

1 February 2016

Your ref:
Our ref: SJGM/SJGM/5474851

**WITHOUT PREJUDICE SAVE AS TO
COSTS**

All correspondence to:
PO Box 453
Collins Street West
MELBOURNE VIC 8007

NOT FOR PUBLICATION

Techdirt.com & Floor 64 Inc.
370 Convention Way
Redwood City CA 94063
USA

Contact
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Partner
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Attention: Michael Masnik (Chief Executive Officer)

Dear Sir

Milorad Trkulja (Michael Trkulja) – Defamation

This is a Concerns Notice under the *Defamation Act 2005* and its counterpart legislation outside Victoria.

We act for Milorad Trkulja ("our Client"). It is unnecessary to refer to Mr Trkulja's public profile, all of which is well known to yourselves.

The defamatory matter of which our client complains is annexed hereto. Our client has previously complained in relation to this matter in a Concerns Notice dated 5 November 2015. A similar Concerns Notice was sent to Google Inc. with demand that the defamatory material be removed and permanently blocked from search engines worldwide. We note below the background on 1 December 2015.

The matter that you have published conveys false and defamatory meanings including (but not limited to) the following:

1. Our client is a gangster;
2. That our client by virtue of his legal claims is incompetent and unfit to be a litigant;
3. That our client by virtue of his legal claims is a ridiculous litigant;
4. That our client is a criminal and a participant in organised crime;
5. That our client is unfit to be a litigant.

None of these meanings is defensible. Our client is not a criminal and has never been a gangster nor associated with such persons. Accordingly there is no factual basis for the imputations published.

Moreover your commentary that still resides on your website is an arrogant, false and poorly researched piece for the following reasons:

NOTICE

The information contained in this email/facsimile is confidential and intended only for the use of the addressee and it may also be privileged. If you are not the intended recipient, any use, disclosure or copying is prohibited. If you have received this email/facsimile in error, please telephone the sender and return it by mail to the sender.

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MILLS OAKLEY LAWYERS | ABN: 51 493 069 734 | info@millsOakley.com.au | www.millsOakley.com.au

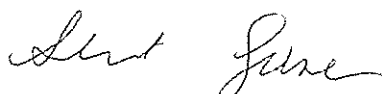
- The reference to “gangster” is not “totally innocuous”. The reference is grossly defamatory and indefensible. One could not conceive a more defamatory reference than that. It may be a throwaway line in the United States but it is certainly not in this jurisdiction.
- Judgments against US companies especially those resident in California are enforceable particularly monetary judgments.
- You are not protected by the Speech Act.
- This firm has enforced numerous judgments against corporations in your jurisdiction.
- Your reference to “free speech” is absolute nonsense. Speech may be free but it is also actionable.
- You did publish the comment. Under Australian defamation law, you have a duty as moderator to moderate third party comments. If you do not and refuse to take action when given notice, you are liable.

Our client requires that you give the following undertakings by the 5pm AEST on 15 February 2016:

1. That you (being the company and yourself) will apologise for and retract the false and defamatory publications complained of herein in a form acceptable to our client.
2. That you remove from any website in your control copies of the matter complained of herein including any images of our client in any form.
3. That you pay our client’s reasonable costs.
4. That you pay our client a sum of money in lieu of damages.

If you fail or refuse to give the undertaking sought, you should note that our client reserves the right to commence legal action against you without further notice to you.

Yours sincerely



**STUART GIBSON
PARTNER**

Enc



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Techdirt Insider Chat

Our Response To The Latest Ridiculous Legal Threat Against Us: Milorad Trkulja Can Go Pound Sand

from the damn-it-feels-good-to-be-a... dept

As we've noted, we regularly get legal threats, some of which are more serious than others. Sometimes we ignore them entirely, and sometimes we feel the need to respond. Depending on the situation, sometimes we respond privately. Sometimes we respond publicly. The more ridiculous the threat, the more likely we are to respond publicly -- and I think the latest holds up as one of the most ridiculous legal threats we've seen. It comes from Milorad Trkulja, who is also known as Michael Trkulja, and who lives in Australia. Trkulja made some news a few years back when he (somewhat surprisingly) successfully sued both Yahoo and Google for hundreds of thousands of dollars, because when people did image searches on a variety of phrases related to things like "Australian criminal underworld mafia" sometimes a picture of Trkulja would show up. Apparently, Trkulja was actually shot in the back a decade ago by an unknown gunman. And somehow, for whatever reasons, certain websites included pictures of him along with enough keywords that the search algorithms at both Google and Yahoo would return his photo in such searches. We wrote about his victory over Google back in November of 2012, pointing out how ridiculous it was that an Australian court said you could sue search engines because image search happens to pop up your image along with actual gangsters.

Anyway, after we wrote about the case, as happens on Techdirt, people commented on the story, including one anonymous comment from someone who, in a totally offhand way, claimed that "Trkulja's a gangster, too." The actual content of the comment, as you can see was actually to clarify some of the misconceptions -- including who "Tony Mokbel" is (a well-known Australian gangster) and responding to the author of the post, Tim Geigner's (admittedly weak) sarcastic joke that Australians fight with machetes, rather than guns.

Now, it appears that Trkulja just found out about this comment (more on how in a moment) and has sent off a fairly massive 54-page document to both myself and to Google with a series of increasingly hilarious demands -- including that we respond by 4pm today (he does not designate in what time zone -- not that it matters). The letter is, well, you kinda have to read it. It is full of misspellings, along with typographical and grammatical errors of all kinds. For someone who claims to have consulted a lawyer before sending the letter, you'd think he'd consult someone who could proofread his letter as well. No such luck, apparently.

It starts out by claiming that it's "Not for publication" but that's totally meaningless. You send it to us, we can absolutely publish it. Free speech means something here in the US.

URGENT

NOT FOR PUBLICATION: CONFIDENTIAL AND LEGAL TAKE-DOWN AND CONCERNS NOTICE

It then includes a recitation of some "facts" about certain Australian organized crime individuals, followed immediately by this:

According to Australian Law the Google Inc is responsible for all Defamatory publication on any worldwide website including website TechDirt www.techdirt.com

I'm not an expert on Australian law, but I'm pretty sure that's totally false. I believe that he's either referring to his own earlier case, or (more likely!) the dreadful recent decision in a South Australia court, concerning one "Janice Duffy." Duffy, as we've discussed, sued Google after she became quite upset that a Ripoff Report post mocking her was a high result on her name (what is often left out of this discussion was that Duffy went to Ripoff Report first and posted fake posts to attack a psychic website where she felt she had been connected to a psychic who provided her with false information, and the supposedly "defamatory" content on the site was someone referring to Duffy as a "psychic stalker"). The ruling in that case did not say that Google is automatically liable for any defamatory content online, but rather, in this specific instance, Google could be found as the "publisher" of some defamatory content, based on the way that Google chose to display that content. I disagree strongly with the decision as is, but even if we accept it at face value, it does not say what Trkulja is claiming

Free Speech by Mike Masnick Tue, Dec 1st 2015 11:33am

Comment input field

Filed Under: australia, comments, defamation, intermediary liability, janice duffy, liability, michael trkulja, milorad trkulja, secondary liability, section 230, speech act

Permalink.

4 <http://www.techdirt.com> ("the website") in paragraph 14 above, entitled "Australian Court: Google Must Pay Guy \$20k Due to Images Search Turning Up Gangsters" dated 13 November 2012 ("the article") and in particular a comment posted in response to the article by your subscriber "Anonymous Coward" to the website on 13th November 2012 at 5:25pm which contained the words "Mokbel Is (was) gangster here . and Trkulja is a gangster too. Trkulja just took advantage of our stupid courts to make some cash. And for the record, guns are the weapon of choice for criminal here" (the posting).

