ID schemes exist.

GBC and its divisions are wholly owned by Mr Chris Everard. Each and every one of the trademarked brands owned by Mr Everard and most of his copyrighted works have been illegally broadcast on YOU TUBE and Google Video - that's 21 hours worth of content, which has attracted nearly 14 MILLION viewers to Google Inc..



1998: *The Enigma Channel launches Test Transmissions and has since produced more than 100 TV shows*



GBC is the parent organisation wholly owned by Mr Everard



Enigma Motion Pictures has produced 8 x feature-length documentary films since 1999



AIM distributes EMP films to Australasia



The Enigma Radio Network has produced 400 hours of original programming since 2008



2005: *Google BAN Mr Everard's AdWord Campaigns From referring to the titles of his own films & TV Network!*

2005: *April 3rd: Google disallow Mr Everard from advertising his film by its actual title. Google Inc. suggest Mr Everard bids in a blind auction to use his own trademarks!*



2006: *27th March 2006, Mr Everard writes to Google Inc. complaining that his motion pictures are being broadcast on Google Video without permission.*



2005: *Jan 29th: GOOGLE VIDEO Launched. Almost immediately, ALL of Mr Everard's copyrighted films were illegally broadcast and then downloaded by counterfeiters.*

2005: *YOU TUBE was Launched in December 2005. Almost immediately, ALL of Mr Everard's copyrighted films were illegally broadcast. Then, in 2008 shared / syndicated to an audience of 375 million users on Facebook, & MySpace. In Oct 2006, Google Inc. bought YOU TUBE for \$1,650,000,000*



2006: *12th May 2006, Google Inc. ALLOW pirates to use the trademarks of the Enigma Channel in search engine requests, and ranks pirates above The Enigma Channel!*

2007 & 2008: *Google Inc. allow unauthorised syndication of Mr Everard's copyrighted works.*



2008: *Google Inc. earn advertising revenue from selling ads alongside Mr Everard's films, but don't pass on a single penny.*



Audience of 200 million people



Audience of 175 million people



Audience of 100 million people

2006: Mr Everard's request to Google Inc. to ban all uploads of his copyrighted works is ignored.

By their own admission, Google Inc. admit that they review - both manually and automatically - video clips uploaded onto GOOGLE VIDEO - This travesty of copyright violation and unauthorised broadcasting would never have happened if Google Inc. had respected their obligations to copyright law.



THE GLOBAL COPYRIGHT CATASTROPHE FACING Mr EVERARD: Courtesy of Google Inc.



STOLEN CONTENT

2009: Google Inc. profit from syndicating content stolen from The Enigma Channel to third parties such as Daily Motion.com and share Advertising Revenue - but don't pass on a penny to Mr Everard.

The NEGLIGENCE of Google Inc. has resulted in a worldwide explosion of copyright violations, as each day passes, more and more third parties take advantage of the sharing and syndication software on YOU TUBE and GOOGLE VIDEO.



Right now, 2009, there are literally thousands of web pages containing clips of Mr Everard's copyrighted works on Google Video and YOU TUBE. In turn, these files are "Open Source" - in other words - "Open Season" to any anonymous third party who wishes to link or "embed" Mr Everard's copyrighted works into their own websites.

This means that - courtesy of Google Video - and without the permission of Mr Everard, the html linking and syndication software supplied by Google serves many websites worldwide who all enjoy a Feeding Frenzy, attracting website visitors by the fact that they are broadcasting (with the compliance of Google Inc.) Mr Everard's motion pictures and TV shows.

TOP DOCUMENTARY FILMS



GOOGLE VIDEO & YOU TUBE Have Positioned Themselves as the GLOBAL SOURCE for Mr Everard's Copyrighted Works - Without First Attaining Broadcast Rights.

Mr Everard's films and TV shows have attracted 14 MILLION viewers to YOU TUBE & GOOGLE VIDEO since his request in May 2006 that YOU TUBE & Google Video place a permanent BAN / FILTER on his copyrighted works (which was ignored).

Daily Motion.com & Many Other Video Sharing Websites Are Displaying Adverts Supplied by Google Inc. Which are Placed Alongside Mr Everard's Copyrighted Works. EVERYONE IS ENJOYING THE PROFITS OF THE VAST AUDIENCE Mr EVERARD HAS ATTRACTED TO THESE WEBSITES - BUT WITHOUT A SINGLE PENNY BEING SHARED WITH Mr EVERARD. IS THIS FAIR?



You Tube Members

In February 2009, YOU TUBE member "BackwardsFuture" wrote to Mr Everard and stated that GOOGLE Inc.'s NEGLIGENCE at Failing to Remove Mr Everard's Copyrighted Works Has LEGITIMIZED The Wholesale, Worldwide Piracy of His Films. Mr Everard appealed to all the following list of YOU TUBE members directly, by posting a message explaining that they were violating Mr Everard's copyrights. Few YOU TUBE members showed any remorse, and vowed to continue counterfeiting Mr Everard's films. Therefore, **Mr Everard requests that the following YOU TUBE member accounts must be TERMINATED and the i.p. addresses of these members must be BLOCKED from uploading any more content to YOU TUBE as part of the Settlement Agreement.** Mr Everard would like to be forwarded i.p. address data for his records.

theanswerman69
VerdadeLibertaVoce
mantype3000
MagickalHummingbird
jaffatyree
IlluminatedSkam
thelizardkingdom
imgoodu
full3light6spectrum9
gonadmoore
newsalliance
djlINFINITEspace
spacejourneymode
RealHistoryChannel
Chronikboy
MrConspiracy08
opedrosereno
kaivali18
BlitzAce322
countesscristo
BruineDwerg2012
ThePeoplesSociety
paranormalpalace
exposethenwo2012
Blahdeblahtoyou
BackwardsFuture
FaShoFaSho1212
realworld2



TOP 10 DEATH THREATS from YOU TUBE MEMBERS



1. "GO FUCK YOURSELF, EVERARD!"
djlINFINITEspace
2. "GO ON SHUT MY YOU TUBE ACCOUNT... I DON'T CARE - I HAVE MANY OTHERS!"
Chronikboy
3. "FUCK YOU, FUCK COPYRIGHT - I AM DOWNLOADING YOUR FILMS - JUST WHAT EVERYONE ELSE DOES"
BackwardsFuture

4. "FUCK OFF CUNT!"
MrConspiracy08
5. "FUCK COPYRIGHT"
realworld2
6. "I AM UPLOADING YOUR FILMS ALL THE TIME - FUCK OFF!"
RealHistoryChannel
7. "JUST DIE, DIE DIE DIE!"
BlitzAce322
8. "NO I'm NOT REMOVING YOUR FILMS - LET FUCKING GOOGLE DO IT!"
countesscristo
9. "EAT SHIT AND DIE!"
BruineDwerg2012
10. "HA HA FUCKING HA!"
FaShoFaSho1212

After Mr Everard Sent Copyright Infringement Warnings Through the YOU TUBE Website He Was **BLOCKED** From Posting Any Further Comments, Leaving Mr Everard as a Target of Abuse, Without Any Way of Rebutting or Responding. YOU TUBE executives used Software to Search and DELETE Mr Everard's Copyright Notices Which He Had Posted on YOU TUBE Member Pages.



