

**IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**John Van Stry,**

Plaintiff,

vs.

**Travis Robert McCrea**

Defendant.

**CASE NUMBER: 2:19-cv-00104**

**DEFENDANT'S MOTION TO DISMISS**

Comes now the defendant Travis Robert McCrea represented pro per, humbly request the defendant's suit be dismissed with prejudice. Regardless of any argument made by the Plaintiff, it is an inarguable fact that the Plaintiff did not file proper takedown notices as required by the Digital Millennium Copyright Act. It is not my intent to argue safe harbour at this moment, but rather the failure of the Plaintiff to even properly file a take-down notice in the first place or provide me with any reasonable notice of the infringement at all (without proper notice, the argument of safe harbour cannot even be entertained. If I am not properly informed of copyright infringement, I cannot reply to said infringement).

Per 17 U.S. Code § 512. Limitations on liability relating to material online (emphasis mine)

(3) Elements of notification.—

(A) To be effective under this subsection, a notification of claimed infringement must be a written communication provided to the designated agent of a service provider that includes substantially the following:

(i) A physical or electronic signature of a person authorized to act on behalf of the owner of an exclusive right that is allegedly infringed.

**(ii) Identification of the copyrighted work claimed to have been infringed, or, if multiple copyrighted works at a single online site are covered by a single notification, a representative list of such works at that site.**

**(iii) Identification of the material that is claimed to be infringing or to be the subject of infringing activity and that is to be removed or access to which is to be disabled, and information reasonably sufficient to permit the service provider to locate the material.**

**(iv) Information reasonably sufficient to permit the service provider to contact the complaining party, such as an address, telephone number, and, if available, an electronic mail address at which the complaining party may be contacted.**

**(v) A statement that the complaining party has a good faith belief that use of the material in the manner complained of is not authorized by the copyright owner, its agent, or the law.**

**(vi) 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.**

Examining the requests made by the plaintiff they do not contain any of the requested elements of a DMCA notice:

### **Exhibit A – First Email From Plaintiff To Defendant**

Delivered-To: teamcoltra@tuebl.com  
Received: by 2002:ab0:4946:0:0:0:0:0 with SMTP id a6csp279696uad;  
Thu, 28 Feb 2019 21:57:29 -0800 (PST)  
X-Received: by 2002:a24:43c6:: with SMTP id s189mr2260243itb.11.1551419849663;  
Thu, 28 Feb 2019 21:57:29 -0800 (PST)  
ARC-Seal: i=3; a=rsa-sha256; t=1551419849; cv=pass;  
d=google.com; s=arc-20160816;  
b=DaIu/DZSv67I6N+hHbj1TjyvJR+iYH4bvFEK1XpNKs7Na3rrBGJudq0gB5RB5kK9Dg  
7DcxhTpHrkCknx0RgXWZbYh9MHu5Eq18Z7gwLnCHgZu50X1GRPoBH41159NyLVVAKB1M  
h9BangiEre05X0tGtL0q21wfr7sUAhXE0CTTQiG5X5cKnZkgT908sDoNrb6Px7QjsxzS

dHVA6I4CoeYnvYhfCs/4w5ExyQftu7E/RyRvGKKN+tLMBNpmg+vVvYJFGH98wsisc1H8  
 /Hz0jzXhuc16Re0D040lc0nWFCZ+n3DvNlySpCbly7KmgZwJqZHy7wyQnbIRK+cdw1Io  
 5//Q==

ARC-Message-Signature: i=3; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=arc-20160816;  
 h=list-help:list-id:mailing-list:precedence:to:subject:message-id  
 :date:from:mime-version:dkim-signature;  
 bh=wFUV/YYV2KHzXDUeIHjmgJ64so0tBc3gc31f0p7//4=;  
 b=naXsDFJ+I21AF4Z1n1aUYZDBxALVpNzmkN9QOI7zZjWmw9mjecYgYba8BF2Bgq8vNu  
 S001ipR2Psc1/XclVwe+lwneY0QUUaKgyLtsHKAJ5jCj7DXBUANrp8kyIdHU8mAtRyV  
 iU4Fz8XvGYH4M18aPnJmopBwWEM1XjYfCnIdlyUx0qTt1bNd/YGVV+XHQDhgw1Dq4d  
 PGSZgAb7FTaeQggzLpKcR8FrSboaotyS3sYXjQndrhUthvqx1V1WSoq2VMCPtHjY  
 sEiGxU7R633wAijUa2dxnagGCB6bIcuZ87UJUBwrjwYBRRsxbRfCQEwVaVxEO3sEzVp  
 QfOQ==

