



October 10, 2014

VIA EMAIL & U.S. MAIL — Legal5@RocaLabs.com

Paul Berger
Independent General Counsel
Roca Labs, Inc.
P.O. Box 5309
Sarasota, FL 34277

Re: Response to Your September 30, 2014 Letter Regarding Techdirt's Coverage of the Pending PissedConsumer Lawsuits

Dear Mr. Berger and Roca Labs, Inc.:

We represent Techdirt for the purpose of responding to your September 30, 2014 letter. You requested that Techdirt retract four articles it published regarding Roca Labs, Inc.'s pending lawsuits against Consumer Opinion Corp., Opinion Corp. d/b/a PissedConsumer.com, and former Roca Labs customers.

We have carefully reviewed both your retraction request and the applicable law. As you acknowledge, the single statement identified in your letter is a direct quote from a legal pleading. No legal liability can arise from publication of this statement pursuant to the fair reporting privilege. The case you cite in your letter, *Rothman v. Jackson*, 49 Cal. App. 4th 1134 (1996), imposed liability on an attorney, an investigator, and a defendant for statements made outside of the judicial process—not any member of the press—and is not applicable here.

The requested retraction is therefore unwarranted.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Williams'.

Jamie Williams, Esq.
Frank Stanton Legal Fellow
ELECTRONIC FRONTIER FOUNDATION