"VIDEO SHARING" = Unbridled Copyright Violation Through Syndication by Persons Unknown, to Persons Unknown.

"MONETIZING A CLIP" = Hijacking Copyrighted Material, Broadcasting it, Selling Ad Space Beside it - and Only Paying a Share to the Copyright Owner When You Get Caught.

"ADD THIS VIDEO TO YOUR FAVOURITES" = Creating an Unauthorised Permanent Archive of Video Clips Which Can Be Immediately Re-loaded Onto Google Video and/ or You Tube Whenever The Copyright Owner of the Clip Submits a DMCA Complaint.

These Death Threats Were Received as a Result of Posting the Following Message to YOU TUBE Members on Wednesday February 18th 2009:

From: CHRIS EVERARD, British Film Director, Re: COPYRIGHT VIOLATION: You are violating the copyrights of Mr CHRIS EVERARD of ENIGMA MOTION PICTURES. PLEASE REMOVE ALL VIDEO CLIPS WHICH INFRINGE MY COPYRIGHTS. You have not asked permission to upload, download or syndicate my copyrighted works.

By violating my copyrights, and illegally redistributing and syndicating my films, you are starving The Enigma Channel and Enigma Motion Pictures of production funds.

You are profiting and using without permission copyrighted works which are the result of hard work performed by a small army of graphic designers, animators, editors, costumiers, special effects technicians, lighting designers, web designers, camera operators, sound engineers, producers and directors like myself.

This army of people rely on me to pay their bills - some have families with babies and the unauthorised broadcasting of my copyrighted works on YOU TUBE has had a dramatic negative impact on my DVD sales.

Please REMOVE ALL MY COPYRIGHTED WORKS AND CEASE AND DESIST FROM DOING SO WITHOUT PERMISSION IN THE FUTURE.

signed
CHRIS EVERARD, Enigma Motion Pictures
<http://www.EnigmaTV.com>

IS Mr EVERARD's CASE "WITHOUT MERIT"?

In several court cases, where a person has claimed financial loss due to unbridled copying and unauthorised uploading and syndication of video clips, Google Inc. and YOU TUBE executives have sought to convince the court to throw the case out of court on the grounds that the case "...has no merit...".

Mr Everard believes that his case has much merit - and intends to call on several Expert Witnesses to support his case:

EXPERT WITNESS No.2 - ANVATO:

Mr Everard intends to call as Expert Witness No.2 **Anvato**, a Californian company who have created a video identification technology that mimics the way humans see images. Anvato recently analyzed YOU TUBE content using their software. The company has serious doubts over the effectiveness of YOU TUBE's CONTENT ID programme - as the Anvato software revealed that **more than a thousand copyrighted shows were uploaded and broadcast by YOU TUBE between July and September 2008**. The Anvato software detected and identified TV shows that infringed no less than twelve NBC (USA) prime time shows, which included Ricky Gervais' "The Office" and, ironically, the hit TV show "Law & Order". **Anvato discovered 1,235 infringing videos on YOU TUBE in less than eight weeks**. These video clips were flagged as 'unsuitable' by Anvato staff, and Anvato requested YOU TUBE to remove the TV shows - **out of the 1,235 TV shows violating NBC's copyrights, only 37 of the illegal broadcasts, (that's equivalent to just 3%), got removed.**

EXPERT WITNESS No.3 - Copyright Specialist:

Mr Everard intends to call expert testimony from the vice president of business development at **The Copyright Clearance Center**, Mr Miles McNamee, who is even less convinced of the efficacy of YouTube's CONTENT ID system. More than a year after it was introduced, he comments: **"I don't think YOU TUBE are doing anything to protect copyright owners at all... I think they're full of it."**

EXPERT WITNESS No.4 - DMCA Specialist:

(Identity deferred until hearing) Mr Everard will call an expert on the Digital Millennium Copyright Act (DMCA). Passed in 1998 to protect copyright holders from technology that facilitated piracy, the DMCA also offered protection to Web service providers by limiting their liability in cases where their customers were found guilty of copyright violation. However, the authors of the DMCA have gone on record to say that this provision was in relation to events such as a company employee slandering another person in an email - in a case such as this, the DMCA would protect the web company who serviced the transmission of the email.

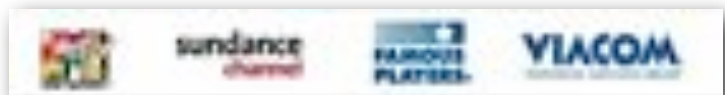
According to Mr Everard's expert witness, the DMCA is being used as a 'shield' by Google Inc. and YOU TUBE - who have no right to enforce people who have suffered copyright violations to complain/notify using the cumbersome form issued under the guidelines of the DMCA.

Firstly, Mr Everard is NOT a citizen of the United States, and as such, has cooperated in submitting DMCA complaints as a *courtesy*. In a case heard in a British court, with Mr Everard being a British citizen, it is unlikely that YOU TUBE are entitled to the full protections of the 'safe harbor' provisions of the Act. Mr Everard's motion pictures are produced *outside* of the USA and the broadcasts have been syndicated without permission by Google Inc. **WORLDWIDE** - making the DMCA all but *irrelevant* in legal proceedings with a non US resident."

In any event, *Google Inc. are wholly responsible for the syndication software and "Google Video Alerts" system which has allowed worldwide syndication of Mr Everard's copyrighted works. In this matter, the DMCA is not applicable.*

The law in the USA and Europe is quite clear on matters of syndication - if Google Inc. cannot provide WRITTEN PERMISSION from Mr Everard, expressly allowing his copyrighted works to be shared/syndicated to a person or persons unknown, then the law considers this an unauthorised proliferation of material without the copyright owner's authority.

WHO ELSE HAS BEEN HARMED BY GOOGLE Inc.?



EXPERT WITNESS No.5:

(Identity deferred until hearing) Mr Everard will call an expert associate of the **Japanese Society for Rights of Authors, Composers and Publishers**. This organisation's copyrights were targeted en masse by YOU TUBE members in 2006, resulting in no less than **30,000 individual cases of copyright violation perpetrated on the YOU TUBE website**. YOU TUBE had to purge all 30,000 video clips in 2006. A statistical analysis of how many of these unauthorised broadcasts have resurfaced will be offered in court by Mr Everard and his expert witness No.5. **The court will learn that many of the offending video clips were simply renamed and resurfaced within hours of the 'purge'.**



The DMCA itself is already in the dock...

One of the chief architects of the DMCA thinks that it is flawed and needs to be reworked... "Putting the burden on the owners of creative works would require every copyright owner, big and small, to patrol the Web continually on an ever-burgeoning number of sites. That is wrong."

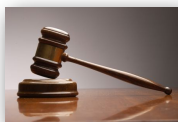
EXPERT WITNESS No.6:

John Stickevers, an intellectual-property attorney at the law firm Bromberg & Sunstein in Boston says "**The law states that you can't receive profits directly attributable to infringing content.**"

YOU TUBE have been profiting from selling advertisements alongside Mr Everard's copyrighted works. **US and European laws specifically prohibit a Web site publisher from profiting from copyright material owned by another person** - a person who has not given permission for the material to be used as an attractive bait to advertisers. By Google Inc.'s own admission, they purchased YOU TUBE for the sole purpose of maximizing Google's profitability with regards to advertising revenue.

