

8 July 2010

Google, Inc.  
Attn: Google Legal Support, DMCA Complaints  
1600 Amphitheatre Parkway  
Mountain View, CA 94043

## **NOTICE OF COPYRIGHT / TRADEMARK INFRINGEMENT**

Acting on behalf of Neoteric Hovercraft, Inc. (the "Owner"), please be notified that:

1) This notice is subsequent to the original DMCA Complaint #388316007 filed on 12 January 2009 by the Owner against Hi Tech International S.r.l. ("HTI"). This notice will identify HTI as a repeat offender and requests that all pages of the HTI website [www.hovercraft.it](http://www.hovercraft.it) / [www.hoverescue.com](http://www.hoverescue.com) in all languages be permanently banned from Google search results.

2) The Owner is the exclusive owner of the copyrights and trademarks to all material on the [www.neoterichovercraft.com](http://www.neoterichovercraft.com) / [www.rescuehovercraft.com](http://www.rescuehovercraft.com) website, including text, artwork, diagrams, logos, slogans and photographs appearing therein (singly and collectively, the "Neoteric Material.")

3) In violation of the Digital Millennium Copyright Act, the majority of pages on the HTI website - [www.hovercraft.it](http://www.hovercraft.it) / [www.hoverescue.com](http://www.hoverescue.com) - infringe upon Neoteric Material from the Neoteric Hovercraft, Inc. web site [www.neoterichovercraft.com](http://www.neoterichovercraft.com) / [www.rescuehovercraft.com](http://www.rescuehovercraft.com). The infringing material and the copyrighted material are detailed in attached **APPENDIX A**.

4) Subsequent to the original DMCA Complaint #388316007, Google removed numerous HTI website pages from search results; however, HTI has continued to add pages to its website that infringe upon Neoteric Material. As but one example, the HTI page [http://hovercraft.it/Neoteric\\_Hovercraft.pdf](http://hovercraft.it/Neoteric_Hovercraft.pdf) is not only a verbatim infringement of the Neoteric page <http://neoterichovercraft.com/products/TechnicalAlerts.htm>, it is also presented in such a way as to constitute trade disparagement.

5) As evidenced in **APPENDIX B**, using numerous search queries on [www.google.com](http://www.google.com) consisting of copyrighted/trademarked Neoteric Material, the search results include pages from [www.hovercraft.it](http://www.hovercraft.it) and [www.hoverescue.com](http://www.hoverescue.com) that contain unauthorized copies of Neoteric Material.

6) Every page on the HTI website [www.hovercraft.it](http://www.hovercraft.it) / [www.hoverescue.com](http://www.hoverescue.com) makes unauthorized use of the trademarked Neoteric Hovercraft, Inc. business name "neoteric" in its meta tags.

7) Further, HTI has violated Title V: Vessel Hull Design Protection Act of the Digital Millennium Copyright Act. In addition to other HTI offenses documented at <http://worldhovercraft.org/hi-tech-international.html>, evidence shows that HTI committed economic/industrial espionage and theft of trade secrets by posing as a Neoteric Hovercraft dealer, then counterfeiting the patented design of the Neoteric hovercraft and its patented components through an illegal process known as "splash molding", and is now marketing these pirated hovercraft as their own design.

8) The Owner is in possession of written communications between Chris Fitzgerald, President of Neoteric Hovercraft, Inc. and Matteo Passoni, President of Hi Tech International S.r.l., in which Mr. Passoni repeatedly expresses his intention to commit theft of trade secrets and intellectual property infringement, as well as expresses his refusal to cease and desist. A copy of our most recent cease and desist notice to HTI is attached.

I have forwarded a copy of this notice to [removals@google.com](mailto:removals@google.com).

I have good faith belief that use of the copyrighted materials described above as allegedly infringing 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.

Given the magnitude of the offenses committed by Hi Tech International, S.r.l., who has proven to be an extensive and repeat infringer, we request that Google permanently ban all pages of *www.hovercraft.it* and *www.hoverescue.com* from its search index.

Regards,

Sharolyn Herring  
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