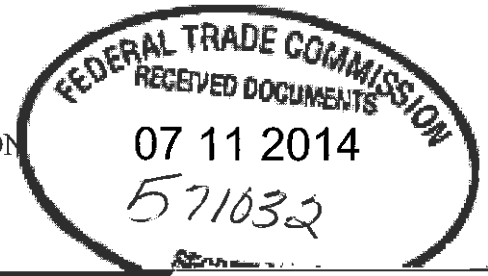


UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



COMMISSIONERS: Edith Ramirez, Chairwoman
Julie Brill
Maureen K. Ohlhausen
Joshua D. Wright
Terrell McSweeney

In the Matter of

Leak, J. C. a limited liability corporation

**RESPONDENT JOHN FANNING'S RESPONSES TO
FIRST SET OF REQUESTS FOR DOCUMENTS**

Pursuant to Rule 3.37 of the Federal Trade Commission's Rules of Practice, 16 C.F.R.

§ 3.37, and the Court's *Scheduling Order* dated May 28, 2014, Respondent John Fanning

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respond to Complaint Counsel's First Set of Request for Documents as follows.

6. Respondent Fanning objects to the requests to the extent they seek information in the

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

possession, custody, or control of a person, entity or other third-party over which Fanning does not have any control or authority.

7. Respondent Fanning objects to the requests to the extent they seek information that is not reasonably calculated to lead to the discovery of admissible evidence or otherwise seeks

[REDACTED]

RESPONSES

1. All documents relating to the relationship between Jerk, LLC and NetCapital.

Response No. 1

After a diligent search, Respondent Fanning is not able to locate any responsive documents in his possession, custody or control. Respondent Fanning will supplement responsive documents in the event that he locates any documents in the future.

2. All correspondence between any Respondent and Jerk, LLC's registered agents.

Response No. 2

After a diligent search, Respondent Fanning is not able to locate any responsive

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

After a diligent search, Respondent Fanning is not able to locate any responsive documents in his possession, custody or control. Respondent Fanning will supplement

[REDACTED]

4. All documents relating to the formation or ownership of Jerk, LLC, including but not limited to incorporation records and corporate filings.

Response No. 4

After a diligent search, Respondent Fanning is not able to locate any responsive

[REDACTED]

13. All documents relating to any acts or omissions by third parties, including but not limited

[REDACTED]

18. All documents relating to consumers who received “Fast notifications of postings about you,” as described on Jerk.com. See Complaint Exhibit C.

Response No. 18

After a diligent search, Respondent Fanning is not able to locate any responsive documents in his possession, custody or control. Respondent Fanning will supplement responsive documents in the event that he locates any documents in the future.

19. All documents relating to consumers who received “Updates on people you know and are

[REDACTED]

23. All documents relating to the following applications on Facebook: Jerk.com, Jerk2.com, Jerk3.com, Jerk4.com, Jerk.be, jerk.la, and Jerk.org.