Zahavah Levine is YouTube's general counsel, and is said to "parrot quote" the DMCA like a robot - **According to ABC News in the USA, Levine discounts the concern about selling ads beside other people's copyrighted content, because "...to date, YouTube has never sold an ad against an individual video..."**

Mr Everard will present in court evidence to the contrary - evidence which shows that YOU TUBE know very well that several clips of Mr Everard's films are used to lure advertisers and sell ad space alongside his films worldwide.



The Washington Post reports that Viacom is claiming \$1-billion damages against YouTube.

The Washington Post

For what? For copyright infringement! What a surprise! The case boils down to whether You Tube is protected by the so-called "safe harbour" provisions of the U.S. Digital Millennium Copyright Act. Obviously, it is not. Why? Because YouTube *knows* that infringing material is uploaded to their site thousands of times a month, and You Tube has both the ability and a legal obligation to monitor and remove this copyrighted content. Lawyers for Viacom are disgusted that You Tube consistently builds it's enormous audience by disregarding the law and leaving infringing content on the site - and then, to rub salt into the wound - makes money from it — which is strictly against both American and European law. Effectively, this brazen hijacking of copyrighted material removes the protection of the "safe harbour" provisions in the DMCA. Every DMCA specialist agrees that the selling of ad space alongside video clips which infringe copyright immediately leaves You Tube in the cold - and in the dock - without the DMCA umbrella. A NYC i.p. data lawyer said (off the record) "You Tube have been 'spanking the cow' (that means striving for profit - at ANY cost) a bit too much and the DMCA is being prostituted in order to save their bacon. It won't work. Google's house of cards will come down as soon as one decent honest judge gets them in the dock."



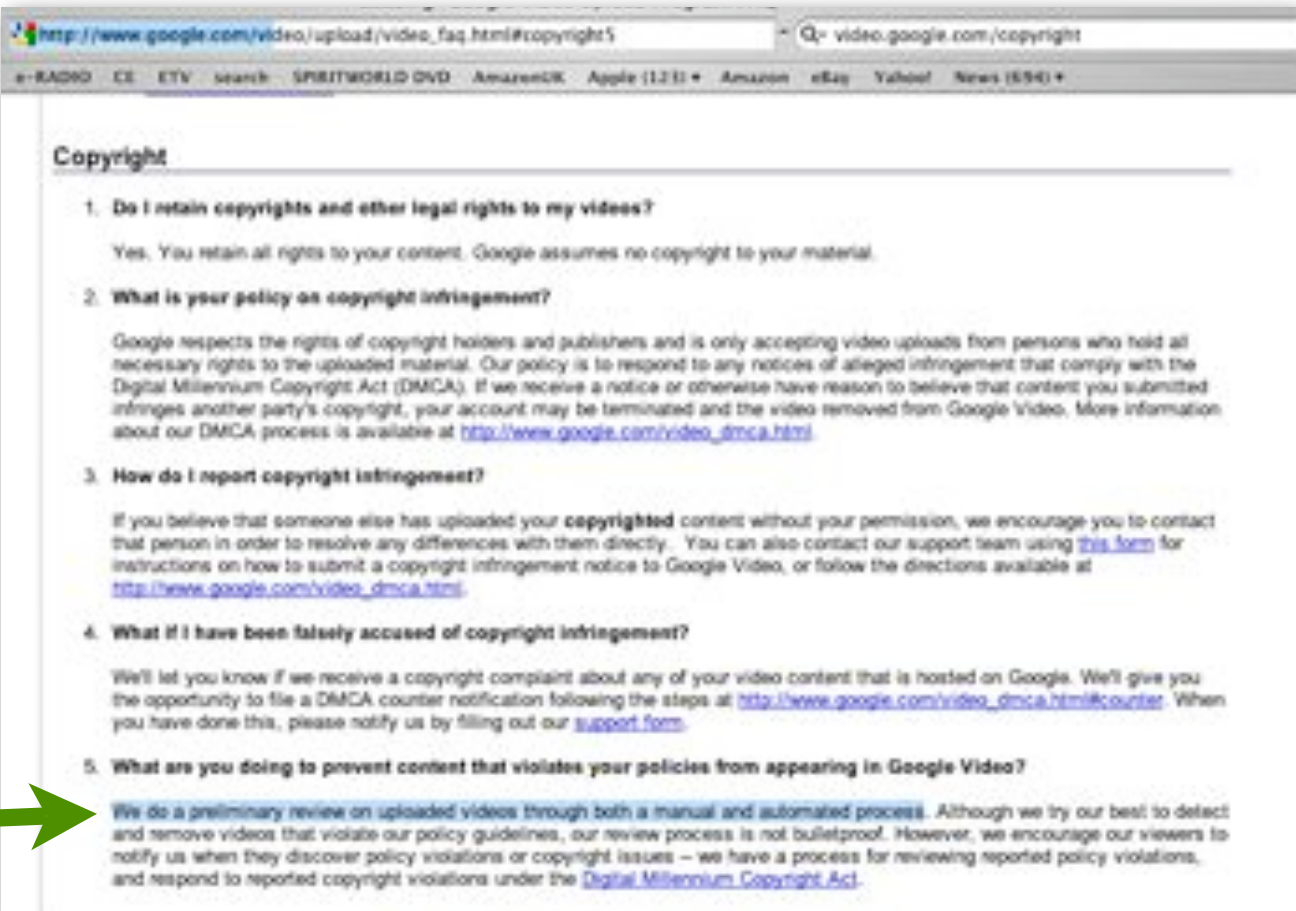


IS GOOGLE Inc. JUST ANOTHER WorldCom or ENRON?

Let's take a look at the exhibits which support Mr Everard's claim for compensation...

EXHIBIT A: Web page from Official Google Video Copyright site - March 2009

Google Video admit that they perform a “preliminary review on uploaded videos through both a manual and automated process”. EXHIBIT A is cited as proof that Google Incorporated executives have been witnessing at first hand thousands of video clips of Mr Everard's films and TV shows being trafficked through the Google Video and You Tube servers. Since 2006, Google Inc. have known the titles of Mr Everard's films and could have easily filtered these titles (and partial titles) being used on uploaded clips.



Copyright

1. Do I retain copyrights and other legal rights to my videos?
Yes. You retain all rights to your content. Google assumes no copyright to your material.
2. What is your policy on copyright infringement?
Google respects the rights of copyright holders and publishers and is only accepting video uploads from persons who hold all necessary rights to the uploaded material. Our policy is to respond to any notices of alleged infringement that comply with the Digital Millennium Copyright Act (DMCA). If we receive a notice or otherwise have reason to believe that content you submitted infringes another party's copyright, your account may be terminated and the video removed from Google Video. More information about our DMCA process is available at http://www.google.com/video_dmca.html.
3. How do I report copyright infringement?
If you believe that someone else has uploaded your copyrighted content without your permission, we encourage you to contact that person in order to resolve any differences with them directly. You can also contact our support team using [this form](#) for instructions on how to submit a copyright infringement notice to Google Video, or follow the directions available at http://www.google.com/video_dmca.html.
4. What if I have been falsely accused of copyright infringement?
We'll let you know if we receive a copyright complaint about any of your video content that is hosted on Google. We'll give you the opportunity to file a DMCA counter notification following the steps at http://www.google.com/video_dmca.html#counter. When you have done this, please notify us by filling out our [support form](#).
5. What are you doing to prevent content that violates your policies from appearing in Google Video?
We do a preliminary review on uploaded videos through both a manual and automated process. Although we try our best to detect and remove videos that violate our policy guidelines, our review process is not bulletproof. However, we encourage our viewers to notify us when they discover policy violations or copyright issues - we have a process for reviewing reported policy violations, and respond to reported copyright violations under the [Digital Millennium Copyright Act](#).

