



drumbeat digital

November 24, 2003

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VIA FACSIMILE 913-715-3401

Small Claims Court

Attn: Honorable Judge Linda Trigg #2

Johnson County Courthouse

100 North Kansas Avenue

Olathe, KS 66061-3273



Re: Case Number 03SC-555  
K.S.A. 61, Small Claims

Parties: Internet Business Initiatives, LLC vs. Drumbeat Digital LLC  
Scheduled Date: December 9<sup>th</sup>, 2003

Dear Judge Trigg;

We are hereby submitting a request for continuance as well as to respectfully request to handle these proceedings via mail or telephone. Our reasons for making these requests are as follows:

- Travel to Kansas represents a financial burden because the persons that actively perform and handle our marketing efforts reside in Bangkok, Thailand. Producing a physical presence and a witness to our email practices will require transporting one or perhaps even two staff members from Thailand to Kansas as well as provide hotel and ground transportation. The costs for this endeavor are well beyond our financial capabilities at this time. Even sending one or two employees from New York would be extremely burdensome and costly. Therefore, we wish to respectfully request the handling of this claim be done via mail or telephone.
- The current amount sought is \$1,800.00 which represents the maximum allowable amount. We maintain the best email practices and feel that no fine, or at most a much lighter fine, would be more in line with the violation described in this claim.
- We have enclosed a copy of the letter submitted to the county clerk on 11/20/2003 and wish to request that the points noted in this letter regarding our email practices be accepted as our defense.

Thank you for your time and attention to this matter.

Sincerely and respectfully yours,

Jonah Meyers  
Chief Operations Officer.

Def. Jan. 20<sup>th</sup> @ 2  
Grant continuance  
to mid January