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15 Attorneys for Plaintiffs
16 Atigeo LLC and Michael Sandoval

17 UNITED STATES DISTRICT COURT

18 FOR THE WESTERN DISTRICT OF WASHINGTON

19 ATIGEO LLC, a Washington limited liability
20 company; and MICHAEL SANDOVAL, an
21 individual,

22 Plaintiffs,

23 vs.

24 OFFSHORE LIMITED D, a California
25 business organization, form unknown;
26 OFFSHORE LIMITED D, a California
27 partnership; DENNIS MONTGOMERY,
28 individually and as a partner of Offshore
Limited D; ISTVAN BURGYN,
individually and as a partner of Offshore
Limited D; DEMARATECH, LLC, a
California limited liability company; and
DOES 1-10, inclusive,

Defendants.

Case No.: 2:13-cv-01694

**PLAINTIFF ATIGEO LLC'S
SUPPLEMENTAL RESPONSE TO
INTERROGATORY NOS. 4 and 8
PROPOUNDED BY DEFENDANT
DENNIS MONTGOMERY**

1 good will. Atigeo has produced and will produce copies of further relevant documents pursuant to Fed.
2 R. Civ. P. 33(d). Atigeo also expects to retain one or more experts to quantify the harm in accordance
3 with the schedule set by the Court.
4

5 **INTERROGATORY NO. 8:**

6 Please describe in detail the facts upon which Atigeo relies to assert that defendant Dennis
7 Montgomery created the Websites in bad faith as defined by the Anti-Cybersquatting Consumer
8 Protection Act, 15 U.S.C. § 1125(d). Your answer should include a detailed description as to plaintiffs'
9 allegation that Dennis Montgomery created the Websites in connection with an alleged extortion scheme
10 and/or with intent to profit.

11 **SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 8:**

12 Subject to Atigeo's prior objections, Atigeo supplements the information relevant to Interrogatory
13 No. 8 set forth in the pleadings and Atigeo's prior discovery responses, as follows:

14 In early to mid-2012, Dennis Montgomery contacted Atigeo's CEO, Michael Sandoval, in
15 Bellevue, Washington. Mr. Sandoval understood that Mr. Montgomery resided in California at the time.
16 Mr. Montgomery stated that he wanted to reconnect with Mr. Sandoval and, eventually, requested that
17 Mr. Sandoval invest in certain of Mr. Montgomery's new business ventures, including one called
18 Lumivision. Istvan Burgyan (whom Mr. Sandoval also understood to be in California at the time) also
19 called Mr. Sandoval to follow-up on Mr. Montgomery's investment solicitations and to encourage Mr.
20 Sandoval to invest in the new venture. Mr. Burgyan stated that he was developing some of the
21 applications for one of the new ventures, which he described as a company that would develop computer
22 applications, including a computer graphics imagery program for changing images on gift bags.

23 After back and forth communications with Mr. Montgomery, Mr. Sandoval indicated that he was
24 not interested in making an investment in Mr. Montgomery's new company. In response, Mr.
25 Montgomery stated "If you're not with me, you're against me" and that Mr. Sandoval did not want to end
26 up like others who had not cooperated with Mr. Montgomery and had "learned the hard way." The
27

1 websites at issue in the action followed, containing false, disparaging information. The atigeo.co website
2 misappropriates Atigeo's federally registered trademark and is designed to divert individuals searching
3 for atigeo.com. None of the Defendants has ever owned rights in or done business under the trademark
4 "ATIGEO." Mr. Montgomery has admitted that he has known, since at least 2012, of the company
5 known as Atigeo LLC. Mr. Montgomery has also admitted that he knew that Atigeo had been using the
6 trademark "ATIGEO" and the domain name atigeo.com since before, and at the time, he created the
7 websites accused in this action. Atigeo has produced and will produce copies of any further relevant
8 documents pursuant to Fed. R. Civ. P. 33(d).

9 DATED June 19, 2014.

10 STOEL RIVES LLP

11 /s/ Brian C. Park

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CERTIFICATE OF SERVICE

I, Melissa Wood, certify that at all times mentioned herein, I was and am a resident of the State of Washington, over the age of eighteen years, not a party to the proceeding or interested therein, and competent to be a witness therein. My business address is that of Stoel Rives LLP, 3600 One Union Square, 600 University Street, Seattle, Washington 98101.

On this day, I caused a copy of the foregoing document to be served upon the following individual(s) in the manner indicated below:

Via E-mail and U.S. Mail

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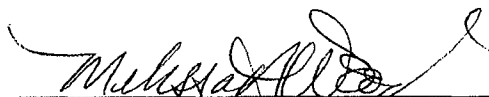
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DATED: June 19, 2014.



Melissa Wood, Practice Assistant