EXHIBIT B: Web Search for “Enigma Channel” on Google - February 10th 2009

Google Video give their own GOOGLE VIDEO website which hosts thousands of unauthorised broadcasts of Mr Everard's films FOURTH ranking and offer viewers tantalizing thumbnails of Mr Everard's films, ready to click and view for free. MetaCafe.com is also ranked side by side with Google Video - why? Because Google sell advertising space and these ads appear alongside Mr Everard's illegally broadcast films on MetaCafe.com - MetaCafe & Google Inc. each take a share of the advertising revenue by way of stealing audience and customers from Mr Everard's own Enigma Channel TV Network.



EXHIBIT C: TorrentSpy Website Farewell Message - January 2009

As a result of violating the rights of Mr Everard's film making colleagues in the United States, an entire website was shutdown by court order. TorrentSpy was a search based archive, rather similar to Google Video, which offered Mr Everard's films in a pure data format. The Motion Picture Association of America have members who are willing to offer testimony in Mr Everard's case. TorrentSpy were accused of wholesale copyright violations - to the end, the sly facetious manner of the owners can be gleaned from their farwell which makes no mention of the litigation and judicial pressure which forced the closure.

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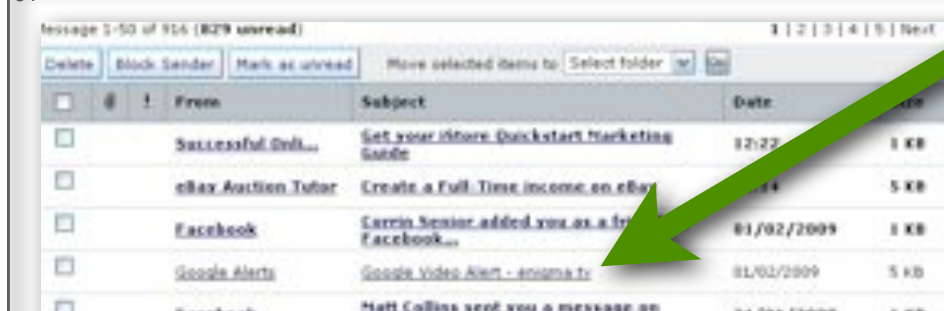


EXHIBIT D: Google Alerts Message - February 2009

To make it easier to find counterfeit versions of Mr Everard's films and TV shows, Google can alert you using their GOOGLE ALERTS system - The title of Mr Everard's film "The Illuminati" generates 20 - 30 Google Alerts

<input type="checkbox"/>	Facebook...		
<input type="checkbox"/>	Uinda F., Las V...	Success with girls for you	31/01/2009 1 KB
<input type="checkbox"/>	Facebook	Craig Street commented on a photo of you on Facebook...	30/01/2009 1 KB
<input type="checkbox"/>	facebook.com	WIN tickets to Bangkok in our fantastic	30/01/2009 1 KB

Alerts a day, which are emailed to anonymous people worldwide - this feeds the Google Video website with traffic eager to watch Mr Everard's latest counterfeited movie.

NOTE: Google Alerts - Ehibit D is Proof That Google Inc. Have The Ability to Monitor Google Video Content & the Content of Their Video Sharing Affiliated Web Sites

The Google Alerts system, in Mr Everard's opinion, could have easily been used to BAN / FILTER the unauthorised broadcasts of Mr Everard's works. Instead, Google Incorporated chose to ignore Mr Everard's request to filter the content of Google Video. Since January 14th 2009, the Google Alerts system has notified Mr Everard of counterfeit versions of his films on Google Video, Daily Motion, MetaCafe and other video sharing web sites.

EXHIBIT E: Google Search Results for "Enigma TV" - February 2009

Google Incorporated have allowed so many syndicated versions of Mr Everard's films to be strewn across the internet, that often, Mr Everard's own websites are demoted to second page ranking in the Google Search Engine. Mr Everard's search engine results are plagued by web sites promoting counterfeit copies of Mr Everard's films on DVD, Spoof and libel-orientated web sites owned by Ebayers who have been shutdown in the past for bootlegging Mr Everard's films - and, of course, many search results for Google themselves and their affiliated partners such as Daily Motion.

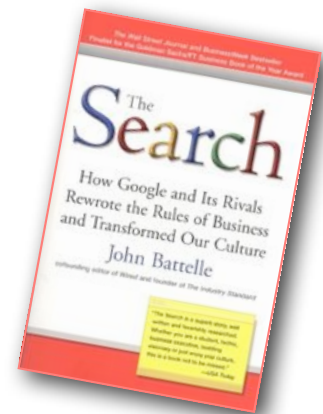
NOTE: LiveVideo.com is passing off on the Enigma brand and also at the same time promoting software "ideal for stealing Enigma TV shows" - this web site also earns money from Google Adverts.

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EXHIBIT F: Film Poster for One of Mr Everard's Films & Corporate Logo of Mr Everard's TV Network - Subjects of his Google AdWords Advertising Campaigns - spring 2005.

Google Incorporated skillfully erased and terminated Mr Everard's search words from his Google AdWords campaign in 2005. Google prevented Mr Everard from using the word "Illuminati" - which is the title of his film - as a search word, or "key word" - therefore guaranteeing that no one would find Mr Everard's advertisements for his film, and allowing Google to auction the word "illuminati" in a blind auction - even though the title of Mr Everard's film is a recognised brand/trademark.





NOTE: Google Incorporated executives are quoted in John Battelle's book - they infer that ...ALL TRADEMARKS AND RIGHTS TO USE TRADEMARKS IN GOOGLE'S AdWORDS ADVERTS WILL BE SOLD TO THE HIGHEST BIDDER - WITHOUT THE CONSENT OF THE TRADEMARK OWNER.

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EXHIBIT H: Correspondence Regarding Google AdWords Campaign - April 2005.

Mr Everard sent two requests via the Google website for Google to contact him in order to explain why his AdWords campaign was effectively being *disabled* by the Google AdWords Team.

To: GOOGLE
From: chris@enigmaTV.com
Subject: backdoor censorship

EXHIBIT I: Google AdWords Reply - April 2005.

Google Replied on 12 April 2005: implying that the search word "ILLUMINATI" was not attracting people to click on it and had therefore been disabled - at the time this reply was issued, Google Inc. started the Google Video service and the word "illuminati" would subsequently be clicked on more than 100,000,000 (100 million) times in the next 36 months, with Google making profits from selling advertisements alongside Mr Everard's film "The ILLUMINATI".

Hello Christopher

Subject: backdoor censorship
Date: Mon, 11 Apr 2005 16:50:55 -0000

Hello

This is the third time I have contacted you. I have not received a straight answer.

I am advertising a DVD called "THE ILLUMINATI".

Everytime I place a Google ad, after a day or so, the adwords "Illuminati" & "The Illuminati" are **disabled**.