(a) Provide the names and email IP Address of the owners/operators of the website: your subscriber "Anonymous Coward" to the website on 13th November 2012 at 5:25pm which contained the words "Mokbel Is (was) gangster here . and Trkulja is a gangster too. Trkulja just took advantage of our stupid courts to make some cash. And for the record, guns are the weapon of choice for criminal here"

(b) that you will forthwith remove from the website all copies of the matters complained of herein in any form, including the posting, the comments, all subscriber postings containing the comments, and all re-postings containing the comments;

(c) that you shall forthwith remove any and all publications by you whatsoever of and concerning Me Milorad Trkulja and Michael Trkulja, whether as text, images or a combination of text and images on the internet and in any other forum or media whatsoever;

(d) that you will pay my reasonable legal costs; and

(e) that you will pay our client a sum of money in lieu of damages.

Accordingly, I demand that Mr Michael Musnik and Floor64.Inc and "Techdirt" <http://www.techdirt.com> by 4.00pm on the 1 December 2015

These demands are then repeated again on the next page in slightly different language. And numbered instead of lettered. No idea why. Then there's a demand that we respond by December 1st, 2012. Yes, 2012. Ill assume that's a typo.

Then there are a ton of screenshots that I assume are "exhibits" of some sort. They include my Twitter page for no clear reason. And also the Techdirt profile of the author of the original article, Tim Geigner, and, for reasons unknown, Tim's Amazon author page. He also refers to Tim as "Darknight aka Timothy Geigner" while I think most of our regulars recognize that Tim is better known as "Dark Helmet" in our comments....

Okay, so that's the situation. Now, the response: we're not going to do any of the demanded things. For a whole variety of reasons. Let's go through just a few, because this post is getting too long already and if I had to respond to all of the ways this letter is wrong, none of you would still be reading.

1. First up, not that it really matters, but the **statute of limitations is one year in Australia**, as it mostly is in the US as well. Under some circumstances, it can apparently be extended to three years, but (oops) that comment was published on November 13, 2012. The statute of limitations is up. Sorry.
2. The comment isn't defamatory. The reference claiming you're a "gangster" is totally innocuous. It's a trivial throw away comment on a blog post that no one would notice. Trivial comments are not defamation in Australia (or the US for that matter).
3. The other lines that you seem to complain about are *opinions* not statements of fact. The reference to the "gun" was a response to Geigner's joke in the post about machetes, not to anything involving you. Opinions are not defamation. Things unrelated to you are not defamation of you.
4. Also, we're a US company with no presence in Australia, so your threats are pretty pointless.
5. Even if you could convince an Australian court with some sort of wacky legal argument, we're totally protected from such judgment thanks to **the SPEECH Act**.
6. Free speech, dude.
7. We have no "subscriber" named Anonymous Coward. That's the designation given to anyone who comments without logging in.
8. We didn't publish the comment. An anonymous user did. We're not liable for it. If you have any legitimate complaint at all (and you don't), it's with an anonymous user who posted a trivial comment three years ago, rather than us or Google.
9. Even if none of the above is true: **what the fuck? NO ONE** is finding a comment buried deep below a blog post about your legal victory and suddenly saying "oh, well that proves that Trkulja was a gangster."
10. Wait, what's so terrible about being called a "gangster" anyway? To many people **it's a compliment** or something to brag about.

Former Bush Press Secretary Says The Answer To Mass Shootings Is... More Domestic Surveillance (33)

08:24 DOJ Pretty Sure The Problem With The Criminal Justice System Is Everyone Else (15)

06:26 DEA Seized \$262k From Sexting Extortioners And Now The Oldest Private College In West Virginia Wants Its Money Back (20)

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That's enough of a response. There are tons of other possible responses, but in short: we're not doing a damn thing in response to this ridiculous threat. You have no case whatsoever and complaining about this is ridiculous. It may be time to find a hobby or something, Mr. Trkulja, because poorly written and ridiculous legal threats to foreign entities aren't doing you any good.

To print the document, click the "Original Document" link to open the original PDF. At this time it is not possible to print the document with annotations.


152 Comments | [Leave a Comment](#)




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Reader Comments (rss)

(Flattened / Threaded)

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-  Anonymous Coward, Dec 1st, 2015 @ 11:41am + + FW LW
I hope you fire that Darknight guy.
[\[reply to this \]](#) [\[link to this \]](#) [\[view in thread \]](#)
-  S. T. Stone, Dec 1st, 2015 @ 11:50am + + FW LW
That smackdown was so good, Dwayne Johnson wants you to give him some pointers.
[\[reply to this \]](#) [\[link to this \]](#) [\[view in thread \]](#)
-  Anonymous Coward, Dec 1st, 2015 @ 11:50am + + FW LW
I'm betting he's demanding that response by December 1st, 2012 so that he can try to claim that his letter was within the statute of limitations when he throws this example of incoherent rambling at a judge. That he took this long to go to court in response to your exceedingly late reply is just evidence of his saint-like patience.

Or it's a typo because he uses the numpad while otherwise typing a letter instead of the number keys like a normal person. I think my interpretation is funnier.
[\[reply to this \]](#) [\[link to this \]](#) [\[view in thread \]](#)
-  Baron von Robber, Dec 1st, 2015 @ 11:51am + + FW LW

Our Response To The Latest Ridiculous Legal Threat Against Us: Milorad Trkulja Can Go Pound ... 5/12/2015

Dear Milorad Trkulja,

... |.. O.O .. |..

[[reply to this](#) | [link to this](#) | [view in thread](#)]

5.  Roger Strong (profile), Dec 1st, 2015 @ 11:59am

+ + FW LW

That's not so much a legal threat as a hissy fit.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

6.  Anonymous Coward, Dec 1st, 2015 @ 12:00pm

+ + FW LW

...refers to Tim as "Darknight...most of our regulars recognize that Tim is better known as "Dark Helmet" in our comments...

The proper response would be to ship this guy a case of that Dark Helmet beer that Mr. Geigner wrote about some time ago. With a message that this is more than he deserves.

(I looked for a link to that story but it appears to have wrapped out.)

[[reply to this](#) | [link to this](#) | [view in thread](#)]

7.  S. T. Stone, Dec 1st, 2015 @ 12:01pm

+ + FW LW

Re:

I've seen hissy fits that were more coherent.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

8.  Another Anonymous Commenting Person, Dec 1st, 2015 @ 12:03pm

+ + FW LW

To the Gangster Trkulja

Dear Milorad (Michael) Trkulja,

In order to stop being referred to as a gangster, it would help stop threatening people. Although as a Techdirt reader, I want you to keep it up, because I truly enjoy reading the articles and reading your sloppy and meaningless legal threats, it makes my day pass more enjoyably and give me a good laugh.

Thanks,

Another Anonymous Commenting Person

[[reply to this](#) | [link to this](#) | [view in thread](#)]

9.  Roman, Dec 1st, 2015 @ 12:07pm

+ + FW LW

So

So I'm guessing this guy would not like it if someone posted something like "hey this asshole is probably a fucking terrorist". Nope, he wouldn't like it one bit, probably.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

10.  Anonymous Coward, Dec 1st, 2015 @ 12:08pm

+ + FW LW

Dear Mrs/Ms/Mr Milord,

This is the subscriber Anonymous Coward, and I officiously take back my statement that Trkulja is a gangster. He is actually a petty and sensitive fraudster that likes to perform show tunes with various domesticated amphibians. That and dull sex acts.

It is these amphibians that are the actual gangsters who have, through the psychic medium of Dr Duffy, forced me to submit these facts to the world wide internets against my will. Google was witness to this and will back up my statements with a self driving car.

Please oblivate techdirt.com of any guilty associations with my infernal commentry and I will send you a 1/2 penny to cover your legal fees, you gansta you.