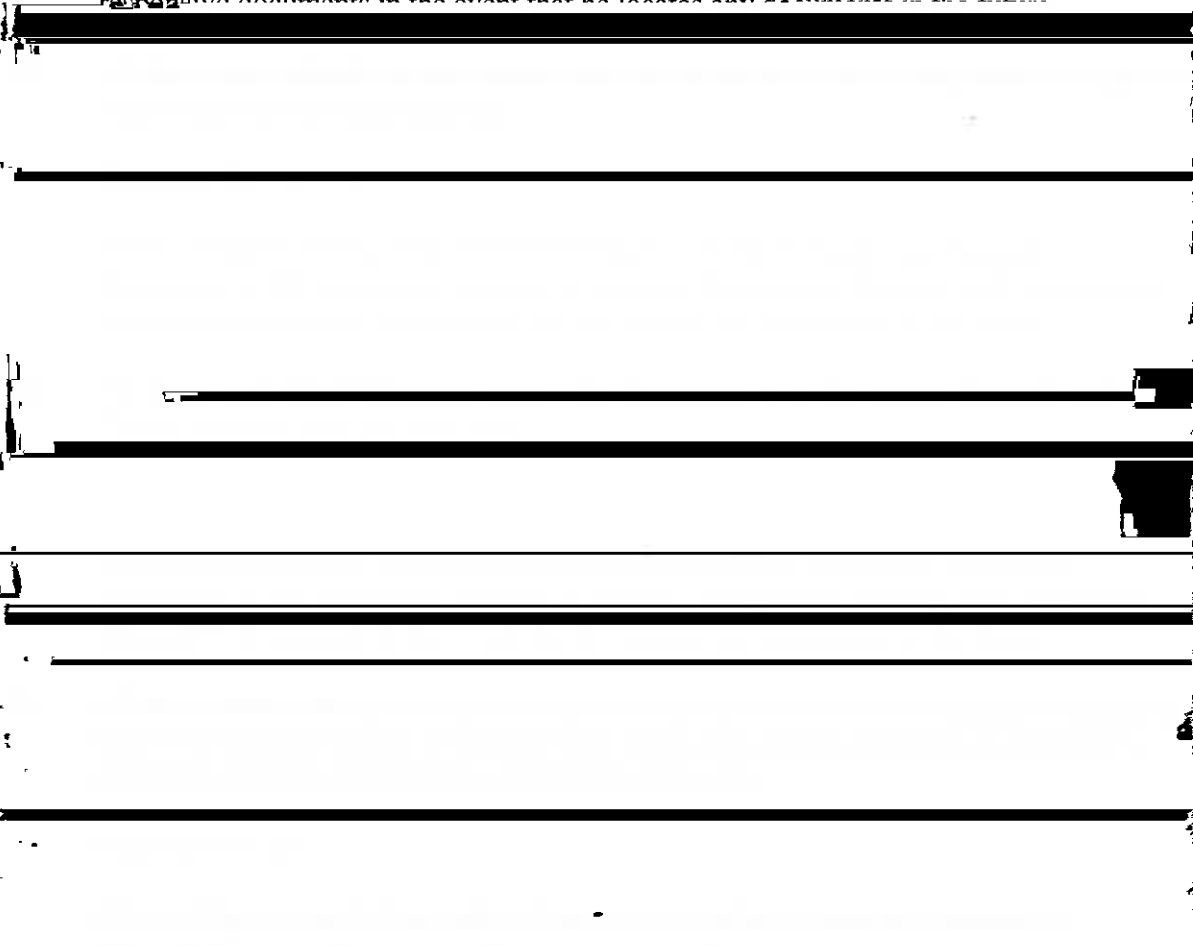
Response No. 23

After a diligent search, Respondent Fanning is not able to locate any responsive documents in his possession, custody or control. Respondent Fanning will supplement responsive documents in the event that he locates any documents in the future.

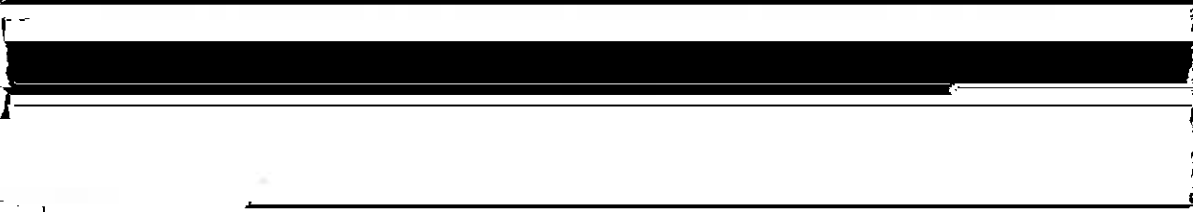
24. All emails sent to and from the support@jerk.com email account.

Response No. 24

After a diligent search, Respondent Fanning is not able to locate any responsive documents in his possession, custody or control. Respondent Fanning will supplement responsive documents in the event that he locates any documents in the future.



25. All documents identifying any person who has been identified as a source of information.



Response No. 28

After a diligent search, Respondent Fanning is not able to locate any responsive documents in his possession, custody or control. Respondent Fanning will supplement responsive documents in the event that he locates any documents in the future.

- 29. All correspondence between Jerk, LLC and Facebook.

Response No. 29

[REDACTED]

Respectfully submitted,
JOHN FANNING,
By his attorneys,

/s/ Peter F. Carr. II

[REDACTED]

ECKERT, SEAMANS, CHERIN & MELLOTT, LLC
Two International Place 16th Floor

CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2014, I caused a true and accurate copy of the foregoing document entitled Respondent John Fanning's Responses to Complaint Counsel's First Requests for Documents to be served electronically through the FTC's e-filing system and I caused a true and accurate copy of the foregoing to be served as follows:

[REDACTED]

One electronic copy to the Office of the Secretary, and one copy through the FTC's e-filing system:

Donald S. Clark, Secretary
Federal Trade Commission
600 Pennsylvania Ave., N.W., Room H-159
Washington, DC 20580
Email: secretary@ftc.gov

One electronic copy to the Office of the Administrative Law Judge:

The Honorable D. Michael Chappell
Chief Administrative Law Judge
600 Pennsylvania Avenue, N.E., Room H-110
Washington, DC 20580
Email: oalj@ftc.gov

One electronic copy to the Office of the Counsel for the Federal Trade Commission:

[REDACTED]

Yan Fang
Kerry O'Brien

/s/ Peter F. Carr, II

Peter F. Carr, II

Florida State Court Clerk

[Redacted signature block]

Dated: July 11, 2014