This makes no sense. For example, it would be like disabling "Mercedes" on an advert for "Mercedes Spare Parts".

Please do not disable the word or any phrases containing the word "Illuminati" - otherwise I shall stop paying you money.

Please do not send the same old standard reply about click-through rates etc. - it's a load of twoddle, because there are words in my searchword list which *do* have a high click rate and they have been disabled too.

I want to freely advertise my product by it's own name and have the name of my product which is "THE ILLUMINATI" as an active adword.

Please reactivate it and all phrases containing the word "ILLUMINATI" in both my campaigns.

Please also provide a telephone number to your offices for European advertisers like myself.

kind regards
Christopher Everard

Hi Christopher,

Thank you for your email.

I understand you are frustrated that these keywords have been disabled and I realise you do not want me to write back to you with information on our CTR's, however as this is the way our system operates, I can offer no other information.

When a keyword in our system ***falls below 0.5% it will become disabled***. We do this so our advertising is relevant at all times. A keyword that does not have a CTR over this rate is obviously not relevant therefore we disable it. Our system is automated therefore there are no exceptions to this rule. I know you say you have keywords above this but please remember that CTR is measured on Google alone and not on our search partners which is the figure you see in your account. They may be performing well on our partner sites but not on the Google page.

A keyword like "the illuminati" does not perform well, would you consider changing this to "the illuminati dvd". Likewise "george w bush", this is an extremely general keyword as it can be associated so much. To make this keyword more relevant to your product I suggest you add another keyword to it as Clare suggested, maybe george bush dvd.

I realise you would like for us to re-instate your keyword however this is not possible. The only way to use this keyword is to refine it more by adding an extra word to it.

If you have additional questions, please visit AdWords Support at <https://adwords.google.co.uk/support>, where you will find answers to many frequently asked questions.

We look forward to providing you with the most effective advertising available.

Sincerely,
Michelle N
The Google Adwords
UK and Ireland Team

NOTE: Even though Mr Everard had politely requested to have a contact name of an actual executive, "Michelle N" did not offer her full name. Why? What has she got to hide?

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EXHIBIT J: Correspondence Regarding Google AdWords Campaign - June 2005.

Mr Everard kept manually reinstating the search word "ILLUMINATI" in his AdWords campaign - and all through May 2005, Google executives used software to search and disable Mr Everard's chosen search word criteria... Until finally, Google Incorporated executives REMOVED the entire list of search words in Mr Everard's account!

From: chris@enigmaTV.com
Subject: **Cannot see my adword list**
Date: Wed, 08 Jun 2005 05:15:16 -0000

EXHIBIT K: Ridiculous Excuses From Google Executive - June 9th 2005.

"Finbarr" from Google Replies, With Some Extraordinarily Detailed Excuses of Why Mr Everard's Film titles and Searchwords Have Been Deleted by Google Executives: The email was written at a time when the fledgeling *Google Video* web site was desperate for TV content. Behind Mr Everard's back, someone on the Google Video web site had already counterfeited his tremendously popular film *THE ILLUMINATI*, which had screened alongside Mr Everard's fellow film maker Michael Moore's "*Fahrenheit 911*" at the CANNES FILM FESTIVAL, which, at the time this communication from "Finbarr" was received, Michael Moore's "*Fahrenheit 911*" was the world's most popular motion picture, covering, partly, the *exact same subject matter* as Mr Everard's film.

Hello

I suspect there is something wrong with my Campaign for THE ENIGMA CHANNEL: "Campaign 4". ***It first showed 'deleted' when I logged in this morning.*** I had to double or triple click every option before it would load any pages for me.

I have now activated the Budget optimizer, however...

I cannot see my searchword list - *what do I click to find out which search words you have so helpfully deleted or disabled from my campaign?*

No matter what I click, whichever option I choose, my list of search words are not coming up.

I would like to thank you for ***destroying*** the effectiveness of my google ad campaign for my latest movie called THE ILLUMINATI - you have a brilliant system which does not allow me to have "THE ILLUMINATI" as a searchword - even though you have allowed this as a searchword/phrase for other advertisers.

I look forward to a concise step-by-step explanation of how I can look at all the searchwords of my campaign so that I can monitor which words have been deleted.

kind regards
Christopher Everard-Jurquet
documentary filmmaker

From: Finbarr, Google AdWords, UK and Ireland Team

[excerpt] ...Keywords that are too broad or general will not reach users as effectively as keywords that are highly targeted.

The more closely your ad relates to your keywords, the more likely a user is to click on your ad...

...you will have a higher CTR if you select the keyword 'UFO articles' than if you choose the more general 'UFO'. 'UFO' will show your ad on irrelevant searches such as 'UFO t-shirts', 'UFO posters' etc. and therefore lower your CTR. We recommend deleting the keywords that have accrued a large number of impressions and yielded only a few clicks. You can then add keywords to your campaign that directly target your products and/or services.

If you would like to give your disabled keywords another chance I would suggest adding each disabled keyword to its own specific Ad Group with ad text referring specifically to that keyword. For example you use Michael Moore as a keyword but your ad text does not refer to Michael Moore. Ideally your ad text should let users know why your ad is related to Michael Moore. In addition to the above, currently people searching for Michael Moore movies will see your ad. This will not be relevant to them.

I should also mention that Illuminati is also a popular collectible card game, ...I would suggest adding the negative keywords '-card' and '-game'.

NOTE: Mr Everard's film title is THE ILLUMINATI - his search words were "THE ILLUMINATI" and "ILLUMINATI" - it is impossible to have more relevance.

NOTE: It is, of course, *obvious* that people buying a poster - a picture - of a UFO, would also be interested in Mr Everard's motion picture about UFOs.

NOTE: How does Finbarr know the content of Mr Everard's film in order to make a judgement that it has no relevance to Mr Moore's film?

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EXHIBIT L: Cancellation of Google AdWords Campaign - Dec 2005.

Mr Everard's Google AdWords campaigns for THE ENIGMA CHANNEL and also his motion picture documentaries about Space Exploration and Victorian Secret Societies were continually nullified by Google executives, and so Mr Everard cancelled his advertising campaign with Google - however, Google Incorporated took further payments from Mr Everard's credit card after his campaigns were no longer viewable.

9th december 2005, Message to Google AdWords team from Mr Everard:

From: chris@enigmaTV.com

EXHIBIT M: 14th December 2005.

From: The Enigma Channel <chris@enigmaTV.com>

Subject: Re: [#40736962] CANCEL ALL MY ACCOUNTS
Date: Wed, 14 Dec 2005 20:07:02 +0100

Hello Catherine,

[excerpt]
...I used AdWords to advertise my latest film THE ILLUMINATI.

All key word phrases which had 'ILLUMINATI' in them were terminated.

No perceivable sales were created.

The whole affair smells dirty to me.

I do not agree with your explanation about 'after pause click through charges'.

Please return the last payment you took from my credit card

From: chris@enigmaTV.com

Subject: CANCEL ALL MY ACCOUNTS

Date: Fri, 09 Dec 2005 16:02:57 -0000

Cancel all my accounts forthwith, and *stop extracting money from my bank account* immediately.

You recently billed my credit card more than £200 *when my account is officially not activated.*

Please return all monies.

This is an obvious swindle.