Sincerely and in perpetuity,

AC

[[reply to this](#) | [link to this](#) | [view in thread](#)]

11.  Mason Wheeler (profile), Dec 1st, 2015 @ 12:08pm

+ + FW LW

Wait, machetes instead of guns? I thought Australians use machetes and sniper rifles...

[[reply to this](#) | [link to this](#) | [view in thread](#)]

Our Response To The Latest Ridiculous Legal Threat Against Us: Milorad Trkulja Can Go Pound ... 5/12/2015

12.  Anonymous Coward, Dec 1st, 2015 @ 12:09pm

What a Fucken dick

[[reply to this](#) | [link to this](#) | [view in thread](#)]

13.  Dark Helmet (profile), Dec 1st, 2015 @ 12:10pm

Re:

Yeah, he's a douche....

[[reply to this](#) | [link to this](#) | [view in thread](#)]

14.  Anonymous Coward, Dec 1st, 2015 @ 12:12pm

Mike Masnick is a gangster who fights with machetes!

There! How does it feel to get a taste of your own medicine, eh Masnick?

You say you're not the publisher for Techdirt comments? Well then... good luck suing yourself for this post!

[[reply to this](#) | [link to this](#) | [view in thread](#)]

15.  sehlat (profile), Dec 1st, 2015 @ 12:13pm

I hope the Goddess Streisand is pleased.

For once more Her Effect has awakened.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

16.  Roger Strong (profile), Dec 1st, 2015 @ 12:13pm

Re:

I dunno. Both Trkulja's letter and Masnick's response seem overly long and verbose compared to virtually the same conversation in *Arkell v. Pressdram*.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

17.  Anonymous Coward, Dec 1st, 2015 @ 12:15pm

Dear Mrs/Ms/Mr Milord

I'm a Nigerian Prince who has a large inheritance coming my way . If by chance you can forward ten thousand dollars via western union to this web site I can immediately send you a check for one million dollars .

Please do not hesitate as I'm sure you would like the cash and if some one else sends the ten thousand dollars before you , they will get the one million dollars .So don't delay send today

Thank you

Nigerian Prince


[[reply to this](#) | [link to this](#) | [view in thread](#)]

18.  Gwiz (profile), Dec 1st, 2015 @ 12:17pm

Are we sure this guy isn't the beloved little troll who used to go by the name of darryl?

All the incoherent ranting, poor punctuation, bad cut & pastes and terrible spelling look awfully familiar to me.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

19.  David, Dec 1st, 2015 @ 12:17pm

You wish.

It starts out by claiming that it's "Not for publication" but that's totally meaningless. You send it to us, we can absolutely publish it. Free speech means something here in the US.

It means that this article follows right after the one titled "Judge In FBI Case Was Forced To Redact His Mocking Of FBI's Ridiculous Arguments" which happens to be about the court case of Nicholas Merrill who fought 11 years in the U.S. legal system in order to be allowed to publish a "NS letter" sent to him.

"Free speech means something here in the US." is a Humpty Dumpty claim:

"When I use a word," Humpty Dumpty said, in rather a scornful tone, "it means just what I choose it to mean—neither more nor less."

"The question is," said Alice, "whether you can make words mean so many different things."

"The question is," said Humpty Dumpty, "which is to be master—that's all."

Now let Humpty Dumpty speak with the voice of the acting Attorney General and you get the drift.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

20.  hij (profile), Dec 1st, 2015 @ 12:18pm + | + | FW | LW

That'll learn him

Taking his letter and throwing it in his face and dredging this whole thing back up is totally gangsta. Good on you mate.

Obligatory oz link to harden up: <https://www.youtube.com/watch?v=mh6pZQX22CQ>

[[reply to this](#) | [link to this](#) | [view in thread](#)]

21.  Yakko Warner (profile), Dec 1st, 2015 @ 12:19pm + | + | FW | LW

Re:

He's not the commenter TechDirt needs, but the commenter Michael Trkulja deserves.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

22.  Anonymous Coward, Dec 1st, 2015 @ 12:28pm + | + | FW | LW

Milorad Trkulja is a gangster, it's a well believed fact. I know because someone told me. I also read about it from a respectable source.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

23.  Grey (profile), Dec 1st, 2015 @ 12:29pm + | + | FW | LW

You'd think someone willing to put this much effort into going after a 3 year old comment on a blog based on the other side of the world might take 10 seconds to see how they treated prior threat letters before sending one.

It's called due diligence. Good way to avoid Streisanding yourself

[[reply to this](#) | [link to this](#) | [view in thread](#)]

24.  Anonymous Anonymous Coward, Dec 1st, 2015 @ 12:36pm + | + | FW | LW

A Hunting We Will Go

Machete, what a strange way to spell boomerang. Must be a Chicago thing.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

25.  Boojum (profile), Dec 1st, 2015 @ 12:42pm + | + | FW | LW

Lawsuit vs Speech

If these sue happy people had just asked Techdirt to allow them to post a rebuttal article about what they felt was unfair instead of suing then I expect Techdirt would be more than happy to work with them. Instead, and sadly, they just want to hide things away instead of talk about them.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

26.  Anonymous Coward, Dec 1st, 2015 @ 12:44pm + | + | FW | LW

Re:

I clearly remember Australians use boomerangs and they sometimes cut off fingers when gangsters are showing off.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

27.  Lisa Westveld (profile), Dec 1st, 2015 @ 12:44pm + | + | FW | LW

Let's rhyme if I mat be blunt,
This Milorad Trkulja is totally a c**t!
Trying to get Techdirt plucked
but Milorad Trkulja is totally f***ed.

Well, just sharing my opinion here. A guy who makes these kinds of threats isn't a gangster anyways. He's just a pathetic moron. If he gets shot in the back again, no one would cry about it, I think.


[[reply to this](#) | [link to this](#) | [view in thread](#)]

28.  Lisa Westveld (profile), Dec 1st, 2015 @ 12:47pm + | + | FW | LW

Re:


Well, the rhyming could have been better. Let's make a contest of this, trying to see who can ridicule this guy the best with rhymes! :D

[[reply to this](#) | [link to this](#) | [view in thread](#)]

- 29.  mcinsand, Dec 1st, 2015 @ 1:00pm + + FW LW


perhaps we can have Trkulja's law

It's better for a person to be potentially thought of as a gangster than for said person to prove beyond the shadow of a doubt that said person is an idiot.

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 30.  Anonymous Coward, Dec 1st, 2015 @ 1:01pm + + FW LW


Re:

Suing yourself can pay off -- William Gaddis. A Frolic of His Own

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 31.  Anonymous Coward, Dec 1st, 2015 @ 1:11pm + + FW LW


Reasonable Response

Your response was reasoned and informative. In other words, lame. Why bother to publish it if you are not going to mock somebody and entertain the masses?

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 32.  Anonymous Coward, Dec 1st, 2015 @ 1:12pm + + FW LW


Re:

I'm no psychic but I predict that this legal threat isn't going to end well ...

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 33.  Anonymous Coward, Dec 1st, 2015 @ 1:19pm + + FW LW


Re: Re:

I've seen gangsters that were more coherent.

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 34.  Anonymous Coward, Dec 1st, 2015 @ 1:22pm + + FW LW


Re:

So wait, you're a Nigerian prince NAMED Nigerian Prince? You can't get more official than that. I'm all in!

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 35. *This comment has been flagged by the community. [Click here to show it](#)*
- 36.  Anonymous Coward, Dec 1st, 2015 @ 1:25pm + + FW LW


Re: Re:

We need that Redditor who makes poems of stories on the front page now and again.

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 37.  David, Dec 1st, 2015 @ 1:35pm + + FW LW


Re: You wish.