ARC-Authentication-Results: i=3; mx.google.com;  
 dkim=pass header.i=@tuebl.com.20150623.gappssmtp.com header.s=20150623 header.b=v0jbdQwh;  
 arc=pass (i=2 spf=pass spfdomain=gmail.com dkim=pass dkdomain=gmail.com dmarc=pass fromdomain=gmail.com);  
 spf=neutral (google.com: 209.85.220.69 is neither permitted nor denied by best guess record for domain of  
 legal+bnchds5yv6wnu4obbsmt4prkqgqez4vcotq@tuebl.com) smtp.mailfrom=legal+bnchds5yv6wnu40BBSMT4PRKQGEZ4VCOTQ@tuebl.com;  
 dmarc=pass (p=NONE sp=QUARANTINE dis=NONE arc=pass) header.from=gmail.com  
 Return-Path: <legal+bnchds5yv6wnu40BBSMT4PRKQGEZ4VCOTQ@tuebl.com>  
 Received: from mail-sor-f69.google.com (mail-sor-f69.google.com. [209.85.220.69])  
 by mx.google.com with SMTPS id b3sor13980261itc.0.2019.02.28.21.57.29  
 for <teamcoltra@tuebl.com>  
 (Google Transport Security);  
 Thu, 28 Feb 2019 21:57:29 -0800 (PST)

Received-SPF: neutral (google.com: 209.85.220.69 is neither permitted nor denied by best guess record for domain of  
 legal+bnchds5yv6wnu4obbsmt4prkqgqez4vcotq@tuebl.com) client-ip=209.85.220.69;  
 Authentication-Results: mx.google.com;  
 dkim=pass header.i=@tuebl.com.20150623.gappssmtp.com header.s=20150623 header.b=v0jbdQwh;  
 arc=pass (i=2 spf=pass spfdomain=gmail.com dkim=pass dkdomain=gmail.com dmarc=pass fromdomain=gmail.com);  
 spf=neutral (google.com: 209.85.220.69 is neither permitted nor denied by best guess record for domain of  
 legal+bnchds5yv6wnu4obbsmt4prkqgqez4vcotq@tuebl.com) smtp.mailfrom=legal+bnchds5yv6wnu40BBSMT4PRKQGEZ4VCOTQ@tuebl.com;  
 dmarc=pass (p=NONE sp=QUARANTINE dis=NONE arc=pass) header.from=gmail.com

ARC-Seal: i=2; a=rsa-sha256; t=1551419849; cv=pass;  
 d=google.com; s=arc-20160816;  
 b=etnRSCkptLM+GKqJkwnTygBRA3jnbwKI+39Nne3BE619IKvtmbjtT59cpJh4e70JsS  
 H7cvx9AaPgg4ix1pTf9lbusyAj60DgaoT602v3/wGgaw4eifJrZQMDhpuDenQWRH4SPyy  
 FUKaCharVI0k+9D85RLHiEfjSOYkyH+sSmy0JP+f0K56NJRKQFqpSqiZnF10iuytm  
 0EiEjV18s+C82Tfxb7YQKSiValLmehDpEucSlqkdr/jpy8krp9aSBvo3TGFsr26LjZz  
 r27LGEFm2K5vQf0mp245puxbiCydRT+sxPRK0sKngIgl44zjwT0qHhU80Rpt7QANY3CS  
 EgOg==

ARC-Message-Signature: i=2; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=arc-20160816;  
 h=list-help:list-id:mailing-list:precedence:to:subject:message-id  
 :date:from:mime-version:dkim-signature;  
 bh=wFUV/YYV2KHzXDUeIHjmgJ64so0tBc3gc31f0p7//4=;  
 b=x3jFSAegkMN07x82LXN+HpZrG1cb0j0w4thySV9zThU5Wdt5TYwicmBFTKdipPYS  
 42yB19FQpYq8x1sbvKbKQwhF67zVu2o7nJ976yYJ3s3+Eii10SExPKRwJcXHHhR6Z00  
 uQ9243YINP/sRESFKGTf30GwEedEpxIBPSazZCvPK0ZiUuNi7MghyI1iQ+12G7L1TQ1  
 bh3T9jx0wX45a4JARqZVf07cKtFAhZwHdmFohFYVEORwVAS+Vm5sZS5YJQP2naA0idivk  
 /IEH9UxcHNkK/SKSVGWHuBrGLj1E8QKzNtSSk0H76iSmMZ2AY+31JA+NsrZDXKcARd0  
 ZIKQ==

ARC-Authentication-Results: i=2; mx.google.com;  
 dkim=pass header.i=@gmail.com header.s=20161025 header.b=utfrciW0;  
 spf=pass (google.com: domain of vanstry@gmail.com designates 209.85.220.41 as permitted sender)  
 smtp.mailfrom=vanstry@gmail.com;  
 dmarc=pass (p=NONE sp=QUARANTINE dis=NONE) header.from=gmail.com

DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;  
 d=tuebl.com.20150623.gappssmtp.com; s=20150623;  
 h=mime-version:from:date:message-id:subject:to:x-original-sender  
 :x-original-authentication-results:precedence:mailing-list:list-id  
 :list-help;  
 bh=wFUV/YYV2KHzXDUeIHjmgJ64so0tBc3gc31f0p7//4=;  
 b=v0jbdQwhQCsBCJdTfjgHtT6i/WiC0h04rMgBA4dbzJGuHhdva2G2o+ebKmHeDYMMY  
 bWycsnjJ99ysvaNs0A+cBF01LNRHtTz4zbcocwT+gdNLxSxuH0gqxe7GzGXxYVvSudw  
 wZyQXTFjyvjR+o617R1cUyHvaE+izf4GvbsxSPc8VjD9RbmdL/MQGM+Al12thMt/8YU  
 zJYU6EiDJ0oqLRLP40L752ak1nmAP38AQmFDInV+QZerS1CnIPTc0+Mei4gMhMSE89Q  
 jMtnayU2LuoqVhZJnG8kBCpzt4KBWfHkq1G2QMcj8cWj5DCX4w15k4ya6FXt6USc/nIn  
 NV+u==

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;  
 d=1e100.net; s=20161025;  
 h=x-gm-message-state:mime-version:from:date:message-id:subject:to  
 :x-original-sender:x-original-authentication-results:precedence  
 :mailing-list:list-id:x-spam-checked-in-group:list-help;  
 bh=wFUV/YYV2KHzXDUeIHjmgJ64so0tBc3gc31f0p7//4=;  
 b=gBrnf9UPLjBfrd9IdfFoCj+w3M5LeKprW+/hBUEK7Xbyh8pj/sVQDMnWxEiPwWEM4a  
 9naTda+k5EYfXhrwQdpRTiyOnWlQk6B6rb0myGSqfcl1NL+uClrSkIiozofoSgnl/unl  
 X4XhJsr1MvY1itvl9j93qxTSRRrL8fEM9J9AISBo1CcPmq0v7Mkt6WEGVU+tnf4Hqex8  
 dWefYQ8LNargUFFegNxAyAhAxOS2D5MI5ZyH1qRcAC+BwThGbw08Js3JHn1SHLU/SSV  
 0ISzmIRNCNdXo4sRuT0uA/k5JqLqgaDDmiALMdZG+t12qN/icwZ7iFxfS8vdyba7Gs  
 gpLA==

X-Gm-Message-State: APjAAAWaYkY37XTv0n89nPiE7+Bd0T5w4pEDJv1n/GruLvcBdiD+rSV  
 NjK0eAD0ZTIs8x05hRpH+3fTSNdV

X-Google-Smtp-Source: APXvYqxAkKc8A9wGfudfD7046CYVgBuo5RGiVIEA3ks1JEXs/VzcXgv8v1Ahzd+gVY3t3/R7cjQ==

X-Received: by 2002:a24:9d4a: with SMTP id f71mr2179195itd.33.1551419849451;  
 Thu, 28 Feb 2019 21:57:29 -0800 (PST)

X-BeenThere: legal@tuebl.com  
 Received: by 2002:a5d:8154: with SMTP id f201s3256596ioo.2.gmail; Thu, 28 Feb  
 2019 21:57:29 -0800 (PST)

X-Received: by 2002:a5e:dc46: with SMTP id s6mr1645285iop.41.1551419849267;  
 Thu, 28 Feb 2019 21:57:29 -0800 (PST)

ARC-Seal: i=1; a=rsa-sha256; t=1551419849; cv=none;  
 d=google.com; s=arc-20160816;  
 b=noCi2CctFVIF5PIiLn96f+ExLzjhqtrhKSRImZkfo0tZFTNwYXHNZ4AJXxDVVNC8y  
 nBswaPwFLGL7UafQ+EsolD1lALKBDHtBQDparv2QJ7sNNiKfGMNiBgnGjwC+7Tn1Wvu  
 h2J2TMTmEhD3XQ+Z7s2uNqiF0pGCVS17irLo2CcihF4Kx0dt13i0tr+uPUZ380x00m  
 aBSD6yPvkZRLIKJMeULiGj+MhErXgRder+NhWlNpT2CnrxsFTFDzbaAk2wV58h2Hvmj+  
 8qYUxAN7060ndazPJF1DPjDjdpK3KSwBpwV0tHtqieSiw06rYfGwh+Czmv+vHu+du  
 u/JA==