You deactivated all my keywords.

I refuse to allow you to take any further monies.

I shall be contacting my credit card company and telling them to refuse all further payments to your organisation.

signed
Chris Everard

Note: 15th December 2005, an executive called "Catherine" at Google Incorporated offices in Ireland replied and REFUSED to offer a refund. Correspondence on file.

Please return the last payment you took from my credit card.

I shall complain to my credit card company if you do not refund me.

I am a very dissatisfied advertiser.

Signed
Chris Everard
THE ENIGMA CHANNEL



Mr Everard sent another message:

To: Google AdWords Team
From: The Enigma Channel <chris@enigmaTV.com>
Subject: Re: [#40736962] CANCEL ALL MY ACCOUNTS
Date: Sun, 18 Dec 2005 10:17:22 +0100

Hello

Repeat, I want a FULL REFUND - none of the 'clicks' generated any sales.

I only advertise to generate sales.

By November, you had systematically cancelled and put on hold all the most pertinent ad/search/keywords which I had taken a long time assembling.

Just because there were 'clicks' doesn't mean they were from REAL people - these could be generated in software - where did these clicks come from - who were these people?

Certainly no one who bought my product.

You will see from my account profile that I am thoroughly annoyed - your system fleeced me of monies.

Either give me the names and addresses of the people who 'clicked through' to my ad or give me a full proper refund.

>

> I am a very dissatisfied advertiser.

>

> Signed

> Chris Everard

> THE ENIGMA CHANNEL

Note: a long winded reply with list of excuses from "Catherine" was received. Correspondence on file.

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EXHIBIT N: Google Refuse Pay-Per-View Deal with Mr Everard

February 10th 2006: Mr Everard contacted Google via their website requesting to be part of the pay-per-view content scheme on Google Video.

This was the reply from Google Video:

On 11/2/06 11:11 am, "The Google Team" <googlevideoleads@google.com> wrote:

>

> Thank you for your interest in Google Video. We will review your submission and contact you if we need more information. In the near term we will be contacting those content providers with TV content.

EXHIBIT O: Mr Everard rebuts Google's Previous Communication

27 March 2006

Hello

I am the CEO of GBC. We own several TV stations.

I sent an email requesting info about the Google Video PAY TO VIEW service... [excerpt]...

Since my enquiry, I have noticed that several of my company's copyrighted materials are being broadcast on Google Video.

They have been uploaded by someone who calls themselves "conspiracy central.net (or .com)".

This is in violation with our copyright. No permission has ever been given for these uploads to appear on the web.

contacting these content providers with my content, however, we will follow up with other types of content as soon as it becomes more feasible.

>

> -- The Google Team

Note: By this time, Mr Everard and his staff had already noted that tens of thousands of people every week were watching unauthorised broadcasts of Mr Everard's motion pictures on Google Video.

If Google had cleared infringing content from their website and agreed to accepting Mr Everard's motion pictures on the pay-per-view scheme, then millions of dollars would have been generated and international piracy and counterfeiting of Mr Everard's copyrighted works would have been reduced.

We would like your assistance in gaining the home address of the perpetrator.

The streams are labelled :

" [The Illuminati Families who Rule the World](#)
[conspiracy central .net](#)
44 min 22 sec - Mar 15, 2006"

And

[The Illuminati part 1of2](#)
(AIM) Australian Independent Media
44 min 22 sec - Jan 1, 2005

I expect a helpful reply from a named person in your organisation and a contact telephone number.

I would like to find out how our original copyrighted films can be made available through Google's pay per view system.

I look forward to your assistance and hope that Google Video does not result in another outlet for flagrant piracy of copyrighted works.



Yours Sincerely

Christopher Everard-Jurquet

GBC / AIM / The Enigma Channel

<http://www.EnigmaTV.com>

Note: "Conspiracy Central" is a web site owned by cranks and conspiracy theorists who earn revenues from Google Incorporated's AdSense scheme. To this very day, Conspiracy Central are allowed to have their own mini-TV-"channel" on You Tube and Google Video, enticing people to visit their web site where "unrestricted" copying of Mr Everard's motion pictures is promoted.

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EXHIBIT P: Date: 22nd May 2006

Mr Everard instructed one of his staff to contact Google Incorporated and Forward the MEMO below Which Contained a Request to have pirated versions of Mr Everard's copyrighted motion pictures removed from Google Video

This message was relayed to Google via Mr Everard's webmaster Paul Gittins, (paul133@tiscali.co.uk).

MEMO: From Chris Everard, THE ENIGMA CHANNEL / re: Counterfeit versions of my films illegally broadcast by Google Video, 22nd May 2006

Hello Paul,

Please ask google video team to remove the following illegal streams of THE ILLUMINATI
<http://video.google.com/videoplay?docid=-3567655929542957177>

And

<http://video.google.com/videoplay?docid=-3567655929542957177>

EXHIBIT Q: Date: February 2009

Google Incorporated are using small "thumbnail" images stolen from Mr Everard's motion pictures and presenting these in emails which are sent by Google software, controlled by Google executives, to anyone who requests where they can see counterfeit versions of Mr Everard's copyrighted works on the Google Video web site and it's affiliated partners. The system is automatically violating the rights of Mr Everard several dozen times per week, syndicating images from Mr Everard's films via email which are in turn being used to advertise counterfeit copies of Mr Everard's films on auction web sites. These emails are generated and sent directly from the offices of Google Incorporated and are NOT the work of anonymous members - but are, in fact, being generated and sent by Google themselves - which is proven by the "from" data in the email message which confirms that it has been sent from Google Incorporated's Google Alerts email system.



<http://video.google.com/videoplay?docid=-4662591797700016217>

And

<http://video.google.com/videoplay?docid=-3776252111399780043>

And

<http://video.google.com/videoplay?docid=-7313007737482817256>

Please request a forensic check so that we may find out who placed these clips on google video.

Please tell google video that they must **BLOCK all uploads which contain the name THE ILLUMINATI, ANTICHRIST, DAVID ICKE, SECRET SPACE and ENIGMA CHANNEL.**

I am very annoyed that this is the third time I have requested videos be removed.

signed
Chris Everard



NOTE: The message was dutifully forwarded to Google. The result? To this very day, three years almost since Mr Everard requested a permanent BLOCK on his trademarked brands and film titles, the exact same clips are being broadcast by Google Video and YOU TUBE. The names of the clips are changed slightly from time to time - but the content and running time has remained the same. Just one 10 minute clip of Mr Everard's film THE ILLUMINATI attracts 73,000 viewers per fortnight to YOU TUBE and Google Video.



EXHIBIT R: Date: February 2009

Google Incorporated and it's affiliates, such as DailyMotion.com have been selling advertising alongside Mr Everard's copyrighted motion pictures - without permission and without sharing a single penny with Mr Everard.



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EXHIBIT S: Date: November 2008

Google Video and their video syndication partner in France, DailyMotion.com, have been illegally broadcasting Mr Everard's motion pictures - which all carry certification ratings screen such as the one shown below. OBVIOUSLY the infringing clip is of a professional production and not the work of an amateur member of the public - note that Mr Everard's film has been expertly translated and subtitled without his permission. The only possible incentive for spending vast amounts of time and money subtitling a film is so that it can be used as a bait to lure advertisers on foreign language web sites - such as the newly opened Google Romania service.