The difference is that one is a legal action/document by a Court (if you can really refer to the FISA as an actual "Court") that has the force of law. The other is a letter with an ignore-able request.

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 38.  Anonymous Coward, Dec 1st, 2015 @ 1:38pm + + FW LW

Re:

It's being a "total douche" to stand up to a bullshit legal threat? How so?

[[reply to this](#) | [link to this](#) | [view in thread](#)]
- 39.  Anonymous Coward, Dec 1st, 2015 @ 1:42pm + + FW LW

Our Response To The Latest Ridiculous Legal Threat Against Us: Milorad Trkulja Can Go Pound ... 5/12/2015

Regarding your comment "Then there's a demand that we respond by December 1st, 2012", I don't see that in screenshots. There is a lot mention of November 13th, 2012 when the comment was made, but the last paragraph is the "deadline" of December 1st, 2015. I don't see anything about a 2012 deadline. Or maybe I'm blind, who knows.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

40.  Anonymous Coward, Dec 1st, 2015 @ 1:49pm + + FW LW

Milorad Trkulja is a gangster

Milorad Trkulja is most definitely a gangster. A childish one at that..

[[reply to this](#) | [link to this](#) | [view in thread](#)]

41.  Milorad Trkulja, Dec 1st, 2015 @ 1:51pm + + FW LW

I is a gangster its true

[[reply to this](#) | [link to this](#) | [view in thread](#)]

42.  Mike Masnick (profile), Dec 1st, 2015 @ 1:55pm + + FW LW

Re:

Regarding your comment "Then there's a demand that we respond by December 1st, 2012", I don't see that in screenshots. There is a lot mention of November 13th, 2012 when the comment was made, but the last paragraph is the "deadline" of December 1st, 2015. I don't see anything about a 2012 deadline. Or maybe I'm blind, who knows.

Page 9 of the attached document.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

43.  Anonymous Coward, Dec 1st, 2015 @ 1:57pm + + FW LW

what was is his email again?

we can register it to a hundred of porn sites and it will not be useful EVER

[[reply to this](#) | [link to this](#) | [view in thread](#)]

44.  Anonymous Coward, Dec 1st, 2015 @ 1:57pm + + FW LW

"family friend"

Just goes to show that inbreeding really does produce idiots.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

45.  Kronomex, Dec 1st, 2015 @ 2:00pm + + FW LW

The man is an idiot! I'd like to know the name of the lawyer that "helped" him write the travesty. Sounds like he's run out of money and thinks this will top up his coffers. Tony Mokbel is a "Convicted Murderess" (bottom of page two in the pdf), so when did he have the operation? If any court takes the document seriously it will only prove that it is as big a cretin as Trkulja is.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

46.  Grey (profile), Dec 1st, 2015 @ 2:11pm + + FW LW

Re: Re:Page 9

Thanks for clarifying that, I noticed it but didn't have time to read the filing yet. was curious if it was a typo given what was displayed in the post itself.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

47.  Anonymous Coward, Dec 1st, 2015 @ 2:11pm + + FW LW

Milorad Trkulja is the biggest gangster in Melbourne and now he is extorting Google and using Techdirt

[[reply to this](#) | [link to this](#) | [view in thread](#)]

48.  Milorad Trkulja's gangster friend, Dec 1st, 2015 @ 2:14pm + + FW LW

Milorad Trkulja's payday

Milorad Trkulja is the biggest gangster in Melbourne and now he is extorting Google again


[[reply to this](#) | [link to this](#) | [view in thread](#)]

49.  Anonymous Coward, Dec 1st, 2015 @ 2:15pm + + FW LW

Re: Re: Re:

But have either of you seen a more coherent gangster's hissy fit?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

50.  Aussie Anon, Dec 1st, 2015 @ 2:18pm + | + | FW | LW


My apologies to TechDirt Regulars for the following language, but it's best to speak the native tongue when dealing with idiots down here...

Trkulja; Shut the f**k up ya f**king wanka, it's f**king c**ts like you that make me f**king ASHAMED to be born Australian with family going back to the First f**king Fleet.
It's f**king bad enough we're getting shat on by ex-govo wanks like Hellstra, trying to live in the modern digital age (15 years let alone 30 years is too f**king old for a phone exchange for internet users, especially rural ones!), but f**king c**t wanks like you are f**king giving the c**twaffles in Canberra the fuel to f**k over our rights and freedoms both online and on the street.

F**k's sake mate, every f**king time you pull c**p like this by trying to f**king hide your f**king past you just KEEP BRINGING THAT F**KING PAST BACK INTO THE F**KING SPOTLIGHT, ya f**king wank.

And to the c**t Duffy, the same goes to you, ya f**king c**t.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

51.  Anonymous Coward, Dec 1st, 2015 @ 2:24pm + | + | FW | LW

Re:

Actually, the Jan 1, 212 date is on the next page where he signs the letter, so it really is there. Completely off topic, is out of the blue a justice in the Australian court system? The decisions made by the Hon. Justice Blue seem to be as coherent as OOTB's ramblings.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

52.  Anonymous Coward, Dec 1st, 2015 @ 2:26pm + | + | FW | LW

Re: Re:

OOps, forgot it's not USA, so date format is a bit different, 12/1/2012.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

53.  Anonymous Coward, Dec 1st, 2015 @ 2:29pm + | + | FW | LW

How the hell does Patrick Zarrelli keep getting work?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

54.  Anonymous Coward, Dec 1st, 2015 @ 2:30pm + | + | FW | LW

Suddenly I'm afraid to post as an Anonymous Coward because of this friggin' idiot.

Oh no, it's too late!!

[[reply to this](#) | [link to this](#) | [view in thread](#)]

55.  Blackfiredragon13 (profile), Dec 1st, 2015 @ 2:32pm + | + | FW | LW

You know mike

I wouldn't have minded one bit if you were to go on for another 3-4 pages. Gives me more to laugh about at nonsensical legal "threats".

[[reply to this](#) | [link to this](#) | [view in thread](#)]

56.  Anonymous Coward, Dec 1st, 2015 @ 2:34pm + | + | FW | LW

By all means, read the 54-page document

I'm only partway through it and had to stop to refill my scotch twice already. It's hysterical. There are Broadway plays that don't contain this much pure comedy.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

57.  Tony Mokbel, Dec 1st, 2015 @ 2:36pm + | + | FW | LW

Trkulja was my bagman

Milorad Trkulja is a big Melbourne criminal I should know I am one too

[[reply to this](#) | [link to this](#) | [view in thread](#)]

58.  Anonymous Coward, Dec 1st, 2015 @ 2:46pm + | + | FW | LW

Yea I heard that too that Trkulja really was in an Australian gang with Mokbel and that is why he got shot but they missed

Our Response To The Latest Ridiculous Legal Threat Against Us: Milorad Trkulja Can Go Pound ... 5/12/2015

better luck next time the criminals can take the other criminals off the streets and I can sit back and laugh

bet Google would prefer the next shot did the job to save them some grief and money

[[reply to this](#) | [link to this](#) | [view in thread](#)]

59.  [madasahatter \(profile\)](#), Dec 1st, 2015 @ 2:50pm

[+](#) [+](#) [FW](#) [LW](#)

Re: Re:

from a 2 year old

[[reply to this](#) | [link to this](#) | [view in thread](#)]

60.  [Masnick's lawyer](#), Dec 1st, 2015 @ 2:53pm

[+](#) [+](#) [FW](#) [LW](#)

Re: Re: Surprised you missed Trkulja's latest little earner from Google

Trkulja's at it again suing Google

<http://www.austlii.edu.au/cgi-bin/sinodisp/au/cases/vic/VSC/2015/635.html?stem=0&synonyms=0&query=Trkulja>

Surely this deserves a review

[[reply to this](#) | [link to this](#) | [view in thread](#)]