ARC-Message-Signature: i=1; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=arc-20160816;

h=to:subject:message-id:date:from:mime-version:dkim-signature;  
 bh=wFUV/YYV2KhZxDueIHjmgJ64so0rLbc3gc31f0p7//4=  
 b=dbX3rM66h3GR+Fc/z6aXpNg199a/rrkTA9+B/nmB211j63DN3es4INYxnJD0gGeZbq  
 xxvNaiiYU9w88BidCEnjnzLu80qschs4LAh9ILOHVb4gwKc0A0aSlhQ0xInmv2matqx0  
 Y0pzj4fMIYT4XcoiBKSHQQwmhicAyibabgZnUKrf+6pDQ6yWR4zZzMZvZQE4t/PH886  
 B8bUEwJrXNpYZ1uG6ASyLOu00FedwRDFiEo29hG0g7CZ6qqo0ue35H124MB0rKv+Jo7C  
 o7LYaYcm0LHCpYJOPEYtJ3bvHprR+cnGJXwKC3QoojOPQvhyxgb//wLjXh4vgnHS8tY  
 vsQq=

ARC-Authentication-Results: i=1; mx.google.com;  
 dkim=pass header.i=@gmail.com header.s=20161025 header.b=utfrcIw0;  
 spf=pass (google.com: domain of vanstry@gmail.com designates 209.85.220.41 as permitted sender)  
 smtp.mailfrom=vanstry@gmail.com;  
 dmarc=pass (p=NONE sp=QUARANTINE dis=NONE) header.from=gmail.com

Received: from mail-sor-f41.google.com (mail-sor-f41.google.com. [209.85.220.41])  
 by mx.google.com with SMTPS id k133sor12959822ita.30.2019.02.28.21.57.29  
 for <legal@ebook.bike>  
 (Google Transport Security);  
 Thu, 28 Feb 2019 21:57:29 -0800 (PST)

Received-SPF: pass (google.com: domain of vanstry@gmail.com designates 209.85.220.41 as permitted sender) client-  
 ip=209.85.220.41;  
 X-Received: by 2002:a24:77c2:: with SMTP id g185mr2246074itc.31.1551419848856;  
 Thu, 28 Feb 2019 21:57:28 -0800 (PST)

MIME-Version: 1.0  
 From: John Van Stry <vanstry@gmail.com>  
 Date: Thu, 28 Feb 2019 23:57:00 -0600  
 Message-ID: <CAJV5bM0mzN1f+uMV0xUv1-LMz7QuWdxhniMXv9GKRv80=V1\_Q@mail.gmail.com>  
 Subject: DMCA take down notice  
 To: legal@ebook.bike  
 Content-Type: multipart/alternative; boundary="000000000000fd1d16058302140b"  
 X-Original-Sender: vanstry@gmail.com  
 X-Original-Authentication-Results: mx.google.com; dkim=pass  
 header.i=@gmail.com header.s=20161025 header.b=utfrcIw0; spf=pass  
 (google.com: domain of vanstry@gmail.com designates 209.85.220.41 as  
 permitted sender) smtp.mailfrom=vanstry@gmail.com; dmarc=pass (p=NONE  
 sp=QUARANTINE dis=NONE) header.from=gmail.com

Precedence: list  
 Mailing-list: list legal@tuebl.com; contact legal+owners@tuebl.com  
 List-ID: <legal.tuebl.com>  
 X-Spam-Checked-In-Group: legal@tuebl.com  
 X-Google-Group-Id: 151991845239  
 List-Help: <https://support.google.com/a/tuebl.com/bin/topic.py?topic=25838>, <mailto:legal+help@tuebl.com>

--000000000000fd1d16058302140b  
 Content-Type: text/plain; charset="UTF-8"

You are hereby notified to take down all of my books from your website.

I am the copyright owner:  
 John Van Stry  
 573 Bear Rd  
 Van Alstyne, TX. 75495  
 USA  
 430-775-3344

- All books written by me are to be removed:
- Portals of Infinity: The God Game
  - Portals of Infinity: Kaiju
  - Portals of Infinity: The Sea of Grass
  - Portals of Infinity: Of Temples and Trials
  - Portals of Infinity: Demigods and Deities
  - Portals of Infinity: Reprisal
  - Portals of Infinity: The Seven Worlds
  - Portals of Infinity: Champion for Hire

This notice also includes the novels under my pen name Jan Stryvant  
 All books written by me under my pen name are to be removed:  
 Secret Treaties, by Jan Stryvant  
 Demon Days, by Jan Stryvant  
 Desperate Measures, by Jan Stryvant

It Ain't Easy, by Jan Stryvant  
Shadow, by Jan Stryvant  
Vegas rules, by Jan Stryvant  
Perfect Strangers, by Jan Stryvant

Sincerely,  
-John Van Stry

--0000000000fd1d16058302140b  
Content-Type: text/html; charset="UTF-8"  
Content-Transfer-Encoding: quoted-printable