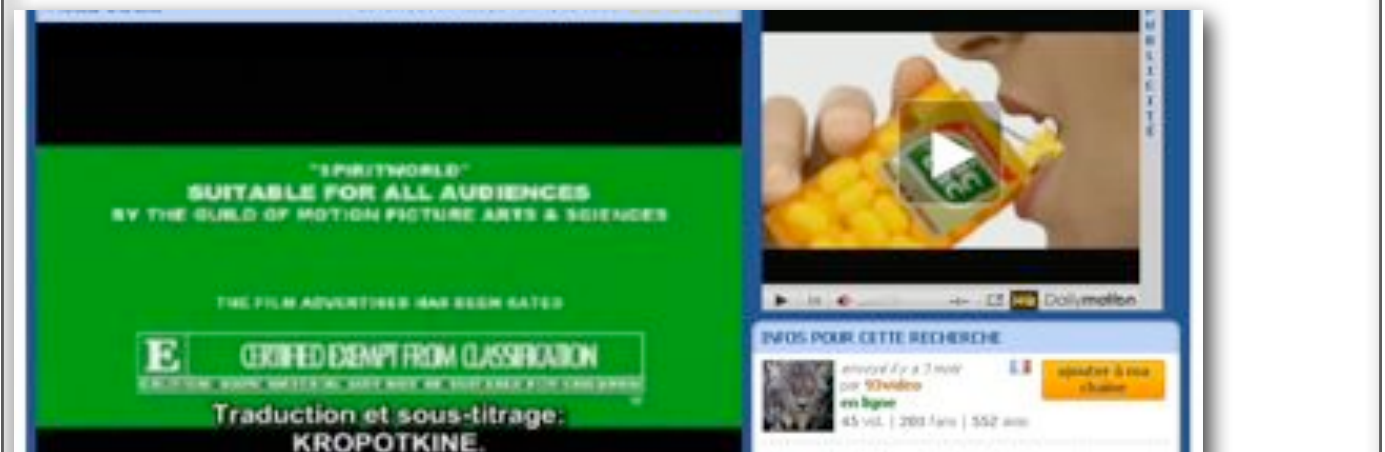
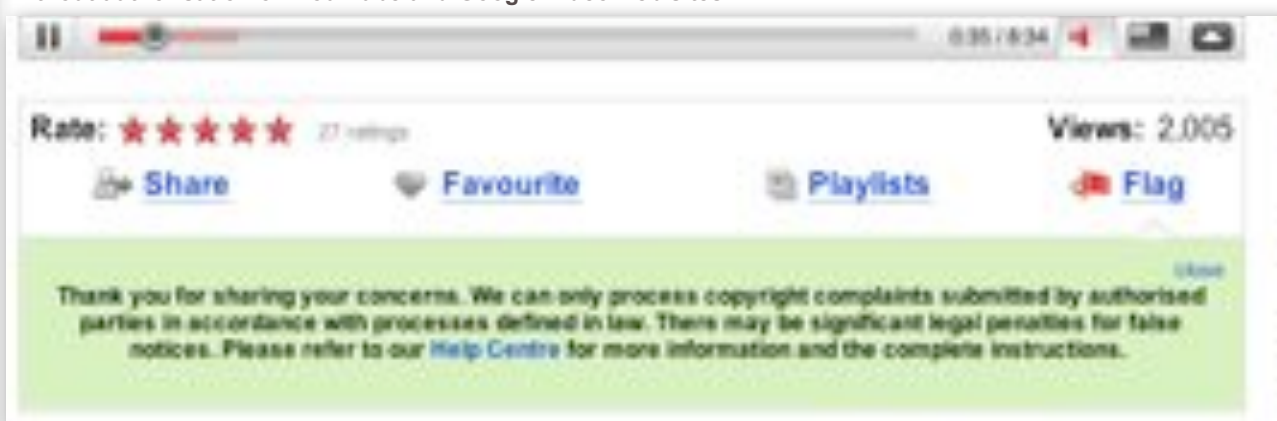




EXHIBIT T: Date: February 2009

YOU TUBE have a system for FLAGGING a video clip which violates copyright law. Mr Everard used the system to FLAG a clip which indeed violated his copyrights. He logged into You Tube using his account name: EnigmaChannel and Flagged a clip selecting the “This Clip Infringes My Copyrights” option. The Result? A message written in quasi-legal terminology referencing the DMCA process - to which Mr Everard has already used - to no avail. To this day, the offending clips Flagged by Mr Everard are STILL broadcast illegally and without authorisation on You Tube and Google Video web sites.



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EXHIBIT U: Communication to Copyright Violator Blocked by You Tube Software

Date: February 2009

YOU TUBE have allowed a complete wall of anonymity to be built around their members' illegal activities. Mr Everard has appealed to many YOU TUBE members by sending them a message - but has found many of the members are “FRIEND LOCKED” and cannot be warned that they are violating Mr Everard's copyrights in writing because YOU TUBE block any messages sent to that member.



Signed
CHRIS EVERARD
THE ENIGMA CHANNEL / ENIGMA MOTION PICTURES
<http://www.EnigmaTV.com>

EXHIBIT V:
Copyright Screen
Displayed at Start of
Mr Everard's Film
"Secret Space"

Date: February 2009

Google executives claim they review uploaded clips using both automatic and manual systems - but they are negligent in allowing this clip from Mr Everard's film to be viewed nearly 50,000 times? Mr Everard's DMCA complaints have cited the *exact same clip* many times - only to see it reinstated on the Google Video and You Tube websites almost instantaneously.