61.  [madasahatter \(profile\)](#), Dec 1st, 2015 @ 2:54pm

[+](#) [+](#) [FW](#) [LW](#)

Re:

Actually it is called having an IQ higher than a brick. A comment by a poster on a blog that many will not even remember even if they remember the original post is not worth the effort.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

62.  [Trkulja's banker](#), Dec 1st, 2015 @ 2:56pm

[+](#) [+](#) [FW](#) [LW](#)

Looks like Milorad Trkulja is already going after Google

ya got to give the moron credit Trkulja has certainly found a way to extort Google

<http://www.austlii.edu.au/cgi-bin/sinodisp/au/cases/vic/VSC/2015/635.html?stem=0&synonyms=0&query=Trkulja>

[[reply to this](#) | [link to this](#) | [view in thread](#)]

63. [Deeply Offended Australian](#), Dec 1st, 2015 @ 3:02pm

[+](#) [+](#) [FW](#) [LW](#)

Re: Re:

Get it right, you maggots, we use cane knives as the tool of choice.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

64.  [Australian legal](#), Dec 1st, 2015 @ 3:03pm

[+](#) [+](#) [FW](#) [LW](#)

Milord Trkulja s a dishonest gangster

This guy Milorad Trkulja is a real piece of work. He sues search engines and then rips off his lawyers by not paying them after they win the cases

<http://www.austlii.edu.au/cgi-bin/sinodisp/au/cases/vic/VSCA/2014/76.html?stem=0&synonyms=0&query=trkulja>

So Trkulja is a dishonest gangster, go figure

[[reply to this](#) | [link to this](#) | [view in thread](#)]

65.  [Anonymous Coward](#), Dec 1st, 2015 @ 3:07pm

[+](#) [+](#) [FW](#) [LW](#)

And now on: Natures great mysteries!

"Oh come and take a look at this! What beauuuutiful specimens. These are the species Moronis Idiotas, or in the common tongue: Gangster Wankers.

Look how they fall down and are now trying to take the food from the other animals who witnessed it.

It is a wonder we keep seeing these Idiotas, because as you see, they now dig holes so deep that they can't get up again and they will eventually die of starvation.

One has to wonder how Wankers evolved into this, but one thing is for sure: being an idiot is in the Wankers nature."

[[reply to this](#) | [link to this](#) | [view in thread](#)]


66.  [Anonymous Coward](#), Dec 1st, 2015 @ 3:12pm

[+](#) [+](#) [FW](#) [LW](#)

Okay you got me!

I am Anonymous Coward.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

67.  Anonymous Coward, Dec 1st, 2015 @ 3:18pm + - FW LW

Re:

What is actually heard:

Trkulja: Shut the beep up ya beeeeeep, it's beeeeeep like you that make me beep ASHAMED to be born Australian with family going back to the First beep Fleet.

It's beep bad enough we're getting beep on by ex-govo beep like Hellstra, trying to live in the modern digital age (15 years let alone 30 years is too beep old for a phone exchange for internet users, especially rural ones!), but beeeeeeeep like you are beep giving the beep in Canberra the fuel to beep over our rights and freedoms both online and on the street.

beep sake mate, every beep time you pull beep like this by trying to beep hide your beep past you just KEEP BRINGING THAT beep PAST BACK INTO THE beep SPOTLIGHT, ya beeeeeep.

And to the beep Duffy, the same goes to you, ya beeeeeep.

Now say the above with a broad and course accent with the appropriate buzzer sounds added.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

68. *This comment has been flagged by the community. [Click here](#) to show it*

69.  Anonymous Coward, Dec 1st, 2015 @ 3:41pm + - FW LW

Free speech?

That's interesting the comment I posted saying something unflattering about the author is being held for moderation...I must send this to Mr Trkulja

[[reply to this](#) | [link to this](#) | [view in thread](#)]

70.  Anonymous Coward, Dec 1st, 2015 @ 3:43pm + - FW LW

LMAOROTF

and any other letters that may be laughing at that jacknut.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

71.  Just Another Australian Observer, Dec 1st, 2015 @ 3:44pm + - FW LW

Re: Techdirt is lining Trkulja's pockets

To AD

Why is comment 35 'flagged'? Does freedom of speech only extend to mere mortals, not the great Masnick?

Cause, those who flagged don't want to listen to the ravings. That is their freedom of speech. Has nothin to do with TechDirt. You can still read the post as it is just been hidden not removed.

JAAO

[[reply to this](#) | [link to this](#) | [view in thread](#)]

72.  That Anonymous Coward (profile), Dec 1st, 2015 @ 3:45pm + - FW LW

1 - Do we understand why I call them odd little upside down people now? While there are exceptions, OHAI GI, there appear to be more nutters there.

2 - Mike tweeted about a threat, I jokingly replied but managed to foresee this coming from Oz. Imagine my shock she wasn't the source but somehow still involved.

3 - Anyone else shocked to see Duffys name attached? IIRC there was talk about her working with someone offering reputation management services one might think that she is using her "win" to drum up more people to hop on the bandwagon and publicize any "results" as evidence she is vindicated once again and you can be to for a fee.

We are going to end up seeing more and more of this type of stupid. RTBF is gaining traction because people only want the world to have a carefully curated view of them, altering reality to make that happen. With everyone "googlestalking" everyone else for jobs, relationships, etc. there is this cottage industry in trying to get things removed about past "indiscretions" ignoring that it would be far more useful to do good moving forward and not keep highlighting that past issue over & over & over. In obsessing over that, they do new things that get reported on and focus more views on the past they fighter harder to hide, drawing more attention to the past, so they fight harder to hide, drawing more attention...

I'm not proud of everything in my past, but I don't spend my time trying to make reality blackhole it. I do however judge people who find a bad event on my timeline to obsess over it while ignoring everything else. Judge me on my

Our Response To The Latest Ridiculous Legal Threat Against Us: Milorad Trkulja Can Go Pound ... 5/12/2015

worst day, you're not worth my time... and it is your loss to pass me over, because I am so much more. Shame these people seem to let 1 event define them & refuse to move on.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

73.  That Anonymous Coward (profile), Dec 1st, 2015 @ 3:47pm + + FW LW

Re: Okay you got me!

you however are not that anonymous coward or That Anonymous Coward (cause if you are I have the wrong underwear on)...

[[reply to this](#) | [link to this](#) | [view in thread](#)]

74.  Australian Observer, Dec 1st, 2015 @ 3:49pm + + FW LW

Re: Re: Techdirt is lining Trkulja's pockets

To JAAO: Only problem with that theory is I posted the same comment and it was held for moderation - we will see if Masnick posts it

[[reply to this](#) | [link to this](#) | [view in thread](#)]

75.  Jef Oliver (profile), Dec 1st, 2015 @ 3:57pm + + FW LW

In the immortal words of Too Short, "So you DONT want to be a gangster?"

[[reply to this](#) | [link to this](#) | [view in thread](#)]

76.  Whatever (profile), Dec 1st, 2015 @ 4:14pm + + FW LW

Great story, but a couple of points:

The lack of a "presence" in Australia isn't exactly a defense. As your website is made available to Australian people, there is always a chance that a court will still find that you can fall under their laws in certain circumstances. This argument could be strengthened if it could be shown that your gear shop sold t-shirts or access to Australians (ie, you did business with Australians in Australia).

Also, the argument about who published the comment would be on your side if you are in the US (because of Safe Harbour) but may not hold legal water outside of the US.