<div dir=3D"ltr"><div>You are hereby notified to take down all of my books =  
from your website.</div><div>I am the copyright owner:</div><div>John Van S=  
try</div><div>573 Bear Rd</div><div>Van Alstyne, TX. 75495</div><div>USA</d=  
iv><div>430-775-3344<br></div><div><br></div><div>All books written by me a=  
re to be removed:</div><div>Portals of Infinity: The God Game</div><div>Por=  
tals of Infinity: Kaiju</div><div>Portals of Infinity: The Sea of Grass</di=  
v><div>Portals of Infinity: Of Temples and Trials</div><div>Portals of Infi=  
nity: Demigods and Deities</div><div>Portals of Infinity: Reprisal</div><di=  
v>Portals of Infinity: The Seven Worlds</div><div>Portals of Infinity: Cham=  
pion for Hire</div><div><br></div><div>This notice also includes the novels=  
under my pen name Jan Stryvant</div><div>All books written by me under my =  
pen name are to be removed:</div><div>  
<div><div><div><div><div>Secret Treaties, by Jan Stryvant<br></div>Dem=  
on Days, by Jan Stryvant<br></div>Desperate Measures, by Jan Stryvant<br></=  
div>It Ain't Easy, by Jan Stryvant<br></div>Shadow, by Jan Stryvant<br>=  
</div>Vegas rules, by Jan Stryvant<br></div>Perfect Strangers, by Jan Stryv=  
ant<br></div><div><br></div><div>Sincerely,</div><div>-John Van Stry<br></=  
div><div><br></div><div><br></div></div>

**Exhibit B – Second Email From Plaintiff To Defendant**

(Exhibit B attached see SELMAN MUNSON & LERNER March 11<sup>th</sup> 2019)

**Exhibit C – Third Email From Plaintiff to Defendant**

Delivered-To: teamcoltra@tuebl.com  
Received: by 2002:ab0:4946:0:0:0:0 with SMTP id a6csp258924uad;  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)  
X-Received: by 2002:a24:64b:: with SMTP id 72mr2251734itv.53.1551418018737;  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)  
ARC-Seal: i=3; a=rsa-sha256; t=1551418018; cv=pass;  
d=google.com; s=arc-20160816;  
b=yV1FjkDj9SWFFlpCboWr0YbwXfBFxtih9ctDN8Zg0aru77aXMLD1wdfIgpHTCbM33  
Yj5+J0LV9WUFRNr3H4EQFDQVzrp0vfdQkkw7xh70nS1h+ldMael/gc89Em0KJfLxo17V  
Q+uehKbDUWoG770w29+mbrcaAlsqtNh02NWH14JC66Fvsy1WynSFuzq0JpihT0ZS0zw+  
4t/UPRG56FYMDx2W6R0MmiU37hIc8z55Cu2pFbZRGa8IS/GycBxc4P7Ct1NHJHd0x  
QQWQnKWDRIm+et8f4sgFBCS5qcbvVOF808x54c3m6qmhU2W8vUkCpanYUUVfG23fawk  
ZA8g=  
ARC-Message-Signature: i=3; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=arc-20160816;  
h=list-help:list-id:mailing-list:precedence:to:subject:message-id  
:date:from:mime-version:dkim-signature;  
bh=mtEvxEsuvH3LsvkZxJg0MbM9mkyPC2A8f03K0Epp0Q=;  
b=alY8780CWQiqCOENyz1Z9f3h8A1Jj0WQ9hAYloHUsni/xHJT/uuELIJe5rMr7RR2  
BcJqg7KMhV1l0qCH2vWr7TNDguwocPKhfwcBfXRnwRjVieev/RRDE7cohpr+Pbqq8B  
qYyJqEwo5oi1t7TLyBka3Atwk0dQu5RRadBwZK68mtIZGfsc0s8idU846n6PVjnwz0S  
/r1tFy59h+wdqB50Wr5T98FA/SYRbF8ZbAbRdnAz0qhd+hThFZp/Su0QAmEJVq51DPOI  
09iwl+KEgTouu1vhhURSksh8aPgt0BmWQlIgrgsUmJYCpe1BCt1Aqd5cDzVI1hbN1I  
r/vA=  
ARC-Authentication-Results: i=3; mx.google.com;  
dkim=pass header.i=@tuebl.com.20150623.gappssmtp.com header.s=20150623 header.b=Y1nefERz;  
arc=pass (i=2 spf=pass spfdomain=gmail.com dkim=pass dkdomain=gmail.com dmarc=pass fromdomain=gmail.com);  
spf=neutral (google.com: 209.85.220.69 is neither permitted nor denied by best guess record for domain of  
info+bncbdo4tdvfrmbbbiuf4prqkgqextn3eJy@tuebl.com) smtp.mailfrom=info+bncbdo4tdvfrmbbbiuf4prqkgqextn3eJy@tuebl.com;  
dmarc=fail (p=NONE sp=QUARANTINE dis=NONE arc=pass) header.from=gmail.com  
Return-Path: <info+bncbdo4tdvfrmbbbiuf4prqkgqextn3eJy@tuebl.com>  
Received: from mail-sor-f69.google.com (mail-sor-f69.google.com. [209.85.220.69])  
by mx.google.com with SMTPS id 1199sor13845094itb.13.2019.02.28.21.26.58  
for <teamcoltra@tuebl.com>  
(Google Transport Security);  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)  
Received-SPF: neutral (google.com: 209.85.220.69 is neither permitted nor denied by best guess record for domain of  
info+bncbdo4tdvfrmbbbiuf4prqkgqextn3eJy@tuebl.com) client-ip=209.85.220.69;  
Authentication-Results: mx.google.com;  
dkim=pass header.i=@tuebl.com.20150623.gappssmtp.com header.s=20150623 header.b=Y1nefERz;  
arc=pass (i=2 spf=pass spfdomain=gmail.com dkim=pass dkdomain=gmail.com dmarc=pass fromdomain=gmail.com);  
spf=neutral (google.com: 209.85.220.69 is neither permitted nor denied by best guess record for domain of  
info+bncbdo4tdvfrmbbbiuf4prqkgqextn3eJy@tuebl.com) smtp.mailfrom=info+bncbdo4tdvfrmbbbiuf4prqkgqextn3eJy@tuebl.com;  
dmarc=fail (p=NONE sp=QUARANTINE dis=NONE arc=pass) header.from=gmail.com  
ARC-Seal: i=2; a=rsa-sha256; t=1551418018; cv=pass;

