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To Supreme Court! Win's Law Firm -Vs- HERC

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Nov 2nd, 10, 2:22 PM

Any corrections to my affidavit make them quick, they gave me about 1 day to serve it before Brisbane Supreme Court Nov 5th.

#### AFFIDAVIT

1 - I Graham Andrew Cooper am a retired computer programmer and school teacher, theoretical computer scientist and paranormal claimant. I was employed as a contract computer programmer in Western Australia by Drilllex, Minepro, Western Mining Corporation and FastTrack Computer Services to name a few. I cannot work due to being labelled an extortionist by WIN News among others, so I currently own the website CamGirls.com and operate a pay per minute adult video conferencing website. For comparison Cams.com is owned by Penthouse and Adult Friend Finder, the world's largest dating website, and they declared a \$32 million profit in 2007 with Cams.com.

2 - On November 1 2010 I made live on the world wide web the website BennettPhilp.com, a parody site of the legal firm BennettPhilp.com.au.

3 - Under the Uniform Domain Name Dispute Resolution Policy (UDRP), section 4 provides what elements of the complaint are part of the burden of proof that the Complainant must sustain. The Complainant must prove that:

- i. your [i.e. Respondent's] domain name is identical or confusingly similar to a trademark or service mark in which the complainant has rights; and
- ii. you have no rights or legitimate interests in respect of the domain name; and
- iii. your domain name has been registered and is being used in bad faith.

4 - Regarding point ii, I have a legitimate interest in drawing attention to the falsifications made by the law firm Bennett & Philp who through numerous lies and deceit had my claim for damages against WIN Television struck out.

5 - Mark Jones' Affidavit on my defamation claim against WIN Television, point 42 states "The Plaintiff has failed or refused to properly explain his reasons for delay in instituting the within proceedings."

6 - In February 2010 I had a consultation with AB LAW Caloundra who

advised that the 1 year limitation for defamation is deferred after periods of incarceration or mental incapacitation. I explained to Mark Jones the dates and duration of my incarceration and forensic order, a printout of the release from the forensic order in 2009, the involuntary drugs used during the 7 year forensic order and their debilitating effects, and an explanation of AB LAW's advice of the deferred 1 year time limit after periods of incarceration and mental incapacitation.

7 - Mark Jones refused to comment on any of the details of my letters and wrote back to me 4 times just repeating himself that I have not addressed any of the flaws in my application to court.

8 - Through frustration I added Mark to my mailing list where I discuss conspiracy theories and paranormal phenomena to various Skeptics, FBI departments and news stations, in an attempt to try and bridge Mark on the 2002 extortion case with Australian Skeptics Inc.

9 - In my opinion Mark's documenting our breakdown in communications into an inch thick Affidavit lost Judge Robertson on the relevant material.

10 - In February 2010 I emailed approximately 12 legal companies listed in QLS.com.au and attached EXHIBITS GA-1 and GA-2. Approximately half of the legal companies replied suggesting I should start court proceedings before the 1 year limit after my revocation of forensic order from Queensland Department Of Health in April 2009, as shown in EXHIBIT GA-3.

11 - In April 2010 I recieved a letter from Police Integrity Commission stating the serious nature of my claims. See EXHIBIT GA-10.

12 - EXHIBIT GA-1 contains what Brisbane Police Officers Doors and Dooran originally called a harmless threat.

13 - EXHIBIT GA-2 contains a news report that contains forged testimony and labels me the \*\*\*\* Smith Food Extortionist, based on EXHIBIT GA-1 which contains no element of extortion.

14 - In April 2010 I lodged a claim for defamation against WIN Television to Maroochydore Court which contained the Statement Of Claim in EXHIBIT GA-4. I attached EXHIBITS GA-1, GA-2 and GA-3.

15 - The copy of claim forms served to WIN Television did not contain the Annexes GA-1, GA-2 and GA-3. These were emailed to WIN Television, their NSW law firm Banki Haddock Fiora, and Bennett & Philp seperately.

16 - While the Statement Of Claim is somewhat incomplete without the Annexes, Mark Jones refused to discuss these or any details of the case at all. His only remark that specifically mentioned the case was that he doesn't know how being incarcerated or on forensic order has any bearing to the case. See EXHIBIT GA-5.

17 - During 2002 to 2010 I recieved between 20 to 100 abusive remarks posted on the internet each year, many citing the news stories that falsly stated I attempted to extort \$100,000 with threats. See EXHIBIT GA-6.

18 - I attempted to contact numerous of the media outlets to ammend their defamatory reports. They did not cooperate with me. See response from ABC News EXHIBIT GA-7.

19 - At the supposed Default Judgement, Judge Robertson stated Mark Jone's letters were reasonable and that minewere irrational. I submit an example of reply to Mark Jones EXHIBIT GA-8 and his typical ignorant response EXHIBIT GA-9.

20 - EXHIBITS GA-11, GA-12 and GA-13 are samples of my repeated explanations to Mark Jones explaining the 7 year delay in defamation proceedings, thus contradicting Mark's Jones statement on Affidavit to the contrary, see Point 5.

21 - In July 2010 I received a Cease And Desist letter from Australian Federal Police ordering me to deactivate AustralianPolice.com and AustralianFederalPolice.com. They claimed they served no purpose, but after I explained to them they are anti-corruption sites they are still running to this day. See EXHIBIT GA-14 a screen shot of AustralianFederalPolice.com where I have reported

a dozen types of corruption and abuse by Australian Police that I have personally endured due to being labelled an extortionist.

22 - In my opinion Mark Jones is of unsound character or simply incompetent and is using charlaten tactics to remain in favour with their esteemed client WIN Television. My comments that Bennett & Philp Inc. supports lying on Oath by their solicitors has been demonstrated here and on the website BennettPhilp.com, as such substantial truth refutes their allegations of defamation. BennettPhilp.com is used as a vehicle for publicity in my case that risks being overlooked for good as it has been for the last 9 years that I have lived as a terrorist in the eyes of society over the sigline "please reply in a day or two". See alleged extortion letter EXHIBIT GA-1.

23 - My recommendation is Bennet & Philp's claim of defamation be ruled against, and my claim of defamation D94/10 Graham Cooper -V- WIN TV have a hearing date set so I can finally subpoena the WIN News defamatory news video to fairly plead my case.

Like my lawyer said, it doesn't matter who is right or wrong, the court doesn't rule with justice, it's all based on who looks best on the day!

Herc

A woman satisfied is a woman who could have been begging for more..



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