I don't think this guy has a legal chance in hell, but then again, how many people have won against Google?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

77.  Anonymous Coward, Dec 1st, 2015 @ 4:38pm + + FW LW

Re: Re:

Wait... are we saying that Trkulja isn't a gangster, but is in fact Crocodile Dundee?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

78.  Michael Trkulja, Dec 1st, 2015 @ 4:41pm + + FW LW

Re:

Know why i dont think that of?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

79.  Anonymous Coward, Dec 1st, 2015 @ 4:43pm + + FW LW

Re:

"Tony" is obviously short for Antonina. Although they usually spell their name "Toni".

[[reply to this](#) | [link to this](#) | [view in thread](#)]

80.  Anonymous Coward, Dec 1st, 2015 @ 5:03pm + + FW LW

Re:










Sniping's a good job, mate. It's challenging work, out of doors... I guarantee you'll not go hungry! Because at the end of the day, long as there's two people left on the planet, someone's gonna want someone *dead*.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

81.  Anonymous Coward, Dec 1st, 2015 @ 5:04pm + + FW LW

Re: Re:

He's just worried that his position as douchebag troll is being threatened.

82.  Milorad Trkulja, Dec 1st, 2015 @ 5:07pm [+](#) [+](#) [FW](#) [LW](#)
- I admit it all**
- My name is Milorad Trkulja and I am a Melbourne gangster and criminal who likes to extort money by suing search engines for defamation.
- I also like to con lawyers out of money by not paying them legal fees which I get from the search engines and pocket myself.
- I will sue anyone who has money so don't say anything nasty about me unless you are poor. I might even sue you anyway and take your house or car or your first born daughter if she is pretty and can earn a few dollars for me (he he he).
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
83.  Anonymous Coward, Dec 1st, 2015 @ 5:09pm [+](#) [+](#) [FW](#) [LW](#)
- Re:**
- So to you, the reason why this guy's case isn't going to succeed isn't because of how legally abysmal it is, but because he's going up against Google? Really?
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
84.  Anonymous Coward, Dec 1st, 2015 @ 6:13pm [+](#) [+](#) [FW](#) [LW](#)
- Aussie Fighting**
- Tim was correct. Humour or not, us Aussies really do fight with machetes.
- ... But that's because we have decent gun laws, no Second Amendment and no NRA to bribe our government.
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
85.  Anonymous Coward, Dec 1st, 2015 @ 6:17pm [+](#) [+](#) [FW](#) [LW](#)
- "Leave the gun, Take the Tim Tams" -Milorad Trkulja
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
86.  Anonymous Coward, Dec 1st, 2015 @ 6:28pm [+](#) [+](#) [FW](#) [LW](#)
- Re: Re: Okay you got me!**
- Wait...we are supposed to be wearing underwear??!
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
87.  Anonymous Coward, Dec 1st, 2015 @ 6:32pm [+](#) [+](#) [FW](#) [LW](#)
- Will the real Out Of The Blue please stand up. It's getting so you can't tell one lunatic from another around here.
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
88.  Anonymous Coward, Dec 1st, 2015 @ 6:34pm [+](#) [+](#) [FW](#) [LW](#)
- Re:**
- It's so cute when you project that hard AC.
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
89.  That Anonymous Coward (profile), Dec 1st, 2015 @ 6:36pm [+](#) [+](#) [FW](#) [LW](#)
- Re: Re: Re: Okay you got me!**
- Do not mock the underoos...
- [[reply to this](#) | [link to this](#) | [view in thread](#)]
90.  Kaching, Dec 1st, 2015 @ 6:39pm [+](#) [+](#) [FW](#) [LW](#)
- \$\$\$\$\$**
- you lot have just made Trkulja the gangster criminal another \$200K
- the cap on damages here is 250K plus interest so ballpark \$330.00 this year so keep going because I am sure that you can maybe even double those damages by tomorrow
- [[reply to this](#) | [link to this](#) | [view in thread](#)]

91.  Anonymous Coward, Dec 1st, 2015 @ 6:46pm

Re:

You're ignoring the part about the SPEECH Act. It doesn't matter what an Australian court decides it has jurisdiction over.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

92.  Speech Act doesn't apply, Dec 1st, 2015 @ 7:06pm

Nope, speech act doesn't apply

maybe to Techdirt but not if a corporation does business in Australia like Google

besides, they paid him once if the media is correct

I'm no lawyer but I think that is why Google didn't file a notice of acting in his latest court case but unless they file he is entitled to a summary judgment and if they don't pay and the media get a hold of it Google will look very bad especially since they don't pay their fair share of tax here

safe to say you lot have fixed the problems of time limitation and one little comment in the above because this is now on the front page of a search for his name

well done

[[reply to this](#) | [link to this](#) | [view in thread](#)]

93.  Ryunosuke, Dec 1st, 2015 @ 7:17pm

Lets all jump on this bandwagon

Milorad Trkulja - How do you even pronounce this name, but that aside, I think we should all say Milorad Trkulja as much as possible in relation to this article because Milorad Trkulja is an asshat. Let's totally screw up google's search and totally go full Streisand effect on Milorad Trkulja and possible some other words in the same post and comments. Milorad Trkulja obviously does not know (at least US) law and the ridiculousness of Milorad Trkulja tops some of the claims by our own Govt officials.

However, Milorad Trkulja. Just because I Milorad Trkulja is just a weird name and should be at the top of ANY google search result.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

94.  btr1701 (profile), Dec 1st, 2015 @ 8:19pm

Re: Judgement

> there is always a chance that a court will still find that you can fall under their
> laws in certain circumstances

That's why Masnick cited the SPEECH Act. Our Congress passed a law protecting us from judgements in foreign courts for speech that would be protected by the 1st Amendment if "spoken" here in the US.

So yes, an Australian court might find in favor of this Trkulja idiot and award him damages, but that judgement would have no legal effect in the US and he would never be able to collect it.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

95.  Whatever (profile), Dec 1st, 2015 @ 9:00pm

Re: Re: Judgement

Yes, but when it comes to the internet, international law is still in it's formative years. While I think Techdirt is correct to tell him to pound sad, some of the defensive points raised may not hold water on a site that markets and sells access and gear to Australians.

I don't think it would happen, but smugly standing behind US laws isn't the safest bet. Being right and being able to prove it would be better. Since the Australian courts have already sided with this guy once against one of the biggest companies in the world, he may in fact have enough of a case to work it.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

96.  Roaming Aussie, Dec 1st, 2015 @ 9:32pm

Whatever he/she said

Re: Whatever he/she said

Whatever raises good points. It is never a good strategy for a pawn to put the King in danger because that has a way of coming back to bite.

The blog post and comment that is the subject of this article may not succeed in a defamation court but this one certainly will. Since it is on page 1 of Google and read by Australians Trkulja arguably has a good case and is

 **Re: Re: Re:**

Cane knives?

nah.. thongs.. thongs are the tool of chose of any Bogan worth their vegemite!

[[reply to this](#) | [link to this](#) | [view in thread](#)]

104.  G Thompson (profile), Dec 1st, 2015 @ 10:56pm + + FW LW

Re: Re: Re: Surprised you missed Trkulja's latest little earner from Google

ah.... now this to TD makes sense...

Thanks for putting this on my radar. Another idiot I have to keep tabs on... oh dear

[[reply to this](#) | [link to this](#) | [view in thread](#)]

105.  G Thompson (profile), Dec 1st, 2015 @ 10:59pm + + FW LW

Re:

STRAYA!

[[reply to this](#) | [link to this](#) | [view in thread](#)]

106.  G Thompson (profile), Dec 1st, 2015 @ 11:01pm + + FW LW

Re: Re: Re: Re: Okay you got me!

Under Roos?

are they like kangaroos that dwell in burrows?

I'm so confuzzled!

[[reply to this](#) | [link to this](#) | [view in thread](#)]

107.  G Thompson (profile), Dec 1st, 2015 @ 11:04pm + + FW LW

Re:

hmmmmmm.... so glad you made an exception.. Though I must admit, I do enjoy the insanity immensely!