d=google.com; s=arc-20160816;  
b=ssRn1//3UbdRve4pFVMIhPVhJgcvGZMiCscQp8nTOIDn1utNX0IwK2nf6yjtEAW  
swjAe8lbe1Jg2A9H81kXZ3GHP8XwHzKEY7Mk4yqdxPLwXmm/uZ9k25tqsedV5S6890x  
wcu0lxdyRd/jSfYovb/44c93E/K4PB/JUHwu2/1+QXRxDdLzWkFHJKM9RN28EdJ4mL  
SgtXDCfpu1MyCSpWjVf5BcmheZUUyutbIDLSHc07SagsdvVvyi8x/rOnswTQn58q11  
q2rfzRUU7VVF4htnFN8t4VK7IjC5b6LmMgmT6ou1uV1+yDUFM+MnxHwGSEkywHL8LHV  
eYVA==

ARC-Message-Signature: i=2; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=arc-20160816;  
h=list-help:list-id:mailing-list:precedence:to:subject:message-id  
:date:from:mime-version:dkim-signature;  
bh=mtEvxEsvH3LSvkZxjGu0MbM9kmyPC2A8F03K0Epp0Q=;  
b=fLeQvaHFaXrKYenu69y2Wte4FV9cCifgrWldjXU/dC/LzKGB6d0Lm/F384DNs0yM2V  
E718u7KcJ2AHxpNk1yhz/Z1ktX8Lr8gqCX5sr3h+hG87DshWtdwzorZbijttQdCRqBLZ  
LXQtqBM+aUT5ORSIdb7EicZUk10l05J8fsiLd5wtLc9ZIEFn/Xx/XWrya0i8bjMK1rWJ  
dDRH5gsbXpuJKXatVR5KUwm02N1cfQZ5mC9H2wTYCqU3JE7HLDWen6RNw92lpFSz1JA  
VjmUyo42PBgONPRbu4kk0dUaHwr0hV5Crwv2AjZYyS8zR6GdAfWune/immS2k9h291q  
6MVA==

ARC-Authentication-Results: i=2; mx.google.com;  
dkim=pass header.i=@gmail.com header.s=20161025 header.b=fbHFRxqh;  
spf=pass (google.com: domain of stryvant@gmail.com designates 209.85.220.41 as permitted sender)  
smtp.mailfrom=stryvant@gmail.com;  
dmarc=pass (p=NONE sp=QUARANTINE dis=NONE) header.from=gmail.com

DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;  
d=tuebl-com.20150623.gappssmtp.com; s=20150623;  
h=mime-version:from:date:message-id:subject:to:x-original-sender  
:x-original-authentication-results:precedence:mailing-list:list-id  
:list-help;  
bh=mtEvxEsvH3LSvkZxjGu0MbM9kmyPC2A8F03K0Epp0Q=;  
b=Y1neFERZUF10gahsHcIyzHdp3+VKo6Bgg1RBSGqARHj23UILLni2AoVqXlnESaWqjJj  
6pJ56bc2CP3sKk4KeGSAxptw0BbYM/uoqImUudYUxufzFzFw70ezcJ04lQgnfYm  
bZrvQA9on8PrHDAufSPBmfGA+X+KxKLCWIEhnu/0Rm3pF08JCB4MnqK0KE7MCxi4/EG  
0nSk4C4Uogwz4jxAnAZPsumgJLI9n61xGQeANDzmbMbyPzY4BHJFswBqRnK50HYNyb  
6YMCYTe8aBVRc1fnSxQSEmtcCrhKFLi13Nr+9IF8hq2MPUH9icv8KC/m+vNsDZNFtn  
yskg==