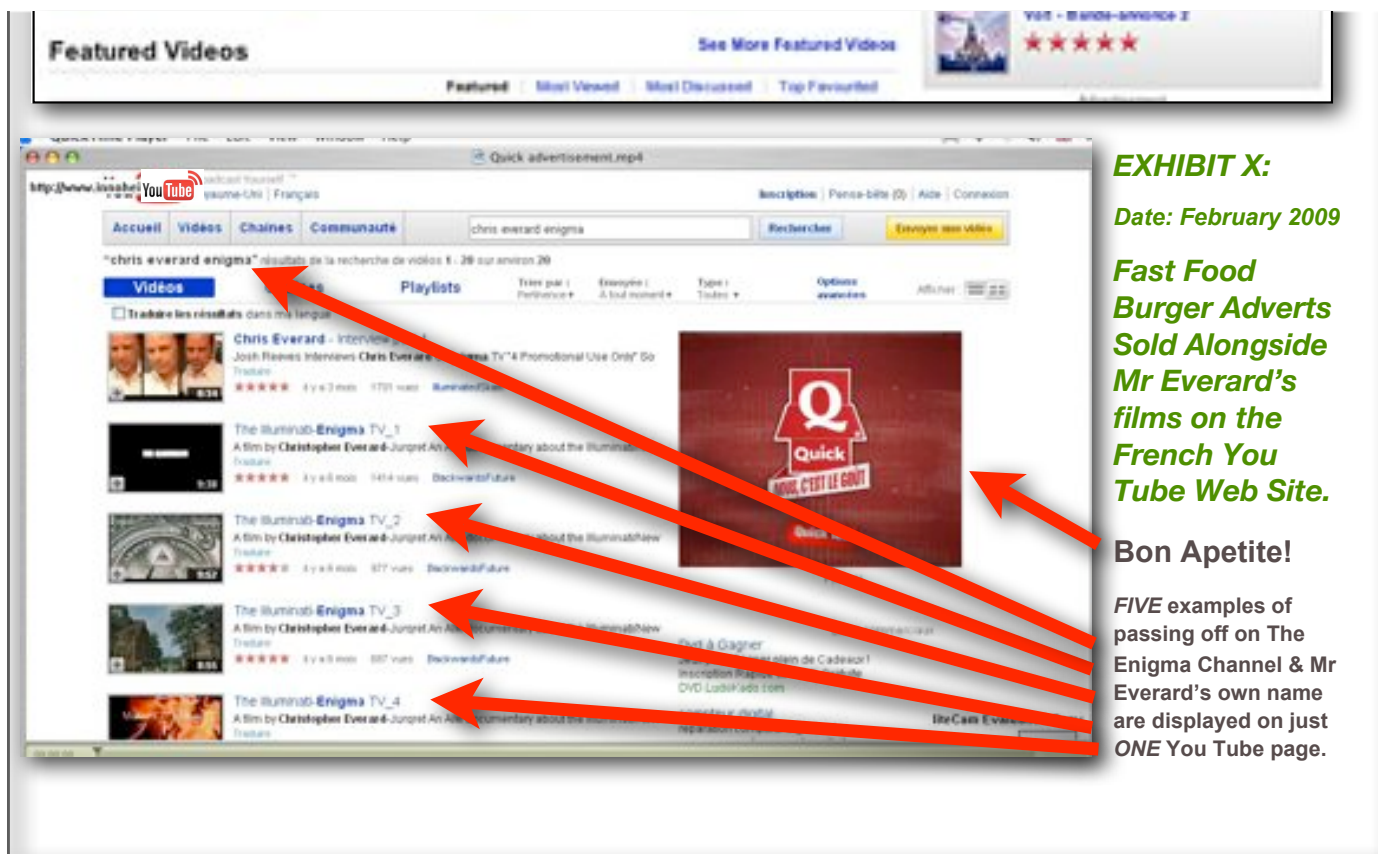
60

EXHIBIT W: Copyright Message Displayed following Mr Everard's DMCA Complaints

Date: February 2009

This message, with no apology at all, is found whenever you search for the URL web page titles that were submitted by Mr Everard using the DMCA complaints procedure. Whilst YOU TUBE reserve perfect anonymity for their members, they do however display the name of copyright owners who have requested to have infringing material removed - the result? Counterfeiters and Pirates who use You Tube find Mr Everard's web site, hack it and then send Mr Everard death threats. If YOU TUBE offered the same wall of anonymity for Mr Everard, then he would not have been the subject of abusive emails from You Tube members.





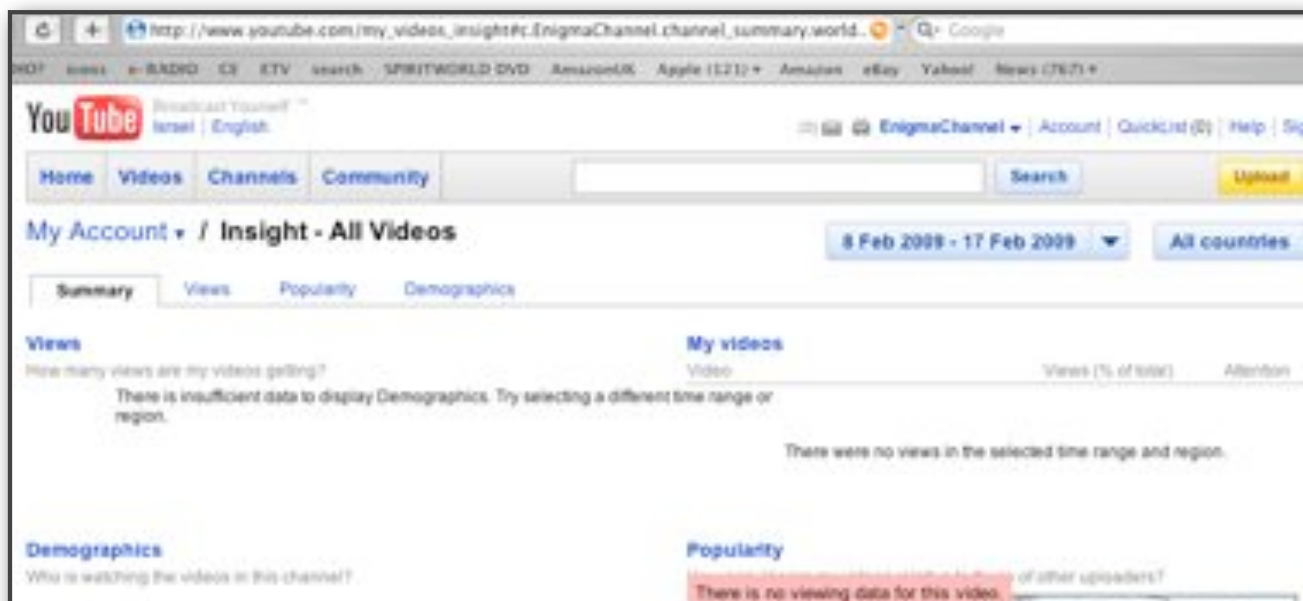
61

EXHIBIT Y:

Date: 17th February 2009

Google Incorporated and You Tube Have ANALYTICAL SOFTWARE which charts the viewing popularity of every video clip and draws a map showing which countries have the largest viewing audience.

This software is OBVIOUSLY used by Google Incorporated advertising sales executives to place advertisements alongside Mr Everard's illegally broadcast motion pictures and TV shows. "Demographics" is an analytical term used in the advertising industry to identify certain groups of people who view adverts and TV commercials.





NOTE: Mr Everard has never uploaded any video clips to any Google or You Tube website - therefore, this analytical screen from Mr Everard's You Tube "channel member" page is empty.

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EXHIBIT Z:

Date: 18th February 2009

Mr Everard's identity - in the form of the name of his television network - has been openly published by You Tube every time Mr Everard has complained using the DMCA complaints procedure (see Exhibit: W above). These notices are read by COUNTERFEITERS who sell Mr Everard's films which are "advertised" on You Tube. However, You Tube are steadfastly concealing the identity of counterfeiters who advertise their auction websites using video clips of themselves on YOU TUBE and GOOGLE VIDEO - brandishing GUNS.

Mr Everard has identified this man as selling counterfeit copies of Mr Everard's films on eBay. Mr Everard asked a member of the Enigma Motion Pictures staff to send this man a message via the eBay website. Mr Everard purchased three counterfeit copies of his films and attained this man's address and received the package. The package contained counterfeited copies of Mr Everard's films which all sported the YOU TUBE logo - proving that this criminal is using Google Incorporated's website as a platform to promote the selling of counterfeit DVDs.





***THIS MAN HAS A GUN AND IS
BROADCASTING HIMSELF ON
YOU TUBE AS A WARNING FOR
COPYRIGHT OWNERS NOT TO
INTERFERE WITH HIS
COUNTERFEITING BUSINESS.***

***A copy of this dossier shall be provided to the
London Metropolitan Police counterfeit team at
Scotland Yard.***

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Made on a Mac