[[reply to this](#) | [link to this](#) | [view in thread](#)]

108.  That Anonymous Coward (profile), Dec 1st, 2015 @ 11:45pm + + FW LW

Re: Re: Re: Re: Re: Okay you got me!

<https://en.wikipedia.org/wiki/Underoos>


[[reply to this](#) | [link to this](#) | [view in thread](#)]

109.  That Anonymous Coward (profile), Dec 1st, 2015 @ 11:46pm + + FW LW

Re: Re:

why does it appear that many of your countrymen go out in the midday sun without adequate sun protection? With all of these examples of the bad that sunstroke can cause...

[[reply to this](#) | [link to this](#) | [view in thread](#)]

110.  Mike Masnick (profile), Dec 2nd, 2015 @ 12:01am + + FW LW

Re: Whatever he/she said

The blog post and comment that is the subject of this article may not succeed in a defamation court but this one certainly will.

What, pray tell, in the blog post is defamatory?

Thanks.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

111.  G Thompson (profile), Dec 2nd, 2015 @ 12:17am + + FW LW

Re: Re: Re: Re: Re: Re: Okay you got me!

Well that just makes me more confuzzled..

though I'm sorta wanting a pair now

[[reply to this](#) | [link to this](#) | [view in thread](#)]

112.  G Thompson (profile), Dec 2nd, 2015 @ 12:29am

+ + FW LW

Re: Re: Whatever he/she said

>>>What, pray tell, in the blog post is defamatory?

As far as I can tell, nothing at all..

Though the Victorian Supreme Court in regards to Defamation cases could read (and normally do) totally different.

Though as your learned counsel would no doubt explain to you (waves at Marc) this whole post is actually nice, succinct and could probably do with more snark. :)

Not unlike the defense pleading in this recent Queensland (another state of Australia) case of defamation where the plaintiff lost.. [[here's the article](#)] [[here's the hilarious defense pleading\(pdf\)](#)]. I lost it at "BS reality" in headings]

Though this from the judgement shows that the Streisand Effect is also alive and well in Oz too ;)

"The plaintiff also seeks vindication through an award of damages for the so called "grapevine effect" which concerns the natural and probable result of the original publication... The plaintiff points to the fact that after he filed his claim the matter was referred to in newspaper reports, professional journals and on a website that has received more than 4000 hits. He says he is devastated and humiliated by these developments. In this case the "grapevine effect" is limited because, as noted earlier, the circumstances of the original publication were such that the natural and probable result was that it would be confined to the plaintiff, Sally and Jarrad.

It was the plaintiff who, by making the claim, called in an airstrike on his own position. [emphasis added]"

[[reply to this](#) | [link to this](#) | [view in thread](#)]

113.  G Thompson (profile), Dec 2nd, 2015 @ 12:33am

+ + FW LW

Re:

This is an interesting statement on his behalf, and leads one to make interesting hypothesis about collusion between two separate parties that absolutely have axes to grind towards Google et.al.

I wonder what Ms Duffy's response to this factoid is.

Note: it could be totally Bullshit and/or quite innocent. But hey if it looks like a duck etc... etc.. (it's probably made of wood)

[[reply to this](#) | [link to this](#) | [view in thread](#)]

114. Deeply Offended Australian, Dec 2nd, 2015 @ 1:04am

+ + FW LW

Re: Re: Re: Re:

Ya can't hack a thing with thongs. Ya need something real manly to chop chop joe blakes, particularly any taipan in the chook yard.

DOA

[[reply to this](#) | [link to this](#) | [view in thread](#)]

115. Just Another Australian Observer, Dec 2nd, 2015 @ 1:10am

+ + FW LW

Re: Re: Re: Techdirt is lining Trkulja's pockets

Occasionally, mine get held for moderation too, but they always appear and always unedited. The funny thing is that I might have a couple of responses to an article and all but one goes through immediately.

JAAO

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116. Just Another Australian Observer, Dec 2nd, 2015 @ 1:12am

+ + FW LW

Re: Re: Re:

It's a rare event for sunstroke. We tough, we take skin cancer as an Aussie right.

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117.  Just Another Australian Observer, Dec 2nd, 2015 @ 1:14am [+](#) [+](#) [FW](#) [LW](#)

Re: Re:

Is that the same for Yankee Courts that believe they have jurisdiction over the rest of the world?

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118.  G Thompson (profile), Dec 2nd, 2015 @ 1:18am [+](#) [+](#) [FW](#) [LW](#)

It seems that Mr Trkulja went and saw "The Senior Australian Defamation QC" (what ever the flying fuck that is) who advised him that [at 17] "the posting is of and concerning to my reputation" (sidenote: any SC/QC who is advising a client, especially considering the barrister/solicitor structure, of this specificity needs to be instantly slapped with an ethics violation and/or struck off)

Maybe he should of seen a real one first. I don't know maybe one who is actually a QC, a member of the Victorian Bar, a Senior Fellow of the Melbourne Law School. Who is also the esteemed author of three editions of The Law of Defamation and the Internet (2001, 2005 and 2010) and of Collins on Defamation (2014) which are tomes used by all Australian solicitors, law schools, and barristers.

Maybe the same one who just recently (27th November 2015) wrote this article about 'Paddling in the backwater: Australian courts and online defamation'

Personally I love this line:

Defamation judgments from Australian courts are unenforceable in almost all circumstances in the United States.

Maybe Mr Trkulja should take that advise and not be thought of absolutely as a complete and blithering moronic egotist who has a few kangaroos loose in his top paddock by all and sundry WORLDWIDE now.

Oh and Milorad, or Michael, or as I now will call you "Wanna be yobbo"... I'm Aussie.. bring it on ;)

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119.  G Thompson (profile), Dec 2nd, 2015 @ 1:26am [+](#) [+](#) [FW](#) [LW](#)

Re: Re: Re: Re: Re:

The red belly blackies hate thongs thrown at em..

And it's easier than throwin a full (or half empty) stubby at em.. I mean the stubby might break and spill me grog!

Though the old Barbie tongs from K-Tel might work.. not sure on their balance, though the snag stabber on the side of em might scare the buggers off!

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120.  G Thompson (profile), Dec 2nd, 2015 @ 1:27am [+](#) [+](#) [FW](#) [LW](#)

Re: Re: Re: Re:

SLIP SLOP SLAP!!!

;))

[[reply to this](#) | [link to this](#) | [view in thread](#)]

121.  Aaron Walkhouse (profile), Dec 2nd, 2015 @ 2:05am [+](#) [+](#) [FW](#) [LW](#)

You're out on a day pass?

Are you a gangster too? ;p

[[reply to this](#) | [link to this](#) | [view in thread](#)]

122.  Anonymous Coward, Dec 2nd, 2015 @ 2:21am [+](#) [+](#) [FW](#) [LW](#)

After reading and reading and reading...

I read all the supporting links on Duffy tried to follow along, but by 4:18am, my opinion is that I don't want to live on this planet anymore. -Professor Hubert Farnsworth

[[reply to this](#) | [link to this](#) | [view in thread](#)]

123.  David, Dec 2nd, 2015 @ 2:41am [+](#) [+](#) [FW](#) [LW](#)

Re: Re: Re: You wish.

As a note aside: I wish that those autogenerated gravatars were at least generated from a hash of the Email address.

It becomes hard to figure out just which David is replying to which one if every posting gets a new gravatar.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

124.  Aussie Anon, Dec 2nd, 2015 @ 3:10am + + FW LW

Re: Re: Re: Re: Re:

And during the 90's the became "Slip, Slop, Slap & Wrap" when they added sunnies to the list! XD

[[reply to this](#) | [link to this](#) | [view in thread](#)]

125.  Donald Trump, Dec 2nd, 2015 @ 5:08am + + FW LW

Some say..