X-Google-DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed;  
d=1e100.net; s=20161025;  
h=x-gm-message-state:mime-version:from:date:message-id:subject:to  
:x-original-sender:x-original-authentication-results:precedence  
:mailing-list:list-id:x-spam-checked-in-group:list-help;  
bh=mtEvxEsvH3LSvkZxjGu0MbM9kmyPC2A8F03K0Epp0Q=;  
b=j1Te/32HvVnFq7BupPtiqdvoLQc4pGnFQA02gMCF5bidwPA4QiR0puVLH0/otlg5  
PjWRVUqms+ndlPPfvs60H0rZS/omy1w97oLxL0Lp7M3v3oJdx1InwYbsNh4QgXUJ+do  
2GQ8CzLyArQ/BA9keMSyKad99N0o6VrzK9n6DtyGynHVj3/80Awog9ewVfKhhI9A0W4  
m9Mu05VpnSAL8fmcIKNomK7f//72tVAO+JW0zHQ6F+xPmSHrSdi0FVP4xaKoDrUpuVmC  
6GetM1zjxxkVHiTeoiUp3W1BAUswbIpyJb16dP17FmDLkSHm003iXIItcjtVlcs5550  
UqGw==

X-Gm-Message-State: APJAAUBRhDaKf4YLjtqBbyEhu7ulaMufbzIRK06uLutSjXY44tBMyyw  
VcXrHtcqP4gcA6ggc372gVq08Yd+

X-Google-Smtp-Source: AHG13IZsk9gPOLywhEMHGcd0ISjgTLDwh7NiABVnejrLC8dSwdEZQ0y59f3AxAdI3XNBtry0bdVew=  
X-Received: by 2002:a24:3911:: with SMTP id 17mr2170109ita.40.1551418018541;  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)

X-BeenThere: tuebl.com  
Received: by 2002:a02:3b69:: with SMTP id i41ls2629474jaf.3.gmail; Thu, 28 Feb  
2019 21:26:58 -0800 (PST)

X-Received: by 2002:a02:9c16:: with SMTP id q22mr1584947jak.13.1551418018363;  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)

X-BeenThere: info@tuebl.com  
Received: by 2002:a24:5a55:: with SMTP id v82ls2128602ita.0.canary-gmail; Thu,  
28 Feb 2019 21:26:58 -0800 (PST)

X-Received: by 2002:a24:b30f:: with SMTP id e15mr2069852itf.0.1551418018065;  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)

ARC-Seal: i=1; a=rsa-sha256; t=1551418018; cv=none;  
d=google.com; s=arc-20160816;  
b=uj1RTc6AI0ZhiKHAoJiQXYC0Zxbx2zEhGnkUIqslw4ctAvv2XY4kmUIbTFVRsI/41F  
KCSLtn41k36Wtodf/FR87E/snEaErNeUvuF49wH7fA4PyfENWUTGxq+W408vr7rQ4tH1  
qAWHxi1bD9hIRhup/2S2oWBTmDHVhoem6QcpeTxNiILpW0BnnpWzq2URMGmekMN/wyP  
B9HhY/DmxKptK4/EHv0WoYRnV02yuutH2MF92KQwJR19Zpb8SRK56C+1NBB5b2mwtmLe  
7u22CpsuSjz7WmSvZXTFSQR232wt7ea9IqJafQPgdH+RAD1I2zcQppwpbK06wGwCWPuB  
cAoA==

ARC-Message-Signature: i=1; a=rsa-sha256; c=relaxed/relaxed; d=google.com; s=arc-20160816;  
h=to:subject:message-id:date:from:mime-version:dkim-signature;  
bh=mtEvxEsvH3LSvkZxjGu0MbM9kmyPC2A8F03K0Epp0Q=;  
b=qhxcsq+PE0LcrSbu7BJwa+dDuN810g7rUeLeoi/S1Ca/TNR/wfkd5Cs6AIIiSAYt1  
ZVvroPFKSEwh956JSLpTwZhnJB2nMWQz9ITdnbJKsGkCkYQslhbhjxgKsPdQqQvPn  
fs2znz9g88k9J7B1wdPCL4gMnMmDui9I/R1XKCXv10e2GiCjdorDmEs80J5KQ81shSR  
DC88k4i8ANE/u8FIgkK3p0G6Z7YKkw/Cs/OxMFB54SoTakhNvaxcdZc7Bgydpd+10Cp  
WEVCfU309LjArvtxSbh4tgEaotEKOD1vZ3n/yEgSjrB/l/hwyN26tQB2Xh/v0XC/Iu19  
1TEw==