Some say Milorad Trkulja has a goat sex fetish. That kind of perv should be on a watch list. Last thing anyone needs to see is 'thousands and thousands' of goat faced babies.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

126.  JustMe (profile), Dec 2nd, 2015 @ 5:28am + + FW LW

I complains!

"Hat you will forthwith" continue "Posting Permanently" these amusing pieces! I would have actually enjoyed reading a full and lengthy response, but I had fun with this one.

Re: Comment 35. It was flagged by the community, not by Mike or his team, because it adds nothing to the discussion. Insult Mike all you want but don't complain when people downmod the comment.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

127.  Ye gods, Dec 2nd, 2015 @ 6:41am + + FW LW

Re: Some say..Goat sex

Ye Gods man!

Mr Trump you must be clear

Are you saying Milorad Trkulja like goat sex as in baking cupcakes or goat sex as is copulating with goats?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

128.  Whatever (profile), Dec 2nd, 2015 @ 8:24am + + FW LW

Re: Re:

It's called the internet. The website is not specifically blocked in Australia, thus it is available to Australian people.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

129.  Monday (profile), Dec 2nd, 2015 @ 9:02am + + FW LW

WTF indeed.

"what the fuck?" indeed.

David Bowie wrote as *Tin Machine* something something about shit... oh yeah, I can't read shit anymore, and well, I couldn't. I couldn't get through #4 because this thug can't FUCKING SPELL let alone check his grammar.

I also think that if *Anonymous Coward* is going to ruin it for everyone else, you should ban this member, give the aforementioned member the door prize and hand Him (the Royal sense) over to the Gangster because the thug is really *seria*, I mean really serious and knows the law really really awesomely - I got all tingly like just reading his first veiled threats....

I wouldn't want to be in TechDirt's shoes right now, 'cuz that's like one of the more serious takedowns threats I've seen posted here.

So, what is TechDirt going to do about this Gangster and his threats? Do you think he means to cause physical harm? :D

[[reply to this](#) | [link to this](#) | [view in thread](#)]

130.  Anonymous Coward, Dec 2nd, 2015 @ 9:03am + + FW LW

Re: Techdirt is lining Trkulja's pockets

"Under Australian law Google is liable."

[citation needed]

[[reply to this](#) | [link to this](#) | [view in thread](#)]

131.  Monday (profile), Dec 2nd, 2015 @ 9:10am + + FW LW

Re: Re: Re: Re:

Fugget About It on [Adult Swim].

[[reply to this](#) | [link to this](#) | [view in thread](#)]

132.  Monday (profile), Dec 2nd, 2015 @ 9:14am + + FW LW

"Anonymous Coward"

Is it just me, but Anonymous Coward owns this thread, even responding to it's(?) own comments.

Who is this Anonymous Coward?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

133.  Anonymous Coward, Dec 2nd, 2015 @ 10:59am + + FW LW

Re: Re: Re:

It's not _made available_ for them now, is it?

[[reply to this](#) | [link to this](#) | [view in thread](#)]

134.  Anonymous Coward, Dec 2nd, 2015 @ 12:10pm + + FW LW

Re: Re: Re: Re: Re: Re: Okay you got me!

I always sported Garanimals over my Underoos. And it took 30 years and Wikipedia for me to realize that they're Garanimals named for Garan Incorporated, and not Grrr!Animals. [ridiculous-digression]

[[reply to this](#) | [link to this](#) | [view in thread](#)]

135.  David M, Dec 2nd, 2015 @ 1:48pm + + FW LW

Oh god not THIS guy!!

He tried to sue me and my message forum a few years ago when someone was talking about him. The guy said that just calling someone something does not make it true and then called this asshat a "free-ranged chicken" because obviously that made it true.

He then tried to sue us for calling him a free ranged chicken.

I told him to pound sand and have never heard from him again.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

136.  That Anonymous Coward (profile), Dec 2nd, 2015 @ 2:59pm + + FW LW

Re: Re: Re: Re: Re: Re: Re: Okay you got me!

they note they have licensed it out for adult sizes now...

[[reply to this](#) | [link to this](#) | [view in thread](#)]

137.  oh god not you too, Dec 2nd, 2015 @ 9:43pm + + FW LW

Re: Oh god not THIS guy!!

"He tried to sue me and my message forum a few years ago when someone was talking about him. The guy said that just calling someone something does not make it true and then called this asshat a "free-ranged chicken" because obviously that made it true".

Yes, he tried the same thing with me - trying to sue because of something I said that wasn't even directed at him.

So since Techdirt will protect me let me say what I really think!

Milorad Trkulja is lower than a snakes asshole and makes up defamation cases, doesn't pay his lawyers, and then tries to deny that he is a criminal. Well extortion is criminal and that is what he does - extorts money out of unsuspecting and innocent people.

I bet his pal Duffy is not much better and is trying to extort Google.

The both should be locked up for their crimes.

[[reply to this](#) | [link to this](#) | [view in thread](#)]

138.  Klaus, Dec 3rd, 2015 @ 4:30am + + FW LW


C - Conduct yourself in a manner that reflects the way you wish to be perceived online
T - Turn off the internet and find something else to do if you find you simply can't resist lashing out at people you find annoying.
[[reply to this](#) | [link to this](#) | [view in thread](#)]

145.  Anonymous Coward, Dec 4th, 2015 @ 5:41am + | + | FW | LW

Re: Re: "family friend"
Yea, well Cockcroft is here sermonizing silly bitch
[[reply to this](#) | [link to this](#) | [view in thread](#)]

146.  Anonymous Coward, Dec 4th, 2015 @ 5:52am + | + | FW | LW

Re: Re: "family friend"
or should I say Cockcroft is here sermonizing, silly fat ugly bitch, after all, it is freedom of speech here - right?
[[reply to this](#) | [link to this](#) | [view in thread](#)]

147.  Wendy Cockcroft, Dec 4th, 2015 @ 7:19am + | + | FW | LW

Re: Re: Re: "family friend"
Right. All of the above is freedom of speech. Notice that I'm not rolling around banging my fists on the floor, squealing like a baby about those mean ol' people saying nasty things about me on the internet.
Nor have I resorted to petty name-calling because I can't make a cogent argument.
I'll leave all that to you, dear.
[[reply to this](#) | [link to this](#) | [view in thread](#)]

148.  Monday (profile), Dec 4th, 2015 @ 7:56am + | + | FW | LW

Re:
Canberra...
Is that you Swan? :D
[[reply to this](#) | [link to this](#) | [view in thread](#)]

149.  Aussie Anon, Dec 4th, 2015 @ 10:44am + | + | FW | LW

Re: Re:
Nah, I say "Canberra" when I mean the bulk of the populated ACT, and ACT when I mean the whole territory (such as when listing off the States/Territories).
Technically, I should say something like "Over near Civic", but only those who've been to/lived around Canberra would really know what I mean without cracking open Google Maps or Wikipedia.
[[reply to this](#) | [link to this](#) | [view in thread](#)]

150.  Hypocritical, Dec 4th, 2015 @ 11:06am + | + | FW | LW

Re: Re: Re: Re: "family friend"
I think you have gone squealing to Techdirt asking comments about you to be blocked.
[[reply to this](#) | [link to this](#) | [view in thread](#)]

151.  Anonymous Coward, Dec 4th, 2015 @ 4:00pm + | + | FW | LW

Re: Re: Re: Re:
Thongs? Just because you can pull it on, doesn't mean you can pull it off.
[[reply to this](#) | [link to this](#) | [view in thread](#)]

152.  Wendy Cockcroft, Dec 4th, 2015 @ 4:17pm + | + | FW | LW

Yes I am fat and ugly
I am
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