ARC-Authentication-Results: i=1; mx.google.com;  
dkim=pass header.i=@gmail.com header.s=20161025 header.b=fbHFRxqh;  
spf=pass (google.com: domain of stryvant@gmail.com designates 209.85.220.41 as permitted sender)  
smtp.mailfrom=stryvant@gmail.com;  
dmarc=pass (p=NONE sp=QUARANTINE dis=NONE) header.from=gmail.com

Received: from mail-sor-f41.google.com (mail-sor-f41.google.com. [209.85.220.41])  
by mx.google.com with SMTPS id z24sor11364161ioh.113.2019.02.28.21.26.58  
for <info@ebook.bike>  
(Google Transport Security);  
Thu, 28 Feb 2019 21:26:58 -0800 (PST)

Received-SPF: pass (google.com: domain of stryvant@gmail.com designates 209.85.220.41 as permitted sender) client-  
ip=209.85.220.41;  
X-Received: by 2002:a5d:8893:: with SMTP id d19mr1604303ioo.277.1551418017766;  
Thu, 28 Feb 2019 21:26:57 -0800 (PST)

MIME-Version: 1.0  
From: Jan Stryvant <stryvant@gmail.com>  
Date: Thu, 28 Feb 2019 23:26:30 -0600  
Message-ID: <CABpMHJ6qjwqop3CjNRehny1wquduamDwjuHt4awg\_OSvg108arA@mail.gmail.com>  
Subject: You are violating my copyrights, please Cease and Desist  
To: info@ebook.bike  
Content-Type: multipart/alternative; boundary="000000000000d8e36e05830a172e"

X-Original-Sender: stryvant@gmail.com  
X-Original-Authentication-Results: mx.google.com; dkim=pass  
header.i=@gmail.com header.s=20161025 header.b=fbHFRxqh; spf=pass  
(google.com: domain of stryvant@gmail.com designates 209.85.220.41 as  
permitted sender) smtp.mailfrom=stryvant@gmail.com; dmarc=pass (p=NONE  
sp=QUARANTINE dis=NONE) header.from=gmail.com  
Precedence: list  
Mailing-list: list info@tuebl.com; contact info+owners@tuebl.com  
List-ID: <info.tuebl.com>  
X-Spam-Checked-In-Group: info@tuebl.com  
X-Google-Group-Id: 19607794759  
List-Help: <https://support.google.com/a/tuebl.com/bin/topic.py?topic=25838>, <mailto:info+help@tuebl.com>

--00000000000d8e36e058301a72e  
Content-Type: text/plain; charset="UTF-8"

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It Ain't Easy, by Jan Stryvant  
Shadow, by Jan Stryvant  
Vegas rules, by Jan Stryvant  
Perfect Strangers, by Jan Stryvant**

**-John Van Stry**

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Content-Type: text/html; charset="UTF-8"  
Content-Transfer-Encoding: quoted-printable

<div dir=3D"ltr"><div><div><div><div><div><div><div><div>Please take d=
own all of my books. You are sharing them illegally, you do not have the ri=
ghts to any of them.<br><br></div><div>I am the publisher and copyright hol=
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he books you are sharing illegally are:<br></div>Secret Treaties, by Jan St=
ryvant<br></div>Demon Days, by Jan Stryvant<br></div>Desperate Measures, by=
Jan Stryvant<br></div>It Ain&#39;t Easy, by Jan Stryvant<br></div>Shadow, =
by Jan Stryvant<br></div>Vegas rules, by Jan Stryvant<br></div>Perfect Stra=
ngers, by Jan Stryvant<br><div><div><div><div><br></div><div>- John Van=
Stry<br></div></div></div></div></div>

--00000000000d8e36e058301a72e--

Please note that Exhibit A nor C include iii, iv, v, or vi all which are required for a valid DMCA request. Furthermore, Exhibit B was the only DMCA notice which actually included a URL to the content which they wanted removed (<https://ebook.bike/search/stryvant.html>) but our automated system determined this was an invalid DMCA notice as the page was a search result

page and itself had no infringing material. There were no links to any specific infringing material.

The Defendant will also work with the plaintiff to provide them a proper DMCA notice to ensure his future requests to not only Ebook Bike but any site actually get fulfilled and to cut down on the time, money, and energy used to remove said content.

As I, the Defendant, am Canadian I don't know the US legal term for this but we have a term "No Case To Answer", I cannot answer the case because there is no case to answer. There are many details about my life in the initial claim and many not flattering, however, I have always shown a commitment to enforce copyright on websites I am involved with. I advocate change in copyright law, that's true, but I advocate for copyright terms of 15 years not no copyright... I advocate for change through the law, not against it. Please don't the Plaintiff to file a suit because of my religion and political beliefs without having to at least fulfill his legal obligations first.

Respectfully Submitted,

---

Travis Robert McCrea

2140 Waterloo St

Vancouver BC V6R3G9

Canada

Phone - 604-500-4524

05/02/2019



